

SENATE JOURNAL
OF THE
Forty-First Legislature
OF THE
STATE OF WASHINGTON

AT
Olympia, the State Capital

Convened January 13, 1969
Adjourned Sine Die March 13, 1969

Compiled, Edited and Indexed
(January 13, 1969 to March 1, 1969)
by
WARD BOWDEN, *Secretary of the Senate*
SIDNEY R. SNYDER, *Secretary of the Senate*
(March 1, 1969 to May 12, 1969)



DOROTHY B. GREELEY, *Journal Clerk*

JOHN A. CHERBERG, *President of the Senate*
AL HENRY, *President Pro Tempore*
JAMES E. KEEFFE, *Vice President Pro Tempore*

SENATE CAUCUS OFFICERS

Democratic Caucus

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

Republican Caucus

JOHN N. RYDER, *Chairman*
R. FRANK ATWOOD, *Floor Leader*
JAMES A. ANDERSEN, *Minority Whip*
PERRY B. WOODALL, *Vice Chairman*
HARRY B. LEWIS, *Secretary*

DONALD ROSS WILSON, *Assistant Secretary*
CHARLES L. R. JOHNSON, SR., *Sergeant at Arms*
FLORENCE T. KENDERESI, *Secretary to the Secretary*
DOLORES A. MCLENNEN, *Assistant Journal Clerk*
DOROTHY B. GREELEY, *Minute Clerk*

JOURNAL OF THE SENATE

STATE OF WASHINGTON

FORTY-FIRST LEGISLATURE

FIRST DAY

Senate Chamber, Olympia, Wash., Monday, January 13, 1969.

AT NOON

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

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

The Color Guard consisting of Pages Wesley Clizer, Color Bearer, and Betsy Zarelli, presented the Colors. Reverend Charles H. Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

Read from "THE COTTON PATCH VERSION OF THE EPISTLES OF PAUL", pages 48-49. Let us pray: "Almighty and Everlasting God, the giver of all good things on the earth, the 'planter of truth in the hearts of men', behold with Thy love and favor the members of this Senate of the state of Washington, the Governor of this State, the members of the House of Representatives, and all who participate in the work of this legislature, as together they begin another session may the standards of honesty, truth and integrity they espouse not be 'crucified' to attain the more limited goals achieved by expediency and self-interest. We pray for them in these troublous times that they would be given the humility to seek Your wisdom, to be guided by Your truth, and to desire an inner spirit of freedom that derives from a life of service to others. Give them discernment of mind so they can perceive the line of separation between Your 'foolishness' and the 'wisdom' of men, and may they never be captivated by human wisdom when it is in conflict with the simplicity of Your truth. Help them to remember that upon them and their conduct depend the continuation of the free institutions of political government in this State and Nation. May the mountain-top of perspective never be too hard for them to attain, nor the valley of suffering too low for them to enter. Give to them the peace of mind and heart that come to those who seek to do the best they know how when men are divided over the way, the truth and the spirit that leads to life. And one more thing we would ask for them is a sense of humor that springs from joy in the knowledge of Your love for them. Hear our prayer, O God, and let our cry come unto Thee, for we offer it in the Name and Faith of Jesus Christ our Lord. Amen."

ROLL CALL

The Acting Secretary called the following roll of holdover members of the Senate and all were present: R. Frank Atwood, Damon R. Canfield, Frank Connor, Fred H. Dore, Martin J. Durkan, Lawrence J. Faulk, R. R. "Bob" Greive, Sam C. Guess, Gordon Herr, John T. McCutcheon, August P. Mardesich, Richard G. Marquardt, Jack Metcalf, Ted G. Peterson, Joel M. Pritchard, Robert C. Ridder, John N. Ryder, John H. Stender, Robert W. Twigg, Wesley C. Uhlman, Nat Washington, Walter B. Williams, Perry B. Woodall.

JOURNAL OF THE SENATE

APPOINTMENT OF SPECIAL COMMITTEE

The President of the Senate appointed a committee of honor to escort the Honorable Marshall A. Neill, Associate Justice of the Supreme Court of the state of Washington to the Senate Chamber and a seat upon the rostrum. The committee consisted of Senators Woodall and Foley.

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

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

MESSAGE FROM THE SECRETARY OF STATE

Office of the Secretary, January 13, 1969.

TO THE HONORABLE, THE PRESIDENT OF THE SENATE,
THE LEGISLATURE OF THE STATE OF WASHINGTON,
OLYMPIA, WASHINGTON.
SIR:

I, A. Ludlow Kramer, Secretary of State of the state of Washington, do hereby certify that the following is a full, true and correct list of the persons elected to the office of State Senator at the General Election held in the several voting precincts in the state of Washington on the fifth day of November, 1968, as shown by the official returns of said election now on file in the office of Secretary of State; together with a list of "holdover" Senators from the fortieth session of the Legislature and that all of the following are entitled to seats in the Senate of the Legislature of the state of Washington at its forty-first biennial session commencing on the thirteenth day of January, A.D., 1969, as appears from said election returns:

January, A.D., 1969, as appears from said election returns:

LIST OF SENATORS ELECTED NOVEMBER 5, 1968

<i>District</i>	<i>Name</i>	<i>Counties Represented</i>
No. 1	Francis E. Holman	King, part
No. 2	Bruce A. Wilson	Okanogan, Pend Oreille, Stevens, Ferry
No. 3	James E. Keefe	Spokane, part
No. 4	William S. (Bill) Day	Spokane, part
No. 5	John L. Cooney	Spokane, part
No. 9	Elmer C. Huntley	Whitman, Lincoln, Adams
No. 10	Charles W. Elicker	Island, Kitsap, part
No. 11	Hubert F. Donohue	Walla Walla, Asotin, Columbia, Garfield
No. 12	R. D. McDougall	Chelan, Douglas
No. 14	Jim Matson	Yakima, part
No. 16	Mike McCormack	Benton, part; Franklin
No. 17	Al Henry	Klickitat, Skamania, Clark, part
No. 18	Don L. Talley	Cowlitz, Wahkiakum
No. 19	Robert C. Bailey	Pacific, Grays Harbor, part
No. 20	Gary M. Odegaard	Lewis, Grays Harbor, part
No. 22	Harry B. Lewis	Thurston
No. 23	Gordon L. Walgren	Kitsap, part
No. 24	Gordon Sandison	Clallam, Mason, Jefferson
No. 25	Reuben A. Knoblauch	Pierce, part
No. 27	Joe Stortini	Pierce, part
No. 28	Charles E. Newschwander	Pierce, part
No. 39	William A. Gissberg	Snohomish, part
No. 40	Lowell Peterson	San Juan, Skagit
No. 41	Brian J. Lewis	King, part
No. 48	James A. Andersen	King, part; Snohomish, 1 precinct
No. 49	Frank W. Foley	Clark, part

LIST OF HOLDOVER SENATORS

<i>District</i>	<i>Name</i>	<i>Counties Represented</i>
No. 6	Sam C. Guess	Spokane, part
No. 7	Robert W. Twigg	Spokane, part
No. 8	Damon R. Canfield	Yakima, part; Benton, part
No. 13	Nat Washington	Grant, Kittitas

No. 15	Perry B. Woodall	Yakima, part
No. 21	Jack Metcalf	Snohomish, part
No. 26	Larry Faulk	Pierce, part
No. 29	John T. McCutcheon	Pierce, part
No. 30	John H. Stender	King, part
No. 31	Gordon Herr	King, part
No. 32	Wes C. Uhlman	King, part
No. 33	Frank Connor	King, part
No. 34	R. R. (Bob) Greive	King, part
No. 35	Robert C. Ridder	King, part
No. 36	Joel M. Pritchard	King, part
No. 37	Fred H. Dore	King, part
No. 38	August P. Mardesich	Snohomish, part
No. 42	R. Frank Atwood	Whatcom
No. 43	Walter B. Williams	King, part
No. 44	Ted G. Peterson	King, part
No. 45	Richard G. Marquardt	King, part
No. 46	John N. Ryder	King, part
No. 47	Martin J. Durkan	King, part

In Testimony Whereof, I have hereunto set my hand, and affixed the Seal of the state of Washington at Olympia, this thirteenth day of January, A.D., 1969.

A. LUDLOW KRAMER, Secretary of State.

(Seal of the state of Washington)

ROLL CALL

The Acting Secretary called the roll of the following newly reelected Senators and all were present: James A. Andersen, Robert C. Bailey, John L. Cooney, Frank W. Foley, William A. Gissberg, Al Henry, Elmer C. Huntley, James E. Keefe, Reuben A. Knoblauch, Harry B. Lewis, Mike McCormack, Lowell Peterson, Gordon Sandison, Don L. Talley.

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

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

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

The Acting Secretary of the Senate called the roll of the following newly elected members of the Senate and all were present: William S. Day, Hubert F. Donohue, Charles W. Elicker, Francis E. Holman, Brian J. Lewis, Bob McDougall, Jim Matson, Charles E. Newschwander, Gary M. Odegaard, Joe Stortini, Gordon L. Walgren, Bruce A. Wilson.

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

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

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Honorable Toraichi Nakabayashi, Speaker of the Hyogo Prefectural Assembly of Kobi, Japan and his wife, Hatsu, and their son, Iso and appointed a special committee consisting of Senators Sandison and Williams to escort the visitors to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit the Honorable Nakabayashi to address the Senate.

Senator Williams replied to the remarks of the visitor in Japanese.

The committee of honor escorted the visitors from the Senate Chamber.

ELECTION OF OFFICERS

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

Senator Durkan: "Mr. President and members of the Senate:

"I rise today to put in nomination the name of a friend of mine, a man who has served with distinction in the Washington State Senate, a man who has served with distinction in the Washington State House of Representatives, one who has broad knowledge of all government affairs, a man who has held the post of President Pro Tempore of this body in the last session of the legislature and one who we can all say has been eminently fair to all of us in his dealings as President of the Senate.

"It is with great pleasure today that I nominate for President Pro Tempore of the Senate, Senator Al Henry."

Senator Mardesich: "Mr. President and members of the Senate:

"I rise to second the nomination of Senator Al Henry for President Pro Tempore of this body.

"I have known and served with Al eighteen years and he has been here some twenty-three years, if my recollection serves me, and the reason that I rise to second this nomination is because in those past years serving with Al, I have come to know that he possesses those qualifications which are imperative to anyone who would serve as President of this body.

"In my view the primary attribute for the person who handles that job should be one of fairness, respect for both parties and all persons equally and alike.

"It gives me great pleasure to second the nomination of Senator Al Henry as President Pro Tempore."

Senator Canfield: "Mr. President and members of the Senate:

"It's a personal honor and a happy privilege to place in nomination as President Pro Tempore of this body an outstanding citizen and a distinguished member of this legislative body, a man who was raised and who grew up in an atmosphere of civic responsibility, a man recognized as a born leader, not only of Republicans but of citizens throughout the state everywhere, a man whose service in this legislature is longer than that of any member of this body, beginning thirty years ago in the year 1939 in the House of Representatives where he was for three sessions—the party leader in that body, a man who has continued to serve in this body since 1959 and who has been three times his party's leader in this chamber, a man who has served under five governors in this state, a man who has served his country well in World War II and later served as judge advocate for the Washington State American Legion, a man whose sharp wit is excelled only by his political brilliance and his dedication to the people of the State of Washington.

"Gentlemen of the Senate, I give to you the distinguished Senator from the 15th district, the Honorable Senator Perry B. Woodall."

Senator Atwood: "Mr. President and members of the Senate:

"I rise to second the nomination of the one and only Superchief of this legislature or any previous legislature. I happen to be the junior partner of Woodall, Freise and Atwood and one of our partners is missing but the Superchief is still with us. This man is without peer in this legislature as an orator, debater and his brilliance is second to none.

"Without any further ado, Senator Woodall, I'd like to second that nomination."

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

On motion of Senator Gissberg, Senator Foley was excused.

ROLL CALL

The Acting Secretary called the roll on the election of President Pro Tempore of the Senate and Senator Henry was elected by the following vote: Senator Henry, 26; Senator Woodall, 22; excused, 1.

Those voting for Senator Henry were: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Gissberg, Greive, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—26.

Those voting for Senator Woodall were: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Henry, Holman, Huntley, Lewis, (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams—22.

Excused: Senator Foley, 1.

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

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

The Honorable Marshall A. Neill, Justice of the Supreme Court, administered the oath of office to Senator Henry.

President Cherberg: "Honorable members of the Senate, Justice Neill and President Pro Tempore Al Henry, ladies and gentlemen:

"It is a distinct pleasure for the President to have the opportunity to present to you your next elected Pro Tempore. The President assures that you will all join with him in extending the heartiest congratulations to Senator Henry and to Senator Woodall, a grand person. Congratulations to you, Senator Woodall, certainly a fitting tribute to you in the remarks that were presented by Senator Canfield. You have our deepest respect, admiration and affection.

"Senator Henry, the President is personally delighted to have you as President Pro Tempore and realizing full well that after your four years of Pro Tempore in the Washington State Senate, now in the parlance of the data processing field, you are certainly fourth generation compatible hardware. You bear up well and I understand that you are commencing your fourth term in the Senate. I know it full well because we came here together. Senator Henry is a person with a delightful personality, a remarkable sense of humor, and one who will serve you well. It is a pleasure at this time to present to you Senator Al Henry, your newly elected President Pro Tempore."

Senator Henry: "Mr. President and fellow Senators. The man who nominated me had me worried there for a little while. He got to the phrase 'broad' and I was afraid that he wasn't going to put 'knowledge' after it. He saved me. I also asked the lieutenant governor, due to the narrowness of the aisle, to be sure that if he appointed an escort committee to pick out two of the slimmest ones. Instead of that, he just chose one escort, Senator Connor. It's a good thing he did because there would have been a bigger foup up than there really was.

"I am deeply honored, particularly on this occasion, because as I understand from the record it is the first time in the history of the state that one man has been so honored by his fellow senators. I appreciate it and I could have no more distinguished adversary than Senator Woodall. He came to the House one session ahead of me. We've been personal friends over the years. He chases some of those Indian friends of his over the Satus Pass into my district and I chase them back and together we have a very good working relationship. It is my job as I have tried to do in the past to expedite legislation, to see that all people are recognized fairly on the floor and to assist and back up the Lieutenant Governor of the state of Washington, an eminently fair and hard-working man, Lieutenant Governor Cherberg. I have only one request of him, that if I have to stand in for him like I did at an educator's meeting in Seattle last session and they handed me a prepared speech they don't start out that I was born in Seattle and raised on Queen Anne Hill and coached the University of Washington football team. I had to make some real fast last minute changes.

"Thank you so much for the honor."

President Cherberg: "Thank you very much, Mr. President. The President extends apologies to you but suggested that perhaps due to the narrowness of the aisle that one escort would be sufficient. I believe I agree with you, Al. That isn't quite right. We should have such distinguished personalities escorted by at least two members. We will rectify that and have Senator Connor and Senator Day, would you please join Senator Connor."

"Will the committee of honor come to the rostrum and escort President Pro Tempore Henry to his desk."

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

Senator Sandison: "I rise to place in nomination for Vice President Pro Tempore the name of Senator James E. Keefe. Senator Keefe has been a member of the Washington State Senate now for 22 years. During this time he has shown himself to be a man of not only a great deal of confidence but a great deal of compassion. He has shown an interest not only in the people of his district but in the people of the state of Washington, those unfortunate in the institutions, the penal institutions, mental institutions, and those who are attending our public schools. In a period where there is divisiveness, he brings us together. In a period where there is a dichotomy of thought, he finds a middle ground. I think he is eminently qualified for the job."

Senator Knoblauch: "I would like to second the nomination of Senator James Keefe as Vice President Pro Tempore of the Senate. Senator Keefe is a dedicated public servant and a man who will serve this position with dignity and honor. He has done an outstanding job as a legislator and it is with pleasure that I second his nomination."

Senator Williams: "Mr. President and members of the Senate:

"I would like to place in nomination the name of Senator John Ryder. As you know, Senator John Ryder appeared first in the House in 1953 and he has served as a member of this Senate since 1955.

"In his legislative career he has become known as very knowledgeable in some of the most difficult fields of our government; taxation, public pensions, appropriations and matters which are of keen concern to everyone in the state.

"During this period he has served as an outstanding civic leader in the city of Seattle. He has been active in the YMCA, the Chamber of Commerce and other civic groups.

"I suggest he is equally worthy of this position."

Senator Guess: "I rise to second the nomination of Senator John Ryder. It gives me a great deal of pleasure to be able to do so. Senator Ryder has been a guider, a leader and has furnished counsel to those of us on this side of the aisle and I am sure that all of the body knows of the fairness that Senator Ryder will bring and it is with a great deal of pleasure that I second his nomination."

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

ROLL CALL

The Acting Secretary called the roll on the election of Vice President Pro Tempore, and Senator Keefe was elected by the following vote: Senator Keefe, 26; Senator Ryder, 22; excused, 1.

Those voting for Senator Keefe were: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Gissberg, Greive, Henry, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegard, Peterson (Lowell), Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—26.

Those voting for Senator Ryder were: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Stender, Twigg, Williams, Woodall—22.

Excused: Senator Foley—1.

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

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

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

President Cherberg: "Gentlemen of the Senate, Justice Neill, Vice President Pro Tempore Keefe, ladies and gentlemen:

"A rare privilege that the President has in presenting to you a man that comes to us from the sidewalks of New York.

"Senator Keefe's vast experience in the Senate Chambers, this is his sixth term incidentally, and it is wonderful to have you. His many years of experience in the theatrical field plus his own tremendous sense of humor and wit has given him a vocabulary described by Reader's Digest as being toward more picturesque speech.

"As a Senator he is one of the most highly respected and beloved persons in the history of the legislature. We would like at this time, Senator, for you to grace us with a few well-chosen words delivered in your own inimitably clever style."

Senator Keefe: "Thank you Mr. President, honored guests and fellow Senators:

"Thank you for this high honor that you have conferred upon me and I hope that I can do an outstanding job for you. I had a very worthy opponent, Senator John Ryder. He is a dear friend of mine and I hope that in being given the opportunity to preside up here I shall be fair and impartial and I want to say to you, even though he's the Superchief, Senator Woodall is now my roommate. Thank you very much."

President Cherberg: "Thank you very much, Vice President Pro Tempore Keefe.

"Will the committee of honor come to the rostrum and escort Vice President Pro Tempore Keefe to his desk."

President Cherberg: "The President calls for nominations for the office of Secretary of the Senate."

Senator Gissberg: "Mr. President and colleagues:

"I place in nomination the name of Ward Bowden for Secretary of the Senate. I did the same in 1953 but my nomination was not successful. I did the same in 1955. Once again, Mr. Bowden was not elected but during those two sessions of the legislature he did serve in the capacity as assistant to the then Chief Clerk of the House of Representatives. He did such an outstanding job learning his job during those early days that in 1957 he won by an overwhelming majority of the members of the Senate and each and every session since that time I have placed his name in nomination and because of the fine job that he has done, he continues to serve in that capacity.

"I am hopeful again that the things that he has done here for us will enable you to express your confidence in him by voting for Ward Bowden.

"I can recall the longest speech that was ever made on this floor some years ago. It was a seconding nomination made by a Republican for Ward Bowden. I don't recall specifically the occasion but it seems that there was some thought about filibustering on the occasion and I know, however, that Justice Marshall Neill did say all the things that were really in his heart about Ward Bowden because he did an outstanding job in telling us at that time why Ward Bowden was important to us and why we should elect him.

"I think that it should be pointed out that in complimenting Ward Bowden about the things that he has done for the Senate during this interim and the legislature, that I will not detract from the work done by Senator Sandison in his capacity as chairman of the Senate Facilities Committee but I think I should point out that although Ward has served long, he has not been the type of individual who is content with the status quo. He constantly seeks to make our work easier for us and he has done so during this past interim.

"I would point out to you the fact that Mrs. Fading is sitting near a new machine which has been utilized now in some few states but I think that Washington is one of the pioneers now in using the computer system on the floor of the Senate. Ward Bowden's leadership, with that of Senator Sandison, was instrumental in placing that before us to serve as another legislative aid in assisting us in modernizing the role of state government generally. Ward Bowden has also been a leader in seeing to it, in pushing, if you will, the legislators in putting the Revised Code of Washington on tape to simplify the work of bill drafters. This also will make itself felt.

"I am sorry that I must lose Ward Bowden from the 39th legislative district, however, Snohomish county's loss is Thurston county's gain. I am happy to report, however, notwithstanding the fact that Mr. Bowden has sold his newspaper and that I will lose the support of Ward Bowden in Snohomish county, I am very pleased and I know you will be happy to know that he did sell his newspapers to a very fine Democrat who has been an understudy for many years and so the fine work in the Skykomish Valley will continue in the same fashion.

"Ward has done an outstanding job for us. I sincerely hope that you will express your confidence in him by voting for him for this position as Secretary of the Senate."

Senator Lewis (Harry): "Thank you, Mr. President, members of the Senate:

"I think it is apparent that partisan politics dictate that when it comes to floor work officers that each party should sponsor its own candidate. However, when we talk about the mechanics of operation of a business like the Washington State Senate, I believe and I think that all of us believe, that it should be operated efficiently without partisanship by a group and under the leadership of a man like Ward Bowden who is familiar and experienced with its operation.

"I rise to second the nomination for the members of the minority. There is a job to be done. Mr. Bowden is competent and knowledgeable and does the job well. His experienced management of the staff affording services to the Senate as a body and to each of us members deserves the vote of each of us.

"I am happy to second the nomination of Ward Bowden as Secretary of the Senate."

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

ROLL CALL

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

Those voting for Ward Bowden were: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Foley—1.

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

The President appointed an honor committee consisting of Senators Gissberg and Lewis (Harry) to escort Ward Bowden to the rostrum.

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

President Cherberg: "Honored members of the Senate, Justice Neill, Mr. Secretary:

"It was a close fight, Ward, but you won. Truly, it is a remarkable honor for you to receive a unanimous vote for the office. I can only think of one other man who has received that particular honor in the history of our country and that was President George Washington!

"Ward is recognized as the outstanding Secretary of the Senate in the United States of America and the President wishes to compliment the members on their excellent judgment and offer hearty congratulations to you, Ward, and a word of appreciation for the grand job you have always done for us.

"The Honorable Ward Bowden."

Ward Bowden: "Thank you Governor, Judge Neill, Senator Gissberg, Senator Lewis and other members of the Senate:

"You have honored me greatly today and I want to thank you again. I am quite overwhelmed, really. I suggested that my family might like to be here today. Some of them are in the gallery and I'm sure they have heard many things about their father and my wife's husband that they probably didn't know before. This is the first time that my family has been able to see me sworn and I am very proud to have them here today.

"I presume with the exception of Senator Dore that you are enjoying your new surroundings. We worked hard and diligently with the Committee and I think everything is ready for you now. There are a few things yet to be done, a little smoothing out to do but we are going to do it in the next day or so.

"The Employment Committee has met and adjourned and has left in my hands a wonderful staff of people to work with you and, of course, those that you see here this morning are just a very small part of the employees that were hired by the Washington State Senate to assist you in your duties here. I hope that you take every opportunity to use their services and try to learn about the new services that we have here for you.

"On the rostrum we have some new faces, to the rostrum at least, and I would like to present my assistant, of course, Don Wilson who has served us faithfully for many sessions. Don is my great right arm and he handles all the property around here and does things that I couldn't possibly do by myself and I am very glad to have Don back. Don, would you stand?

"Now we have a new journal clerk but she is not new to the Senate. In fact, Dorothy antedates me in the Senate. She came here as a very young woman and she has been here ever since. Dorothy, I would like you to stand.

"And of course, Verne Sawyer needs no introduction. He has been with us a good many sessions and we are happy to have him back. Verne, would you stand?

"The newest member of the Senate staff is Elmo Fading and she sits at my right. Elmo is the Docket Clerk and she has the controls of the data processing system at her fingertips. She can answer many questions for you very rapidly and I hope that you will each go up and take the opportunity to meet Elmo and ask her what she can do for you, because this is something very new and if you are not familiar with it, familiarize yourself with it and I am sure that you will find it very useful.

"Now thank you again, gentlemen of the Senate. You have honored me today. Thank you Senator Gissberg for the beautiful nominating speech and also Senator Lewis."

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

Senator Henry: "Mr. President and members of the Senate:

"Some eighteen years ago I had the privilege of serving with our present Acting Sergeant at Arms as a member of the House. Subsequently I have nominated him as Sergeant at Arms of the House and he did an outstanding job there. In 1957 I nominated him in the Senate. He has been the Sergeant at Arms of the Washington State Senate ever since.

"He has worked untiringly on behalf of the members on both sides of the aisle and I think it fitting and proper that once again we return Charlie Johnson as our Sergeant at Arms of the Washington State Senate.

"He is on call twenty-four hours a day as some of you know because I know some of you make a practice of calling him and I think that once again it will be our pleasure to have serving us as Sergeant at Arms, Charles Johnson."

Senator Uhlman: "Mr. President and gentlemen of the Senate:

"It gives me a great deal of pleasure to second the nomination of Charlie Johnson. Everyone here I believe knows him and as Senator Henry indicated has had occasion to have him perform tasks for them and to the newer members, I would simply suggest that Charles Johnson has done an excellent job and will continue I believe to do the same kind of a job.

"He has a thankless job and one that is near impossible on occasion, for dealing with forty-nine different and distinct personalities is almost an impossible job. He has done it well and I believe he should continue."

Senator Pritchard: "Mr. President and members of the Senate:

"I would like to offer this side of the aisle's candidate for Sergeant at Arms. Thinking about this post, I tried to think about the qualities which we would like in our Sergeant at Arms and I thought probably like any person that shoulders a major responsibility, we want the same qualities there as we do in our Senators. I thought of two, one who is truly concerned and deeply cares about the legislature and the legislative process which we all know is the cornerstone of a responsible and responsive government and second, like Senators, the employees shoulder a major responsibility and are pulled in a hundred different directions and have a thousand distractions and I think it is important that they have a keen sense of purpose and proper standard of priority for it is far too easy to drift into the backwaters of trivia.

"My nominee is Linus Pearson who is a successful businessman and a community leader in Seattle and he meets the standards that we have set and we properly expect from this position. We offer this gentleman for your consideration."

Senator Metcalf: "Mr. President and members of the Senate:

"It is a privilege to second the nomination of Linus Pearson, a fine and competent gentleman for the office of Sergeant at Arms of the Washington State Senate."

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

ROLL CALL

The Secretary called the roll on the election of Sergeant at Arms of the Senate and Charles Johnson was elected by the following vote: Charles Johnson, 26; Linus Pearson, 22; excused, 1.

Those voting for Charles Johnson were: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—26.

Those voting for Linus Pearson were: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams, Woodall—22.

Excused: Senator Foley—1.

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

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

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

President Cherberg: "Honored members of the Senate, Justice Neill, Honorable Charles Johnson, ladies and gentlemen:

"The Sergeant at Arms is another fourth generation hardware addition to the forty-first state legislature. I believe that Charlie came to the legislature, or that is to the Washington State Senate, in 1957 and has served the Senate as Sergeant at Arms ever since. He has done a fine job.

"Charlie, we want to congratulate you on your reelection and would like to have you address the Senate at this time."

Charlie Johnson: "Thank you Mr. President, Judge Neill and members:

"I appreciate your selecting me again. It is quite an honor to be here to serve you fellows. I know that I heard what someone said that you have forty-nine things that make you very uncomfortable sometimes when you can't do what you want to do but I will do my very best for forty-nine Senators.

"Anytime you need me, I will be very happy to serve you.

"I have one request I would like to make of you. I have my sister and my niece in the gallery and they have never been here during a session before and I would like to have them stand, if it is permissible. Mrs. Hill and her daughter, Mrs. Scott from Seattle.

"Thank you very much from the bottom of my heart."

President Cherberg: "Thank you very much, Charlie and good luck and best wishes."

SENATE RESOLUTION 1969-1

By Senators Greive and Atwood:

BE IT RESOLVED, That the rules which governed the Senate during the Fortieth Legislative Session of 1967 be adopted by the Senate as temporary rules until permanent rules be adopted, and that the Committee on Rules and Joint Rules be authorized and directed to formulate the permanent rules of the Senate for the present session, and that the Committee on Rules act jointly with a like committee from the House of Representatives to formulate joint rules.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION 1969-2

By Senators Greive and Atwood:

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

On motion of Senator Greive the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

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

On motion of Senator Greive, the appointees were confirmed.

The committee retired.

The committee of honor approached the rostrum and escorted Justice Marshall A. Neill from the rostrum to his chambers.

SENATE RESOLUTION 1969-3

By Senator Henry:

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

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION 1969-4

By Senators Sandison and Peterson (Ted):

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

On motion of Senator Sandison, the resolution was adopted.

SENATE RESOLUTION 1969-5

By Senators Sandison and Peterson (Ted):

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

On motion of Senator Sandison, the resolution was adopted.

SENATE RESOLUTION 1969-6

By Senator Greive:

BE IT RESOLVED, That the Secretary of the Senate is hereby directed to procure from the Postmaster of Olympia a sufficient quantity of six cent stamps for the use of the Senate; and

BE IT FURTHER RESOLVED, That he shall deliver 10 rolls to each member and officer of the Senate, taking his receipt therefor.

On motion of Senator Greive, the resolution was adopted.

REPORT OF SPECIAL COMMITTEE

The special committee consisting of Senators Day, Walgren and Uhlman appeared before the bar of the Senate and reported that the House had recessed until 2:45 p.m. The report was received.

MOTION

At 2:45 p.m., on motion of Senator Greive, the Senate recessed until 3:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 3:30 p.m.

MESSAGE FROM THE HOUSE

January 13, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 2, HOUSE CONCURRENT RESOLUTION NO. 3, and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

PRESIDENT'S PRIVILEGE

The President: "Members of the Senate, ladies and gentlemen: We have a dignitary from the city of Olympia, the Honorable Tom Allen, commissioner of finance."

The President appointed a committee of honor consisting of Senators Talley, Connor and Guess to escort Commissioner Allen to the rostrum.

Commissioner Allen: "I am here representing Mayor Neil McKay who is indisposed and couldn't perform this little pleasure. My function is twofold.

"I have come to welcome all of you Senators to the city of Olympia. I want to tell you that we all, here in Olympia, hope that you will have a friendly and fruitful session, especially as you consider the problems of cities. Secondly, I want to invite you to the Governor's Ball which traditionally the people of the city of Olympia put on during the legislative session to honor you and the Governor.

"Each one of you will find at your desk an invitation to the Governor's Ball which is next Wednesday evening. I hope you will be there. We have two bands and some entertainment provided and it should be a good party.

"Having been to these things before, I know that the best way to get you there is to see that your wives get these invitations so I hope that each one of you will take the invitation you find on your desk and let your wife see it. Then, let nature take its course.

"Thank you for giving me your time."

The committee of honor escorted Commissioner Allen from the rostrum.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 1, by Senators Durkan and Uhlman:

An Act relating to property taxes; providing an increase in the limited exemption from the property tax for certain senior citizens; and amending section 1, chapter 132, Laws of 1967 ex. sess. and RCW 84.36.128.

Referred to Committee on Ways and Means.

SENATE BILL NO. 2, by Senator Durkan:

An Act relating to state government; providing for increases in wages and salaries and other benefits for state employees; making appropriations; and declaring an emergency.

Referred to Committee on State Government.

SENATE BILL NO. 3, by Senator Durkan:

An Act relating to crime and juvenile delinquency; creating the joint legislative committee on crime; and prescribing powers, duties and functions.

Referred to Judiciary Committee.

SENATE BILL NO. 4, by Senator Durkan:

An Act establishing an alcoholism and narcotic drug addiction treatment center at Northern State Hospital.

Referred to Committee on Public Institutions.

SENATE BILL NO. 5, by Senator Durkan:

An Act relating to financial aid for cities and towns; and making an appropriation.

Referred to Committee on Ways and Means.

SENATE BILL NO. 6, by Senator Durkan:

An Act relating to the granting of a tax credit to industries providing job-training and related programs to recipients of public assistance.

Referred to Committee on Ways and Means.

SENATE BILL NO. 7, by Senator Gissberg:

An Act relating to county recreation districts; amending section 36.69.010, chapter 4, Laws of 1963 as amended by section 1, chapter 63, Laws of 1967, and RCW 36.69.010; amending section 36.69.020, chapter 4, Laws of 1963 as amended by section 2, chapter 63, Laws of 1967 and RCW 36.69.020; amending section 36.69.030, chapter 4, Laws of 1963 as amended by section 3, chapter 63, Laws of 1967 and RCW 36.69.030; amending section 36.69.130, chapter 4, Laws of 1963 as amended by section 4, chapter 63, Laws of 1967 and

RCW 36.69.130; amending section 36.69.140, chapter 4, Laws of 1963 as amended by section 5, chapter 63, Laws of 1967 and RCW 36.69.140; amending section 36.69.190, chapter 4, Laws of 1963 as amended by section 6, chapter 63, Laws of 1967 and RCW 36.69.190; and amending section 36.69.900, chapter 4, Laws of 1963 as amended by section 7, chapter 63, Laws of 1967 and RCW 36.69.900.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 8, by Senators Henry, Talley, Foley, and Greive:

An Act relating to taxation; providing for exemptions; and amending section 84.36.120, chapter 15, Laws of 1961 and RCW 84.36.120.

Referred to Committee on Ways and Means.

REPORT OF SPECIAL COMMITTEE

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

The report was received and the committee was discharged.

SENATE BILL NO. 9, by Senators Uhlman and Elicker (by departmental request):

An Act relating to motor vehicles; reenacting section 46.20.220, chapter 12, Laws of 1961 as last amended by section 28, chapter 32, Laws of 1967 and section 9, chapter 232, Laws of 1967, and RCW 46.20.220; reenacting section 43, chapter 121, Laws of 1965 ex. sess. as last amended by section 7, chapter 167, Laws of 1967 and section 52, chapter 145, Laws of 1967 ex. sess., and RCW 46.20.342; amending section 46.16.010, chapter 12, Laws of 1961, as last amended by section 2, chapter 202, Laws of 1967, and RCW 46.16.010; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 10, by Senators Uhlman and Elicker (by departmental request):

An Act relating to cities and towns; amending section 35.27.520, chapter 7, Laws of 1965 as amended by section 16, chapter 116, Laws of 1965 ex. sess. and RCW 35.27.520; amending section 35.38.020, chapter 7, Laws of 1965 as amended by section 5, chapter 132, Laws of 1967 and RCW 35.38.020; reenacting section 35.79.030, chapter 7, Laws of 1965, as last amended by section 1, chapter 123, Laws of 1967 and section 1, chapter 129, Laws of 1967 ex. sess. and RCW 35.79.030; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 11, by Senators Uhlman and Elicker (by departmental request):

An Act relating to the division of probation and parole; amending section 4, chapter 227, Laws of 1957, as last amended by section 16, chapter 134, Laws of 1967 and section 8, chapter 200, Laws of 1967, and RCW 9.95.210; consolidating said 1967 amendments; and declaring an emergency.

Referred to Committee on Public Institutions.

SENATE BILL NO. 12, by Senators Uhlman and Elicker (by departmental request):

An Act relating to electricians and electrical installations; reenacting section 4, chapter 169, Laws of 1935 as last amended by section 2, chapter 88, Laws of 1967 and section 1, chapter 15, Laws of 1967 ex. sess., and RCW 19.28.120; and declaring an emergency.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 13, by Senators Uhlman and Elicker (by departmental request):

An Act relating to municipal corporations; amending section 14, chapter 207, Laws of 1939, as last amended by section 4, chapter 185, Laws of 1967, and RCW 41.28.130; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 14, by Senators Uhlman and Elicker (by departmental request):

An Act relating to state government; reenacting section 43.17.010, chapter 8, Laws of 1965 as last amended by section 12, chapter 242, Laws of 1967 and section 12, chapter 26, Laws of 1967 ex. sess., and RCW 43.17.010; reenacting section 43.17.020, chapter 8, Laws of 1965 as last amended by section 13, chapter 242, Laws of 1967 and section 13, chapter 26, Laws of 1967 ex. sess., and RCW 43.17.020; reenacting section 43.19.190, chapter 8, Laws of 1965, as last amended by section 51, chapter 8, Laws of 1967 ex. sess., and section 2, chapter 104, Laws of 1967 ex. sess., and RCW 43.19.190; and declaring an emergency.

Referred to Committee on State Government.

SENATE BILL NO. 15, by Senators Uhlman and Elicker (by departmental request):

An Act relating to motor freight carriers; reenacting section 81.80.060, chapter 14, Laws of 1961 as last amended by section 2, chapter 69, Laws of 1967 and section 77, chapter 145, Laws of 1967 ex. sess., and RCW 81.80.060; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 16, by Senators Uhlman and Elicker (by departmental request):

An Act relating to property taxes; reenacting section 84.36.010, chapter 15, Laws of 1961 as last amended by section 35, chapter 145, Laws of 1967 ex. sess. and section 31, chapter 149, Laws of 1967 ex. sess., and RCW 84.36.010; and declaring an emergency.

Referred to Committee on Ways and Means.

COMMITTEE FROM THE HOUSE

A committee from the House consisting of Representatives Clarke, O'Brien and Pardini appeared before the bar of the Senate to notify the Senate that the House was organized and ready to do business.

The report was received and the committee retired.

SENATE BILL NO. 17, by Senator Uhlman:

An Act relating to bail and recognizances, and criminal actions and proceedings; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 18, by Senators Uhlman and Herr:

An Act relating to fire bombs; adding new sections to chapter 9.40 RCW; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 19, by Senator Uhlman:

An Act relating to the financial responsibility and security of owners and operators of motor vehicles; adding new sections to chapter 169, Laws of 1963 and to chapter 46.29 RCW; amending section 4, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.031; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 20, by Senator Uhlman:

An Act relating to financial responsibility of motor vehicle drivers and owners; defining crimes; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 21, by Senators Uhlman and Ridder:

An Act relating to financial responsibility of motor vehicle drivers and owners; adding a new section to chapter 169, Laws of 1963 and to chapter 46.29 RCW; defining crimes; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 22, by Senators Woodall, Greive and Washington (by Joint Committee on Governmental Cooperation request):

An Act relating to crimes and punishment; defining crimes; and prescribing penalties.
Referred to Judiciary Committee.

SENATE BILL NO. 23, by Senators Washington and Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to work incentive programs for the hard core unemployed.
Referred to Committee on Labor and Social Security.

SENATE BILL NO. 24, by Senators Washington, Woodall, and Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to public schools.
Referred to Committee on Labor and Social Security.

SENATE BILL NO. 25, by Senators Washington and Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to the apprenticeship council; and amending section 1, chapter 231, Laws of 1941, as last amended by section 1, chapter 6, Laws of 1967, and RCW 49.04.010.
Referred to Committee on Labor and Social Security.

SENATE BILL NO. 26, by Senator Guess:

An Act relating to percentage preferences for Washington residents on public contracts for public works or improvements; and amending section 1, chapter 246, Laws of 1943 and RCW 39.16.010.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 27, by Senator Lewis (Brian):

An Act relating to state and local governments; providing for interlocal governmental cooperation on a state, local government, municipal corporation, and federal basis; and amending section 3, chapter 239, Laws of 1967 and RCW 39.34.020.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 28, by Senators Lewis (Brian) and Walgren:

An Act relating to local improvements in cities and towns; amending section 35.43.040, chapter 7, Laws of 1965 and RCW 35.43.040; and amending section 35.44.020, chapter 7, Laws of 1965 and RCW 35.44.020.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 29, by Senator Keefe:

An Act relating to crimes; and amending section 118, page 96, Laws of 1854, as last amended by section 1, chapter 146, Laws of 1961, and RCW 9.68.010.

Referred to Judiciary Committee.

SENATE BILL NO. 30, by Senator Guess:

An Act relating to publication and sale of certain written material; defining crimes; and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 31, by Senator Guess:

An Act relating to publication and sale of certain material harmful to minors; defining crimes; and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 32, by Senator Uhlman:

An Act relating to the office of administrator for the courts; and amending section 1, chapter 259, Laws of 1957 and RCW 2.56.010.

Referred to Judiciary Committee.

SENATE BILL NO. 33, by Senators McCutcheon and Woodall:

An Act relating to education; amending section 2, chapter 154, Laws of 1965 ex. sess., as last amended by section 3, chapter 140, Laws of 1967 ex. sess., and RCW 28.41.130; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 34, by Senator Stortini:

An Act relating to education; and amending section 1, chapter 203, Laws of 1941, as last amended by section 1, chapter 64, Laws of 1967, and RCW 28.05.050.

Referred to Committee on Education.

SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley:

An Act relating to motor vehicles; and amending section 46.16.320, chapter 12, Laws of 1961, as last amended by section 80, chapter 145, Laws of 1967 ex. sess., and RCW 46.16.320.

Referred to Committee on Highways.

SENATE BILL NO. 36, by Senator Faulk:

An Act relating to public assistance; and amending section 74.09.160, chapter 26, Laws of 1959 and RCW 74.09.160.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 37, by Senator Durkan (by Municipal Committee request):

An Act relating to the optional municipal code and certain power of cities; amending section 35A.11.020, chapter 119, Laws of 1967 ex. sess. and RCW 35A.11.020; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 38, by Senator Durkan (by Municipal Committee request):

An Act relating to the optional municipal code; amending section 35A.41.020, chapter 119, Laws of 1967 ex. sess. and RCW 35A.41.020; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 39, by Senator Durkan:

An Act relating to public assistance; and amending section 74.04.005, chapter 26, Laws of 1959, as last amended by section 1, chapter 2, Laws of 1965 ex. sess. and RCW 74.04.005.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 40, by Senator McCormack:

An Act relating to the superior courts and the number of judges therein in certain counties; and amending section 6, chapter 125, Laws of 1951, as last amended by section 3, chapter 84, Laws of 1967 ex. sess., and RCW 2.08.064.

Referred to Judiciary Committee.

SENATE BILL NO. 41, by Senators Herr, Uhlman, Metcalf, Greive, Marquardt and Andersen:

An Act relating to crimes and punishment; prescribing penalties for assaults upon firemen and police officers acting in the course of their lawful duties; and adding a new section to chapter 9.11 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 42, by Senators Uhlman, Talley, Huntley and Guess:

An Act relating to vital statistics; amending section 7, page 405, Laws of 1854, as last amended by section 4, chapter 26, Laws of 1967, and RCW 26.04.090; amending section 4, chapter 204, Laws of 1939, as amended by section 7, chapter 26, Laws of 1967, and RCW

26.04.160; and amending section 6, chapter 159, Laws of 1945, as last amended by section 10, chapter 26, Laws of 1967, and RCW 70.58.200.

Referred to Judiciary Committee.

MOTION

On motion of Senator Uhlman, there being no objection, the rules were suspended and the names of Senators Huntley, Talley and Guess were added as additional sponsors to Senate Bill No. 42.

SENATE BILL NO. 43, by Senators Walgren and Elicker:

An Act relating to education; amending section 2, chapter 154, Laws of 1965 ex. sess., as last amended by section 3, chapter 140, Laws of 1967 ex. sess., and RCW 28.41.130; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 44, by Senator Guess:

An Act relating to counties; and amending section 36.27.020, chapter 4, Laws of 1963 and RCW 36.27.020.

Referred to Judiciary Committee.

SENATE BILL NO. 45, by Senator Faulk:

An Act relating to highways; and amending section 4, chapter 173, Laws of 1963 and RCW 47.05.040.

Referred to Committee on Highways.

SENATE BILL NO. 46, by Senators Faulk, Marquardt and Greive:

An Act relating to taxation and revenue; and adding a new section to chapter 132, Laws of 1967 ex. sess. and to chapter 84.36 RCW.

Referred to Committee on Ways and Means.

SENATE BILL NO. 47, by Senator Guess:

An Act relating to counties; providing salaries for county officers; providing a source of funds for certain portions of county officers' salaries; authorizing the preparation of a code of laws for the government of counties; creating a temporary county code committee; amending section 36.17.020, chapter 4, Laws of 1963, as last amended by section 2, chapter 77, Laws of 1967 ex. sess., and RCW 36.17.020; amending section 36.16.032, chapter 4, Laws of 1963, as last amended by section 1, chapter 77, Laws of 1967 ex. sess., and RCW 36.16.032; adding a new section to chapter 4, Laws of 1963 and to chapter 36.82 RCW; repealing section 36.32.320, chapter 4, Laws of 1963, as amended by section 4, chapter 218, Laws of 1967, and RCW 36.32.320; making an appropriation; declaring an emergency; and providing that portions of this act shall expire June 30, 1971.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 48, by Senator Guess:

An Act relating to garnishment; and amending section 1, chapter 160, Laws of 1909, as last amended by section 1, chapter 143, Laws of 1967, and RCW 12.32.010.

Referred to Judiciary Committee.

SENATE BILL NO. 49, by Senators Keefe, Knoblauch and Sandison (by Legislative Council request):

An Act relating to public institutions; amending section 72.40.040, chapter 28, Laws of 1959, and RCW 72.40.040.

Referred to Committee on Public Institutions.

SENATE BILL NO. 50, by Senators Dore, Holman, Uhlman and Metcalf:

An Act relating to state government; defining crimes and providing penalties; and making an appropriation.

Referred to Judiciary Committee.

SENATE BILL NO. 51, by Senator Pritchard (by departmental request):

An Act relating to the public printer; and amending section 43.78.110, chapter 8, Laws of 1965 and RCW 43.78.110.

Referred to Committee on State Government.

SENATE BILL NO. 52, by Senator Atwood (by departmental request):

An Act relating to state government; amending section 7, chapter 159, Laws of 1963, and RCW 4.92.130; amending section 10, chapter 159, Laws of 1963, and RCW 4.92.160; amending section 11, chapter 159, Laws of 1963, and RCW 4.92.170; adding new sections to chapter 159, Laws of 1963 and to chapter 4.92 RCW; and declaring an emergency.

Referred to Committee on Ways and Means.

SENATE BILL NO. 53, by Senators Washington, Marquardt and McDougall:

An Act relating to public highways; adding a highway to the scenic and recreational highway system; and amending section 2, chapter 85, Laws of 1967 ex. sess. and RCW 47.39.020.

Referred to Committee on Highways.

SENATE BILL NO. 54, by Senators Huntley, Donohue and McCormack:

An Act relating to state highways; and amending section 47.20.410, chapter 13, Laws of 1961 as last amended by section 7, chapter 145, Laws of 1967 ex. sess., and RCW 47.20.410.

Referred to Committee on Highways.

SENATE BILL NO. 55, by Senator Gissberg:

An Act relating to counties; amending section 36.87.010, chapter 4, Laws of 1963 and RCW 36.87.010; amending section 36.87.080, chapter 4, Laws of 1963 and RCW 36.87.080; and amending section 36.40.140, chapter 4, Laws of 1963 and RCW 36.40.140.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 56, by Senators Greive and Ryder:

An Act relating to real estate conveyances in first class cities and in class A and AA counties; requiring occupancy certificates in connection with sales of certain real estate; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 57, by Senators Holman, Greive and Ryder:

An Act authorizing the gift of all or part of a human body, after death for specified purposes; adding new sections to chapter 68.08 RCW; repealing section 2, chapter 90, Laws of 1961 and RCW 68.08.250; repealing section 3, chapter 90, Laws of 1961 and RCW 68.08.260; repealing section 4, chapter 90, Laws of 1961 and RCW 68.08.270; and repealing section 5, chapter 90, Laws of 1961 and RCW 68.08.280.

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

SENATE BILL NO. 58, by Senator Faulk:

An Act relating to sewage disposal from boats; defining crimes; and prescribing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 59, by Senator Faulk:

An act relating to elections; providing for a presidential preference primary; prescribing procedure for the selection of nominees for president of the United States; and adding a new chapter to Title 29 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 60, by Senator Guess:

An Act relating to schools and school districts.

Referred to Committee on Education.

SENATE BILL NO. 61, by Senator Guess:

An Act relating to sex education.
Referred to Committee on Education.

SENATE BILL NO. 62, by Senator Guess:

An Act relating to education.
Referred to Committee on Education.

SENATE BILL NO. 63, by Senators Dore and Connor:

An Act relating to garnishment; amending section 1, chapter 56, Laws of 1893 and RCW 7.32.010; amending section 3, chapter 56, Laws of 1893, as last amended by section 1, chapter 142, Laws of 1967, and RCW 7.32.030; amending section 6, chapter 56, Laws of 1893, as amended by section 6, chapter 142, Laws of 1967, and RCW 7.32.100; amending section 9, chapter 56, Laws of 1893, as last amended by section 9, chapter 142, Laws of 1967, and RCW 7.32.130; amending section 10, chapter 56, Laws of 1893, as amended by section 10, chapter 142, Laws of 1967, and RCW 7.32.150; amending section 11, chapter 56, Laws of 1893, as amended by section 12, chapter 142, Laws of 1967, and RCW 7.32.160; amending section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 13, Laws of 1963, and RCW 7.32.280; amending section 25, chapter 56, Laws of 1893, as amended by section 17, chapter 142, Laws of 1967, and RCW 7.32.300; amending section 1, chapter 160, Laws of 1909, as last amended by section 1, chapter 143, Laws of 1967, and RCW 12.32.010; amending section 2, chapter 160, Laws of 1909, as last amended by section 2, chapter 143, Laws of 1967, and RCW 12.32.020; amending section 4, chapter 160, Laws of 1909, as last amended by section 4, chapter 143, Laws of 1967, and RCW 12.32.040; amending section 8, chapter 160, Laws of 1909, as amended by section 8, chapter 143, Laws of 1967, and RCW 12.32.080; amending section 10, chapter 160, Laws of 1909, as amended by section 9, chapter 143, Laws of 1967, and RCW 12.32.100; amending section 11, chapter 160, Laws of 1909, as amended by section 10, chapter 143, Laws of 1967, and RCW 12.32.110; and amending section 253, page 178, Laws of 1854, as last amended by section 1, chapter 89, Laws of 1965, and RCW 6.16.020.

Referred to Judiciary Committee.

SENATE BILL NO. 64, by Senators Dore, Connor, Ridder and Keefe:

An Act relating to revenue and taxation; providing for the allocation and distribution of a portion of retail sales tax revenues to cities and towns; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.08 RCW.

Referred to Committee on Ways and Means.

SENATE BILL NO. 65, by Senators Lewis (Brian), Holman and Walgren:

An Act relating to cities and towns; providing for determination of the populations thereof and of territory annexed thereto; amending section 35.13.260, chapter 7, Laws of 1965, as amended by section 2, chapter 42, Laws of 1967 ex. sess., and RCW 35.13.260; and amending section 43.62.030, chapter 8, Laws of 1965 and RCW 43.62.030.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 66, by Senators Lewis (Brian), Williams and Walgren:

An Act relating to cities and towns; and amending section 35.45.020, chapter 7, Laws of 1965 and RCW 35.45.020.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 67, by Senators Huntley and Keefe:

An Act relating to vocational rehabilitation; amending section 8, chapter 118, Laws of 1967, as amended by section 46, chapter 8, Laws of 1967 ex. sess. and RCW 28.10.080; adding a new section to chapter 8, Laws of 1967 ex. sess. and to chapter 28.10 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Public Institutions.

SENATE BILL NO. 68, by Senators Lewis (Brian), Marquardt and Walgren:

An Act relating to state and local government; and adding a new section to chapter 183, Laws of 1923 and to chapter 39.04 RCW.
Referred to Committee on State Government.

SENATE BILL NO. 69, by Senators Lewis (Brian), Marquardt and Walgren:

An Act relating to state and local government; and adding a new section to chapter 183, Laws of 1923 and to chapter 39.04 RCW.
Referred to Committee on State Government.

SENATE BILL NO. 70, by Senators Lewis (Brian), Williams and Holman:

An Act relating to public indebtedness; and amending section 1, chapter 143, Laws of 1917, as last amended by section 4, chapter 107, Laws of 1967, and RCW 39.36.020.
Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 71, by Senator Durkan:

An Act relating to state government; transferring certain funds to the state treasury; providing for appropriation thereof; declaring an emergency; and providing an effective date.

Referred to Committee on Ways and Means.

SENATE BILL NO. 72, by Senator Lewis (Harry):

An Act relating to highways.
Referred to Committee on Highways.

SENATE BILL NO. 73, by Senator Durkan:

An Act relating to state and local government; and adding a new section to chapter 183, Laws of 1923 and to chapter 39.04 RCW.
Referred to Committee on State Government.

SENATE BILL NO. 74, by Senators Durkan, Talley, Greive, McCormack, Keefe and Ridder:

An Act relating to retirement and pensions; establishing a retirement system for law enforcement officers; allowing for transfer from present retirement systems to the newly created system; and amending section 4, chapter 69, Laws of 1955 and RCW 41.20.150.

Referred to Committee on State Government.

MOTION

On motion of Senator Durkan, there being no objection, the rules were suspended and the names of Senators Talley, Greive, Ridder, McCormack and Keefe were permitted as additional sponsors to Senate Bill No. 74.

SENATE BILL NO. 75, by Senator Guess:

An Act relating to motor vehicles; making it illegal to abandon a motor vehicle; establishing financial responsibility therefore; providing a procedure for the reporting of stolen and abandoned vehicles, the storage of vehicles when recovered or abandoned, and the disposition thereof; amending section 46.52.110, chapter 12, Laws of 1961, as last amended by section 61, chapter 32, Laws of 1967, and RCW 46.52.110; adding six new sections to chapter 12, Laws of 1961 and to chapter 46.52 RCW; prescribing penalties; and providing an effective date.

Referred to Judiciary Committee.

SENATE BILL NO. 76, by Senator Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to housing standards in cities, towns and counties; amending section 35.80.010, chapter 7, Laws of 1965 as amended by section 1, chapter 111, Laws of 1967 and RCW 35.80.010; amending section 35.80.020, chapter 7, Laws of 1965 as amended by

section 2, chapter 111, Laws of 1967 and RCW 35.80.020; and amending section 35.80.030, chapter 7, Laws of 1965 as amended by section 3, chapter 111, Laws of 1967 and RCW 35.80.030.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 77, by Senator Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to urban renewal and redevelopment; authorizing cities, towns and counties to provide for the self-liquidation of the costs of urban renewal and redevelopment projects; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 78, by Senator Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to urban renewal; establishing tax abatement and credit procedures for owners of property occupied by persons and families of low income; and declaring an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 79, by Senator Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to eminent domain; and establishing procedures, standards and indemnification for the relocation of persons and families displaced by redevelopment projects.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 80, by Senators Talley, Lewis (Harry) and Greive (by Legislative Council request):

An Act relating to revenue and taxation; adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; repealing section 3, chapter 168, Laws of 1961, as last amended by section 33, chapter 149, Laws of 1967 ex. sess., and RCW 84.36.171; repealing sections 14, 15 and 16, chapter 28, Laws of 1963 ex. sess., and RCW 84.36.172, RCW 84.36.173 and RCW 84.36.174; providing an effective date; and declaring an emergency.

Referred to Committee on Ways and Means.

SENATE BILL NO. 81, by Senators Dore and Ryder (by departmental request):

An Act relating to accountancy; amending section 15, chapter 226, Laws of 1949 and RCW 18.04.160; amending section 19, chapter 226, Laws of 1949 and RCW 18.04.200; amending section 21, chapter 226, Laws of 1949 and RCW 18.04.220; amending section 27, chapter 226, Laws of 1949 and RCW 18.04.280; and amending section 28, chapter 226, Laws of 1949 and RCW 18.04.290.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 82, by Senator Greive:

An Act relating to presidential preference primaries; providing for the expression of popular will in the choice of candidates for president prior to national nominating conventions; providing for the popular election of delegations to national nominating conventions of the major political parties; and adding a new chapter to Title 29 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT MEMORIAL NO. 1, by Senator Durkan:

Abolishing the electoral college.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 1, by Senators Durkan, Greive, Dore, Talley, Donohue and McCutcheon:

Changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

On motion of Senator Durkan, the rules were suspended to permit the names of Senators Donohue, Talley, Dore and McCutcheon to be added as additional sponsors to Senate Joint Resolution No. 1.

SENATE JOINT RESOLUTION NO. 2, by Senators Durkan, Dore, Uhlman and McCutcheon:

Requiring calling of grand juries at least once each year.
Referred to Judiciary Committee.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 41, 42, 50, 64 and Senate Joint Resolution No. 2.

SENATE JOINT RESOLUTION NO. 3, by Senator Faulk:
Providing for annual sessions.
Referred to Judiciary Committee.

SENATE JOINT RESOLUTION NO. 4, by Senators Gissberg, Woodall and Greive (by Legislative Council request):

Regulating the veto power of the governor.
Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 5, by Senators Uhlman and Atwood:
Providing for procedure for removal of judges and justices of the peace.
Referred to Judiciary Committee.

SENATE JOINT RESOLUTION NO. 6, by Senators Faulk and Ridder:
Permitting amendment of more than one section of the Constitution in one measure.
Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 7, by Senators Dore and Elicker:
Providing for annual sessions of the legislature.
Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 8, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Abating ad valorem taxes in urban renewal areas.
Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 9, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Applying ad valorem taxes accruing from urban renewal improvement to pay costs of urban renewal.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE CONCURRENT RESOLUTION NO. 1, by Senator Faulk:

Utilizing school buildings twelve months a year.
Referred to Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 2, by Representative Bledsoe:
Notifies Governor that the Legislature is organized.

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

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

HOUSE CONCURRENT RESOLUTION NO. 3, by Representative Bledsoe:

Joint session to canvass vote of Constitutional elective state offices, receive Governor's message to the Legislature, the Governor's budget message and the Governor's tax proposal.

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

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

APPOINTMENT OF SPECIAL COMMITTEE

On motion of Senator Atwood, the President appointed Senators Greive, Bailey and Ryder to serve as three members from the Senate, in accordance with House Concurrent Resolution No. 2, to join with a like committee from the House to notify the Governor that the Legislature is organized and ready to transact business.

MOTION

At 4:40 p.m., on motion of Senator Greive, the Senate adjourned until 10:30 a.m., Tuesday, January 14, 1969.

JOHN A. CHERBERG, President of the Senate.
WARD BOWDEN, Secretary of the Senate.

SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, January 14, 1969.

The Senate was called to order at 10:30 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Foley. On motion of Senator Greive, Senator Foley was excused.

The Color Guard, consisting of Pages Lynn Marquardt, Color Bearer, and Michael O'Neil, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"The Lord is my shepherd, I shall not want; He makes me lie down in green pastures. He leads me beside still waters; he restores my soul. He leads me in paths of righteousness for his name's sake.' O God, Thou who art indeed the shepherd of all Thy flock upon the earth, lead us, we pray Thee into those paths of life which serve the cause of righteousness. When we are tempted to forget who You are, and what You are, recall to our remembrance the words of this Shepherd Psalm and grant that in them we may be led to find Thee. When we are bewildered, tired of doing good, ready to quit and give up, may we remember that it is Your Spirit which restores our soul and your love which guides us to the still waters where we may also be still and know that You are our God and our Father in Heaven. In these days of tumult, war, strife and disagreement—both within our own nation and amongst other nations on the earth—we pray especially for these men who serve in the Senate of the state of Washington. Lead them, O God, as a Shepherd into the streets of our great cities where they may see people who are in want, and may find ways to help provide for them; lead them to the campuses of our colleges and universities where they may look upon the unrest of students and faculty and by their wisdom lead others to the green pastures of peace and understanding; lead them into the forests, lakes, rivers and seas of our State and grant them a will to preserve the places of still waters where men's souls and bodies are restored; lead them on to the highways of our State and give them a heart that grieves for those killed and injured there, and a mind to solve the complex problems involved in moving

millions of people around from town to town and city to city. Be present in Thy power, O Lord, in the halls of this Senate; may yours not be the only Spirit absent when the debate rages and the vote is taken. Lead these men into the paths of righteousness for Thy name's sake. Amen."

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

INTRODUCTION AND FIRST READING

SENATE BILL NO. 83, by Senators Henry, Huntley and Knoblauch (by departmental request):

An Act relating to motor vehicle financial responsibility; amending section 8, chapter 169, Laws of 1963, as amended by section 1, chapter 124, Laws of 1965, and RCW 46.29.080; adding a new section to chapter 169, Laws of 1963 and to chapter 46.29 RCW; defining crimes; and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 84, by Senators Guess, Washington and Henry:

An Act relating to vehicle removal and emergency medical services on metropolitan freeways, amending section 65, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.565; adding a new section to chapter 12, Laws of 1961, and to chapter 46.52 RCW; and making an appropriation.

Referred to the Committee on Highways.

SENATE BILL NO. 85, by Senators Henry, Huntley and Talley (by departmental request):

An Act relating to the release of information by the state of Washington, department of motor vehicles; amending section 46.52.120, chapter 12, Laws of 1961 as amended by section 62, chapter 32, Laws of 1967 and RCW 46.52.120; amending section 12, chapter 239, Laws of 1949 and RCW 18.74.120; repealing section 46.08.110, chapter 12, Laws of 1961, as amended by section 3, chapter 32, Laws of 1967, and RCW 46.01.250; and adding eight new sections to chapter 8, Laws of 1965 and to chapter 43.24 RCW.

Referred to the Committee on Highways.

SENATE BILL NO. 86, by Senators Talley, Williams and Dore (by Legislative Council request):

An Act relating to cities and towns; amending section 35.10.200, chapter 7, Laws of 1965, and RCW 35.10.200; amending section 35.10.220, chapter 7, Laws of 1965, as amended by section 15, chapter 73, Laws of 1967, and RCW 35.10.220; amending section 35.10.230, chapter 7, Laws of 1965, as amended by section 16, chapter 73, Laws of 1967, and RCW 35.10.230; amending section 35.10.240, chapter 7, Laws of 1965, as amended by section 17, chapter 73, Laws of 1967, and RCW 35.10.240; amending section 35.10.250, chapter 7, Laws of 1965, and RCW 35.10.250; amending section 35.10.260, chapter 7, Laws of 1965, as amended by section 18, chapter 73, Laws of 1967, and RCW 35.10.260; amending section 35.10.300, chapter 7, Laws of 1965, and RCW 35.10.300; amending section 35.10.310, chapter 7, Laws of 1965 and RCW 35.10.310; amending section 35.10.320, chapter 7, Laws of 1965, and RCW 35.10.320; repealing section 35.10.210, chapter 7, Laws of 1965, as amended by section 14, chapter 73, Laws of 1967, and RCW 35.10.210; repealing section 35.10.270, chapter 7, Laws of 1965, as amended by section 19, chapter 73, Laws of 1967, and RCW 35.10.270; repealing section 35.10.280, chapter 7, Laws of 1965, as amended by section 20, chapter 73, Laws of 1967, and RCW 35.10.280; repealing section 35.10.290, chapter 7, Laws of 1965, as amended by section 21, chapter 73, Laws of 1967, and RCW 35.10.290; repealing section 35.10.330, chapter 7, Laws of 1965, and RCW 35.10.330; repealing section 35.12.010, chapter 7, Laws of 1965, and RCW 35.12.010; repealing section 35.37.025, chapter 7, Laws of 1965, and RCW 35.37.025; and adding new sections to chapter 7, Laws of 1965 and to chapter 35.10 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 87, by Senators Williams, Talley and Dore (by Legislative Council request):

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

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 88, by Senators Lewis (Brian), Dore and Williams (by Legislative Council request):

An Act relating to intergovernmental cooperation; and amending section 3, chapter 239, Laws of 1967 and RCW 39.34.020.

Referred to Committee on Education.

SENATE BILL NO. 89, by Senators Greive, Talley and Peterson (Ted G.) (by Legislative Council request):

An Act relating to public lands, tidelands, shorelands and harbor lands; amending section 11, chapter 255, Laws of 1927, and RCW 79.01.044; amending section 105, chapter 255, Laws of 1927 and RCW 79.01.420; amending section 106, chapter 255, Laws of 1927, and RCW 79.01.424; amending section 12, chapter 73, Laws of 1961, and RCW 79.01.414; and adding new sections to chapter 79.01 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 90, by Senators Gissberg, Twigg and Greive (by departmental request):

An Act relating to motor vehicles; amending section 6, chapter 169, Laws of 1963 and RCW 46.29.060; and amending section 46.52.030, chapter 12, Laws of 1961, as last amended by section 54, chapter 32, Laws of 1967, and RCW 46.52.030.

Referred to Committee on Highways.

SENATE BILL NO. 91, by Senators Atwood and Uhlman:

An Act relating to liens; providing a uniform procedure for foreclosing statutory liens; adding a new section to chapter 61.12 RCW; adding a new chapter to Title 60; amending section 13, chapter 117, Laws of 1943 and RCW 19.32.170; amending section 4, chapter 72, Laws of 1905, as amended by section 4, chapter 68, Laws of 1917, and RCW 60.08.040; amending section 4, chapter 205, Laws of 1953, as amended by section 1, chapter 173, Laws of 1959, and RCW 60.34.040; amending section 3, chapter 75, Laws of 1901 and RCW 60.36.050; amending section 4, page 452, Laws of 1890 and RCW 60.52.040; amending section 2, chapter 165, Laws of 1917 and RCW 60.72.040; amending section 3, chapter 82, Laws of 1905 and RCW 76.24.030; amending section 4, page 471, Laws of 1890, as amended by section 1, chapter 123, Laws of 1953, and RCW 76.28.040; amending section 5, chapter 72, Laws of 1895, as last amended by section 1, chapter 124, Laws of 1953, and RCW 76.32.050; and amending section 2, page 216, Laws of 1877, as amended by section 1940, Code of 1881, and RCW 60.36.020.

Referred to Judiciary Committee.

SENATE BILL NO. 92, by Senators Atwood and Uhlman:

An Act relating to criminal procedure; and authorizing the establishment of an office of public defender in the various counties of this state.

Referred to Judiciary Committee.

SENATE BILL NO. 93, by Senators Stender, Talley and Greive:

An Act relating to water commissioners; amending section 7, chapter 114, Laws of 1929 as last amended by section 5, chapter 108, Laws of 1959 and RCW 57.12.010.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 94, by Senators Guess and Washington:

An Act relating to education; providing for fire protection; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 95, by Senators Atwood, Odegaard, Durkan and Guess:

An Act relating to education; adding a new section to chapter 28.81 RCW; adding a new section to chapter 28B.40 of Title 28B RCW; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 96, by Senators Atwood and Uhlman:

An Act relating to probate; and amending section 11.76.080, chapter 145, Laws of 1965 and RCW 11.76.080.

Referred to Judiciary Committee.

SENATE BILL NO. 97, by Senators Walgren, Uhlman and Twigg:

An Act relating to drivers' licenses; and amending section 46.20.390, chapter 12, Laws of 1961, as amended by section 32, chapter 32, Laws of 1967, and RCW 46.20.390.

Referred to the Committee on Highways.

MOTION

It was moved by Senator Walgren that the Committee on Highways be relieved of Senate Bill No. 97.

Debate ensued.

Senators Greive, Ryder and McCutcheon demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Washington, Connor, McCormack, Metcalf, Talley, Guess, Canfield, and Faulk.

ROLL CALL

The Secretary called the roll and the motion by Senator Walgren was carried by the following vote: Yeas, 27; nays, 21; absent, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Greive, Herr, Holman, Keefe, Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Ryder, Stender, Stortini, Twigg, Uhlman, Walgren, Woodall—27.

Voting nay: Senators Bailey, Canfield, Faulk, Guess, Huntley, Knoblauch, Lewis (Brian), McCormack, McDougall, Metcalf, Newschwander, Peterson (Ted), Ridder, Sandison, Talley, Washington, Williams, Wilson—18.

Absent or not voting: Senators Gissberg, Henry, Pritchard—3.

Excused: Senator Foley—1.

Referred to the Judiciary Committee.

SENATE BILL NO. 98, by Senators Atwood, Walgren and Woodall:

An Act relating to divorce; and amending section 3, chapter 215, Laws of 1949 and RCW 26.08.030.

Referred to Judiciary Committee.

SENATE BILL NO. 99, by Senators Atwood and Uhlman:

An Act relating to the service of summons and process in actions involving motor vehicle accidents, collisions or liability; and amending section 46.64.040, chapter 12, Laws of 1961 and RCW 46.64.040.

Referred to Judiciary Committee.

SENATE BILL NO. 100, by Senators Greive and Uhlman:

An Act relating to inferior courts; amending section 18, chapter 299, Laws of 1961 and RCW 3.24.090; amending section 6, chapter 29, Laws of 1891 and RCW 10.10.010; adding a new section to chapter 29, Laws of 1891 and to chapter 10.10 RCW; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 101, by Senators Ridder, Stortini and Bailey:

An Act relating to industrial insurance; and amending section 51.32.090, chapter 23, Laws of 1961 as last amended by section 3, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.090.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 102, by Senators Walgren and Elicker:

An Act relating to the Washington public employee retirement system; and amending section 13, chapter 274, Laws of 1947, as last amended by section 3, chapter 127, Laws of 1967, and RCW 41.40.120.

Referred to Committee on State Government.

SENATE BILL NO. 103, by Senators Atwood, Uhlman and Woodall:

An Act relating to the support of county law libraries; and amending section 1, chapter 249, Laws of 1953 as last amended by section 9, chapter 304, Laws of 1961, and RCW 27.24.070.

Referred to Judiciary Committee.

SENATE BILL NO. 104, by Senators Woodall, Cooney and Gissberg (by departmental request):

An Act relating to motor vehicles; adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW; and repealing section 46.20.390, chapter 12, Laws of 1961, as amended by section 32, chapter 32, Laws of 1967, and RCW 46.20.390.

Referred to Committee on Highways.

SENATE BILL NO. 105, by Senators Durkan, Keefe and Williams (by departmental request):

An Act relating to revenue and taxation; amending section 82.40.040, chapter 15, Laws of 1961 and RCW 82.40.040; amending section 82.40.046, chapter 15, Laws of 1961 and RCW 82.40.046; amending section 82.40.050, chapter 15, Laws of 1961, as amended by section 1, chapter 33, Laws of 1965 ex. sess., and RCW 82.40.050; amending section 6, chapter 10, Laws of 1967 ex. sess. and RCW 82.42.060; and amending section 82.44.070, chapter 15, Laws of 1961 and RCW 82.44.070.

Referred to Committee on Highways.

SENATE JOINT RESOLUTION NO. 10, by Senators Greive, Talley and Peterson (Ted) (by Legislative Council request):

Deleting excess Constitutional provision dealing with corporations.

Referred to the Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 11, by Senators Talley, Greive and Peterson (Ted) (by Legislative Council request):

Resolving that an amendment be made to the Constitution authorizing the legislature to locate harbor lines and harbor usage.

Referred to the Committee on Constitution, Elections and Legislative Processes.

There being no objections, the rules were suspended to permit additional sponsors to Senate Bill No. 95.

The President declared the Senate to be at ease.

At 11:05 a.m. the Senate retired to the House chamber to meet in Joint Session for the purpose of canvassing the vote cast for and against referendums and initiatives which appeared on the ballot at the last general election, also to canvass the vote cast for the constitutional elective officers of the state of Washington, and also for the purpose of signing the election certificates for the elected state officers in the presence of the members of the Senate and the House in Joint Session.

JOINT SESSION

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

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

The Speaker of the House presided.

The Speaker called the joint session to order.

The Secretary of the Senate called the roll of the Senate, and all members were present except Senators Foley, Gissberg and Sandison. Senator Foley was excused.

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

The Speaker announced that the joint session was called for the purpose of canvassing the vote cast for and against referendums and initiatives which appeared on the ballot at the last general election, also to canvass the vote cast for the constitutional elective officers of the state of Washington, and also for the purpose of signing the election certificates for the elected state officers in the presence of the members of the Senate and the House in joint session.

MESSAGE FROM THE SECRETARY OF STATE

January 13, 1969.

TO THE HONORABLE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE LEGISLATURE OF THE STATE OF WASHINGTON, OLYMPIA, WASHINGTON.
SIR:

I have the honor of herewith submitting a recapitulation of the votes cast at the General Election, held throughout the state of Washington on the fifth day of November, 1968, as canvassed by me from the returns made to this department by the respective County Auditors of the State.

Respectfully,
A. LUDLOW KRAMER
Secretary of State
Chief Election Officer
State of Washington.

INITIATIVES AND REFERENDUMS

INITIATIVE MEASURE NO. 242, captioned: "DRIVER'S IMPLIED CONSENT-INTOXICATION TESTS."

FOR Initiative Measure No. 242 792,242
AGAINST Initiative Measure No. 242 394,644

(This measure having received a constitutional majority approval is now identified as Chapter 1, Laws of 1969.)

INITIATIVE MEASURE NO. 245, captioned: "REDUCING MAXIMUM RETAIL SERVICE CHARGES."

FOR Initiative Measure No. 245 642,902
AGAINST Initiative Measure No. 245 551,394

(This measure having received a constitutional majority approval is now identified as Chapter 2, Laws of 1969.)

INITIATIVE MEASURE NO. 32 TO THE LEGISLATURE, captioned: "LOCAL PROCESSING OF STATE TIMBER."

FOR Initiative Measure No. 32 450,559
AGAINST Initiative Measure No. 32 716,291

REFERENDUM MEASURE NO. 35, captioned: "NON-DISCRIMINATION BY REALTY BROKERS, SALESMEN."

FOR Referendum Measure No. 35 580,578
AGAINST Referendum Measure No. 35 503,226

(This measure having received a constitutional majority approval validates Chapter 22, Laws of 1967.)

REFERENDUM BILL NO. 17, captioned: "WATER POLLUTION CONTROL FACILITIES BONDS."

FOR Referendum Bill No. 17 845,372
AGAINST Referendum Bill No. 17 276,161

(This measure having received a constitutional majority approval validates Chapter 106, Laws of 1967.)

REFERENDUM BILL NO. 18, captioned: "BONDS FOR OUTDOOR RECREATION."
 FOR Referendum Bill No. 18 763,806
 AGAINST Referendum Bill No. 18 354,646
 (This measure having received a constitutional majority approval validates Chapter 126,
 Laws Extraordinary Session, 1967.)

REFERENDUM BILL NO. 19, captioned: "STATE BUILDING PROJECTS: BOND
 ISSUE."
 FOR Referendum Bill No. 19 606,236
 AGAINST Referendum Bill No. 19 458,358
 (This measure having received a constitutional majority approval validates Chapter 148,
 Laws Extraordinary Session, 1967.)

PROPOSED CONSTITUTIONAL AMENDMENTS

S.J.R. NO. 5: "INVESTMENT OF PUBLIC PENSION FUNDS."
 FOR S.J.R. No. 5 770,325
 AGAINST S.J.R. No. 5 298,788
 (This measure having received a constitutional majority approval is now identified as the
 49th Amendment to our State Constitution.)

S.J.R. NO. 6: "AUTHORIZING STATE COURT OF APPEALS."
 FOR S.J.R. No. 6 650,025
 AGAINST S.J.R. No. 6 370,059
 (This measure having received a constitutional majority approval is now identified as the
 50th Amendment to our State Constitution.)

S.J.R. NO. 17: "PROVIDING FOR STATE BUILDING AUTHORITY."
 FOR S.J.R. No. 17 521,162
 AGAINST S.J.R. No. 17 499,344
 (This measure having received a constitutional majority approval is now identified as the
 51st Amendment to the State Constitution.)

S.J.R. NO. 23: "TAXING DISTRICTS: EXCESS LEVY ELECTIONS."
 FOR S.J.R. No. 23 407,248
 AGAINST S.J.R. No. 23 625,016

S.J.R. NO. 24: "VACANCY: LEGISLATIVE, COUNTY ELECTIVE OFFICES."
 FOR S.J.R. No. 24 744,656
 AGAINST S.J.R. No. 24 257,168
 (This measure having received a constitutional majority approval is now identified as the
 52nd Amendment to our State Constitution.)

H.J.R. NO. 1: "TAXATION BASED ON ACTUAL USE."
 FOR H.J.R. No. 1 705,978
 AGAINST H.J.R. No. 1 335,496
 (This measure having received a constitutional majority approval is now identified as the
 53rd Amendment to our State Constitution.)

H.J.R. NO. 13: "AUTHORIZING COMPENSATION INCREASE DURING TERM."
 FOR H.J.R. No. 13 541,002
 AGAINST H.J.R. No. 13 478,119
 (This measure having received a constitutional majority approval is now identified as the
 54th Amendment to our State Constitution.)

PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES

DEMOCRATIC PARTY

Hubert H. Humphrey, Edmund S. Muskie 616,037

REPUBLICAN PARTY

Richard M. Nixon, Spiro T. Agnew 588,510

AMERICAN PARTY

George C. Wallace, S. Marvin Griffin 96,990

SOCIALIST LABOR PARTY

Henning A. Blomen, George S. Taylor 488

PEACE AND FREEDOM PARTY

Eldridge Cleaver, Calvin Winslow 1,609

SOCIALIST WORKERS PARTY

Fred Halstead, Paul Boutelle 270

FREE BALLOT PARTY

Charlene Mitchell, Michael Zagarell 377

UNITED STATES SENATOR

Warren G. Magnuson, Democrat 796,183
 Jack Metcalf, Republican 435,894
 Irwin R. Hogenauer, New Party 2,762
 Debbie Leonard, Socialist Workers 1,224

REPRESENTATIVES IN CONGRESS

First District

Tom Pelly, Republican 124,513
 Don Cole, Democrat 76,456
 Judith C. Shapiro, Peace and Freedom 1,886

Second District

Lloyd Meeds, Democrat 102,522
 Wally Turner, Republican 79,800

Third District

Julia Butler Hansen, Democrat 89,777
 Wayne M. Adams, Republican 68,387

Fourth District

Catherine May, Republican 99,840
 Lee Lukson, Democrat 49,601

Fifth District

Thomas S. Foley, Democrat 88,446
 Richard M. (Dick) Bond, Republican 67,304

Sixth District

Floyd V. Hicks, Democrat 93,399
 Anthony (Tony) Chase, Republican 72,177
 Betty Jane Hiegel, Conservative 1,736

Seventh District

Brock Adams, Democrat 123,429
 Robert Eberle, Republican 64,051
 Flo Ware, Peace and Freedom 757

STATE ELECTIVE OFFICES

GOVERNOR:

Daniel J. Evans, Republican 692,378
 John J. O'Connell, Democrat 560,262
 Ken Chriswell, Conservative 11,602
 Henry Killman, Socialist Labor 1,113

LIEUTENANT GOVERNOR:

John A. Cherberg, Democrat 635,116
 Art Fletcher, Republican 586,682
 Donald Jay Tait, Conservative 11,565
 Michael P. Leavy, Peace and Freedom 2,227

SECRETARY OF STATE:

A. Ludlow Kramer, Republican 764,092
 Paul Bentley, Democrat 410,901
 Rod Mahaffey, Conservative 12,194

STATE TREASURER:

Robert S. O'Brien, Democrat 752,409
 Edwin J. Alexander, Republican 427,231

STATE AUDITOR:

R. V. (Bob) Graham, Democrat 751,618
 Anne Baird Sherman, Republican 389,466

ATTORNEY GENERAL:
 Slade Gorton, Republican 601,594
 John G. McCutcheon, Democrat 596,226

SUPERINTENDENT OF PUBLIC INSTRUCTION:
 Louis Bruno, Non-Partisan 650,009

COMMISSIONER OF PUBLIC LANDS:
 Bert Cole, Democrat 925,325
 Richard A. C. Greene, Republican 249,117

INSURANCE COMMISSIONER:
 Karl Herrmann, Democrat 576,084
 Gerald (Jerry) Sullivan, Republican 559,226

JUDGES OF THE STATE SUPREME COURT

POSITION NO. 1—Six Year Term:
 Robert C. Finley 610,538

POSITION NO. 2—Six Year Term:
 Frank Hale 591,680

POSITION NO. 3—Six Year Term:
 Walter T. McGovern 622,039

POSITION NO. 4—2 Year Unexpired Term:
 Marshall A. Neill 578,851

In Testimony Whereof, I have hereunto set my hand and affixed the Seal of the State of Washington, at Olympia, this 13th day of January, A.D., 1969.

A. LUDLOW KRAMER, Secretary of State.

(Seal of the state of Washington)

SIGNING OF ELECTION CERTIFICATES

There being no objection, the Speaker and the President announced that they were about to sign the certificates of election of the following elective officials of the state of Washington:

Daniel J. Evans, Governor; John A. Cherberg, Lieutenant Governor; A. Ludlow Kramer, Secretary of State; Robert S. O'Brien, State Treasurer; Robert V. Graham, State Auditor; Slade Gorton, Attorney General, Louis Bruno, Superintendent of Public Instruction; Bert Cole, Commissioner of Public Lands; and Karl V. Herrmann, Insurance Commissioner.

There being no objection, the Speaker announced the above qualified citizens to be elected the constitutional elected officials for the state of Washington.

MOTION

On motion of Mr. Bledsoe, the joint session was dissolved.

The Speaker directed the Sergeants at Arms of the Senate and the House to escort Lieutenant Governor Cherberg and the members of the Senate back to the Senate chamber.

The President called the Senate to order at 1:30 p.m.

MOTION

At 1:35 p.m., on motion of Senator Greive, the Senate adjourned until 10:30 a.m., Wednesday, January 14, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, January 15, 1969.

The Senate was called to order at 10:30 a.m. by President Cherberg. The President declared the Senate to be at ease. The President called the Senate to order at 10:47 a.m. The Secretary called the roll and announced to the President that all Senators were present except Senators Keefe and Foley. On motion of Senator Greive, Senators Keefe and Foley were excused.

The Color Guard, consisting of Pages Scott O'Neill, Color Bearer, and Leslie Marquardt, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God our Father, in whom the mystery of existence is made known, and in whom our lives find meaning, enter our waiting hearts.

"Where there is anxiety, grant the poise that comes through a confident faith in Thee; where there is mistrust, a faith in the other; where there is despair, a bright hope that dispels darkness; where there is weakness, Thy strength; where there is fear, the love that casts out all fear.

"Grant now Thy blessing on these leaders in State Government, through Christ our Lord. Amen."

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

MESSAGE FROM THE HOUSE

January 15, 1969.

Mr. President: The Speaker has signed:
HOUSE CONCURRENT RESOLUTION NO. 2,
HOUSE CONCURRENT RESOLUTION NO. 3,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 106, by Senators Day, Guess, Cooney, Keefe and Twigg:

An Act relating to sending the University High School band to the inauguration of the thirty-seventh President of the United States, and making an appropriation.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 106 was advanced to second reading and read the second time in full.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, Senator Henry in the chair, for the purpose of considering Senate Bill No. 106.

COMMITTEE OF THE WHOLE

Senate Bill No. 106 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Henry presiding, with the recommendation that it do pass.

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

On motion of Senator Greive, the reading had in the Committee of the Whole was considered the second reading of Senate Bill No. 106.

On motion of Senator Day, the rules were suspended, Senate Bill No. 106 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 106 and the bill passed the Senate by the following vote: Yeas, 47; Excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Foley, Keefe—2.

SENATE BILL NO. 106, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Holman, the rules were suspended, Senate Bill No. 106 was ordered immediately transmitted to the House.

SENATE BILL NO. 107, by Senators Uhlman, Andersen and Dore:

An Act relating to communications; prohibiting the interception, recording or divulging thereof; permitting certain exceptions for police officers; and adding a new section to chapter 249, Laws of 1909 and to chapter 9.73 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 108, by Senators Atwood, Cooney and Mardesich:

An Act relating to court reporters; and amending section 1, chapter 210, Laws of 1951, as last amended by section 1, chapter 20, Laws of 1967, and RCW 2.32.210.

Referred to Judiciary Committee.

SENATE BILL NO. 109, by Senators Uhlman, Atwood and Greive:

An Act relating to professional service corporations as herein defined; authorizing the incorporation and organization thereof; providing special provisions, conditions and regulations; and prescribing certain powers, duties, liabilities and restrictions.

Referred to Judiciary Committee.

SENATE BILL NO. 110, by Senators Woodall, Greive, Twigg, and Cooney (by Legislative Council request):

An Act relating to state government; providing for the compensation of certain victims of crimes; adding a new section to chapter 26.16 RCW; and making an appropriation.

Referred to Judiciary Committee.

SENATE BILL NO. 111, by Senators Greive and Cooney (by Legislative Council request):

An Act relating to the discharge of jurors from service; and adding a new section to chapter 57, Laws of 1911 and to chapter 2.36 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 112, by Senators Greive, Woodall and Cooney (by Legislative Council request):

An Act relating to inferior courts; amending section 20, chapter 299, Laws of 1961 and RCW 3.34.110; amending section 120, chapter 299, Laws of 1961, as amended by section 1, chapter 241, Laws of 1967, and RCW 3.66.090; amending section 35.20.100,

chapter 7, Laws of 1965, as amended by section 2, chapter 241, Laws of 1967, and RCW 35.20.100; amending section 5, chapter 241, Laws of 1967, and RCW 35.22.485; amending section 6, chapter 241, Laws of 1967 and RCW 35.23.625; amending section 9, chapter 241, Laws of 1967 and RCW 35.27.535; adding a new section to chapter 3.20 RCW; and adding a new section to chapter 299, Laws of 1961 and to chapter 3.50 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 113, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

An Act relating to counties; amending section 36.17.020, chapter 4, Laws of 1963, as last amended by section 2, chapter 77, Laws of 1967 ex. sess. and RCW 36.17.020; and amending section 36.27.060, chapter 4, Laws of 1963 and RCW 36.27.060.

Referred to Judiciary Committee.

SENATE BILL NO. 114, by Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request):

An Act relating to additional and continuous judicial service for judges of the courts of record; providing for compensation and retirement therefor; amending section 1, chapter 229, Laws of 1937 as amended by section 1, chapter 221, Laws of 1943 and RCW 2.12.010; amending section 1, chapter 286, Laws of 1961 and RCW 2.12.012; amending section 2, chapter 286, Laws of 1961 and RCW 2.12.015; amending section 2, chapter 229, Laws of 1937 and RCW 2.12.020; amending section 3, chapter 229, Laws of 1937 as last amended by section 3, chapter 286, Laws of 1961 and RCW 2.12.030; amending section 4, chapter 229, Laws of 1937, as last amended by section 6, chapter 38, Laws of 1955 and RCW 2.12.040; amending section 6, chapter 229, Laws of 1937 as last amended by section 2, chapter 243, Laws of 1957 and RCW 2.12.060; adding a new section to chapter 2.08 RCW; and adding new sections to chapter 229, Laws of 1937 and to chapter 2.12 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 115, by Senators Greive, Knoblauch and Peterson (Ted):

An Act relating to businesses and professions; increasing and reconstituting the membership of the state board of pharmacy; and amending section 3, chapter 98, Laws of 1935 as amended by section 16, chapter 38, Laws of 1963 and RCW 18.64.001.

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

SENATE BILL NO. 116, by Senators Greive, Gissberg and Pritchard:

An Act relating to usury; adding a new section to chapter 23, Laws of 1967 ex. sess. and to chapter 19.52 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 117, by Senators Greive, Talley, Uhlman, Ridder, Knoblauch, Peterson (Ted), Connor, Holman, Marquardt, Woodall, Durkan and Ryder:

An Act relating to consumer protection; and adding a new section to chapter 216, Laws of 1961 and to chapter 19.86 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bill No. 117.

PARLIAMENTARY INQUIRY

Senator Gissberg: "Parliamentary inquiry, Mr. President:

"Could the title of the bill and the sponsors of the bill be read please."

REPLY BY THE PRESIDENT

The President: "The title, the brief title is authorizing real estate brokers to enter into certain multiple listing agreements. The sponsors are Senators Greive, Talley, Uhlman, Ridder, Knoblauch, Peterson (Ted), Connor, Holman, Marquardt, Woodall, Durkan and Ryder."

SENATE BILL NO. 118, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

An Act relating to garnishment; amending section 1, chapter 56, Laws of 1893 and RCW 7.32.010; amending section 2, chapter 56, Laws of 1893 and RCW 7.32.020; amending section 3, chapter 56, Laws of 1893, as last amended by section 1, chapter 142, Laws of 1967, and RCW 7.32.030; amending section 6, chapter 56, Laws of 1893, as amended by section 6, chapter 142, Laws of 1967, and RCW 7.32.100; amending section 9, chapter 56, Laws of 1893, as last amended by section 9, chapter 142, Laws of 1967, and RCW 7.32.130; amending section 10, chapter 56, Laws of 1893, as amended by section 10, chapter 142, Laws of 1967, and RCW 7.32.150; amending section 11, chapter 56, Laws of 1893, as amended by section 12, chapter 142, Laws of 1967, and RCW 7.32.160; amending section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 13, Laws of 1963, and RCW 7.32.280; amending section 25, chapter 56, Laws of 1893, as amended by section 17, chapter 142, Laws of 1967, and RCW 7.32.300; amending section 1, chapter 160, Laws of 1909, as last amended by section 1, chapter 143, Laws of 1967, and RCW 12.32.010; amending section 2, chapter 160, Laws of 1909, as last amended by section 2, chapter 143, Laws of 1967, and RCW 12.32.020; amending section 4, chapter 160, Laws of 1909, as last amended by section 4, chapter 143, Laws of 1967, and RCW 12.32.040; amending section 8, chapter 160, Laws of 1909, as amended by section 8, chapter 143, Laws of 1967, and RCW 12.32.080; amending section 10, chapter 160, Laws of 1909, as amended by section 9, chapter 143, Laws of 1967, and RCW 12.32.100; amending section 11, chapter 160, Laws of 1909, as amended by section 10, chapter 143, Laws of 1967, and RCW 12.32.110; adding new sections to chapter 56, Laws of 1893 and to chapter 7.32 RCW; adding new sections to chapter 160, Laws of 1909 and to chapter 12.32 RCW; repealing section 17, chapter 56, Laws of 1893, as amended by section 15, chapter 142, Laws of 1967, and RCW 7.32.220; repealing section 18, chapter 56, Laws of 1893 and RCW 7.32.230; repealing section 19, chapter 56, Laws of 1893, as amended by section 16, chapter 142, Laws of 1967, and RCW 7.32.240; repealing section 18, chapter 142, Laws of 1967 and RCW 7.32.245; repealing section 17, chapter 160, Laws of 1909, as amended by section 11, chapter 143, Laws of 1967, and RCW 12.32.170; repealing section 18, chapter 160, Laws of 1909 and RCW 12.32.180; repealing section 19, chapter 160, Laws of 1909 and RCW 12.32.190; and repealing section 13, chapter 143, Laws of 1967 and RCW 12.32.195.

Referred to Judiciary Committee.

SENATE BILL NO. 119, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

An Act relating to extradition; and amending section 6, chapter 196, Laws of 1951 as amended by section 4, chapter 45, Laws of 1963, and RCW 26.21.050.

Referred to Judiciary Committee.

SENATE BILL NO. 120, by Senators Twigg, Cooney and Woodall (by Legislative Council request):

An Act relating to motor vehicles; amending section 31, chapter 169, Laws of 1963, and RCW 46.29.310; amending section 32, chapter 169, Laws of 1963, and RCW 46.29.320; amending section 33, chapter 169, Laws of 1963, as amended by section 40, chapter 32, Laws of 1967, and RCW 46.29.330.

Referred to Judiciary Committee.

SENATE BILL NO. 121, by Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request):

An Act relating to civil procedure; amending section 4, chapter 136, Laws of 1895, as amended by section 6, chapter 80, Laws of 1899, and RCW 4.56.110.

Referred to Judiciary Committee.

SENATE BILL NO. 122, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

An Act relating to criminal procedure; amending section 93, page 116, Laws of 1854, as last amended by section 1, chapter 83, Laws of 1915, and RCW 10.52.040.

Referred to Judiciary Committee.

SENATE BILL NO. 123, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

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

Referred to Judiciary Committee.

SENATE BILL NO. 124, by Senators Cooney, Woodall, Greive and Twigg (by Legislative Council request):

An Act relating to intercepting communications; amending section 2, chapter 93, Laws of 1967 ex. sess. and RCW 9.73.040; amending section 3, chapter 93, Laws of 1967 ex. sess. and RCW 9.73.050; and adding new sections to chapter 93, Laws of 1967 ex. sess. and to chapter 9.73 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 125, by Senators Woodall, Greive, Cooney and Twigg (by Legislative Council request):

An Act relating to juvenile courts; limiting jurisdiction in motor vehicle law and traffic violation cases; and amending section 2, chapter 160, Laws of 1913, as last amended by section 1, chapter 65, Laws of 1937, and RCW 13.04.030.

Referred to Judiciary Committee.

There being no objection, the rules were suspended to permit an additional sponsor to Senate Bill No. 125.

SENATE BILL NO. 126, by Senators Greive and Cooney (by Legislative Council request):

An Act relating to inferior courts; amending section 18, chapter 299, Laws of 1961 and RCW 3.34.090; amending section 6, chapter 29, Laws of 1891 and RCW 10.10.010; and adding a new section to chapter 29, Laws of 1891 and to chapter 10.10. RCW.

Referred to Judiciary Committee.

SENATE JOINT RESOLUTION NO. 12, by Senators Ridder, McCutcheon, Herr, Uhlman, Holman, Dore, Connor, Odegaard, Durkan, Donohue, Wilson, Henry, Stortini and Washington:

Changing the minimum voting age to eighteen.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

On motion of Senator Dore, the rules were suspended to permit additional sponsors to Senate Joint Resolution No. 12 and Senate Bills Nos. 106, 110, 114, 119, 121 and 124.

SENATE CONCURRENT RESOLUTION NO. 2, by Senators Sandison, Ryder and Connor:

Commending Lee Kueckelhan on retirement.

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

On motion of Senator Ryder the rules were suspended, Senate Concurrent Resolution No. 2 was advanced to third reading, the second reading considered the third and the resolution was adopted.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE CONCURRENT RESOLUTION NO. 2,
HOUSE CONCURRENT RESOLUTION NO. 3.

At 11:55 a.m., the Senate retired to the House chamber to meet in Joint Session for the purpose of administering the oath of office to the constitutional elective officials of the state of Washington and receiving the inaugural address by Governor Daniel J. Evans.

JOINT SESSION

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

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

The President of the Senate presided.

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

The Secretary of the Senate called the roll of the Senate, and all members were present except Senators Foley and Keefe who were excused.

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

The President of the Senate appointed the following committee to escort Chief Justice, Robert T. Hunter, to the rostrum: Senators Washington and Woodall, and Representatives Clarke (George) and Bottiger.

The committee retired.

The Sergeant at Arms of the House announced the arrival at the bar of the House of Chief Justice Robert T. Hunter, and the President of the Senate instructed the committee to escort the Chief Justice to a seat on the rostrum.

The President of the Senate appointed the following committee to escort the justices of the supreme court of the state of Washington to the bar of the House: Senators Uhlman, McCutcheon, Twigg and Holman and Representatives Chapin, Harris, Sprague, and Marsh.

The committee retired.

The Sergeant at Arms of the Senate announced the arrival at the bar of the House of the justices of the supreme court: Justices Frank Hale, Robert C. Finley, Matthew W. Hill, Frank P. Weaver, Orris L. Hamilton, Marshall A. Neill, Hugh J. Rosellini, and Walter T. McGovern; and the President of the Senate instructed the committee to escort the justices to seats at the front of the House chamber.

The President of the Senate appointed the following committee to escort the elected state officials from the reception room to the bar of the House: Senators Connor, Knoblauch and Stender and Representatives Zimmerman, Veroske, Haussler and Jolly.

The committee retired.

The Sergeant at Arms of the Senate announced the arrival of the following elected state officials at the bar of the House: Secretary of State A. Ludlow Kramer, State Treasurer Robert S. O'Brien, State Auditor Robert V. Graham, Attorney General Slade Gorton, Superintendent of Public Instruction Louis Bruno, Commissioner of Public Lands Bert Cole, and Insurance Commissioner Karl V. Herrmann; and the President of the Senate instructed the committee to escort them to seats at the front of the House chamber.

The President of the Senate appointed the following committee to escort Governor Daniel J. Evans from his chambers to the rostrum: Senators Sandison, Talley and Ryder and Representatives Bledsoe, Copeland and O'Brien.

The committee retired.

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

Prayer was offered by the Reverend Maurice Haehlen of the United Churches of Olympia:

"Almighty God, thou eternal Father of us all, thou who doth witness with us the vows taken here this day, give to us a sense of Thy guiding spirit. We thank Thee for those who

have been chosen to be our leaders in government in this state. We thank Thee for their dedication to public service and their willingness to accept the challenge of this difficult time. We especially ask Thy blessing upon our Chief Executive and Governor. Give to him of Thy wisdom, patience and good humor so that he can unite us above party, creed and color to the doing together of Thy good purposes for mankind.

"Bless us in what is right, correct us in what is wrong, and give us the fortitude to do with dispatch what we now know needs to be done. Amen."

The President of the Senate announced that the joint session was called for the purpose of administering the oath of office to the constitutional elective officials of the state of Washington and receiving the inaugural address of the Governor.

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

OATH OF OFFICE TO ELECTIVE OFFICIALS

The elective officials were each escorted to the rostrum by the Sergeants at Arms of the Senate and House to take their oath of office in the following order:

Justice Frank Hale administered the oath of office to John A. Cherberg, Lieutenant Governor, and the Speaker presented him his Certificate of Election.

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

The President of the Senate: "Mr. Speaker, Governor Evans, Mr. Chief Justice Hunter, Reverend Haehlen, members of the court, members of the Washington state legislature, ladies and gentlemen:

"Governor Evans, may I extend to you my most sincere congratulations on your election to a second term as the Chief Executive of our wonderful state. To the other state officials and members of the legislature, may I offer my heartiest congratulations and best wishes for a successful and prosperous term in office during the next four years, which I am sure will be guided by the wisdom and knowledge the electorate knew each of you possess.

"I should like to express my sincere appreciation to the people of the state of Washington for granting me the opportunity to serve once again. I should like to express my appreciation to my wife, Betty (applause), to my children (applause), to all my brothers and sisters (applause), and to my many friends whose undying loyalty and persistent determination, and above all else whose patience, have resulted in my presence here today.

"When you handed me the gavel and the Certificate of Election, Mr. Speaker, I must say that it gave me quite a thrill. Although I will miss some of my friends in the Lieutenant Governor's Conference, I am very proud and honored to be the only Democratic Lieutenant Governor reelected in the country this past year (applause). I am humble because of the numerous and important duties which we all now face. In twelve years as President of the Senate, I have never found an easy road to a successful legislative session, and certainly none will be found for this one. However, I am filled with determination that the Forty-first session of the Washington State Legislature will be the most successful in the history of our illustrious state. It is gratifying to sense that I am not alone in this determination. As we take the oath of office today, we must remind ourselves that the success we seek can only be properly measured by the results of our deliberations. It is not the number of bills which we pass by which we will be remembered, nor is it the eloquence with which they are presented, but rather the content thereof and the effect on the future which they have, which will determine whether we have fulfilled our obligations to the citizens of the state. We will be judged by what we do more than by what we say. We will follow well-reasoned precedents, so long as they are applicable to our fast-changing society, but will not blindly ignore the need for change to adjust to the needs of our people. With unity of purpose for the betterment of our state and the willingness to cooperate with each other, I am confident that the members of the legislature and the elected state officials will capably fulfill their obligations to the citizens whose public servants we are. Let us not forget that."

Justice Orris L. Hamilton administered the oath of office to Secretary of State A. Ludlow Kramer, and the President presented him his Certificate of Election.

Justice Robert C. Finley administered the oath of office to State Treasurer Robert S. O'Brien, and the President presented him his Certificate of Election.

Justice Hugh J. Rosellini administered the oath of office to State Auditor Robert V. Graham, and the President presented him his Certificate of Election.

Justice Walter T. McGovern administered the oath of office to Attorney General Slade Gorton, and the President presented him his Certificate of Election.

Justice Matthew W. Hill administered the oath of office to Superintendent of Public Instruction Louis Bruno, and the President presented him his Certificate of Election.

Justice Marshall A. Neill administered the oath of office to Commissioner of Public Lands Bert Cole, and the President presented him his Certificate of Election.

Justice Frank P. Weaver administered the oath of office to Insurance Commissioner Karl V. Herrmann, and the President presented him his Certificate of Election.

The President of the Senate announced that the Honorable Will Bachofner, Chief of the State Patrol, and the Honorable Lee I. Kueckelhan, the outgoing Insurance Commissioner, were present, and appointed the following committee to escort them to seats on the rostrum: Senators Mardesich, Williams, Day, and Marquardt.

The President of the Senate: "Ladies and gentlemen, it is the pleasure, privilege and honor of the President to present to you at this time the Chief of the Washington State Patrol, the Honorable Will Bachofner.

Chief Bachofner: "Governor Evans, Lieutenant Governor Cherberg, Mr. Speaker, distinguished members of the Supreme Court, elected officials, honorable legislators, ladies and gentlemen:

"It is a real privilege for me this afternoon to be able to present on behalf of the Washington State Patrol a small memento to Mr. Lee I. Kueckelhan in appreciation for his services. He has served many years in state government and the last eight years as Insurance Commissioner. He served on the Washington State Patrol Retirement System, and probably did more for us than any other man serving on that commission to keep us one of the most solvent pension systems in the state.

"So, Lee, at this time I would like to give to you a plaque from the Washington State Patrol in appreciation, not only for everything that you did for our department, but also just for being a great guy and a real friend."

Mr. Kueckelhan: "Mr. President, Mr. Speaker, Governor Evans, distinguished members of the court, other state officials, gentlemen of the Senate and ladies and gentlemen of the House, and ladies and gentlemen:

"I have had the rare privilege of serving the state of Washington for almost 31 years. It has been a pleasure to do this, and I feel that something has been accomplished in the way of insurance protection in the state of Washington as well as participating in activities throughout the country.

"One of the girls in our office asked me this morning, 'When do you get unsworn?' I hadn't heard this before, but I said I thought the echoes of the swearing I did four years ago would wear out soon after noon today.

"I appreciate particularly the honor of having served eight years as the elected Insurance Commissioner. I feel that I could not wish my successor anything better than that when he retires from that office, he will also merit your commendation. Thank you very much."

THE OATH OF OFFICE OF THE GOVERNOR

Chief Justice Robert T. Hunter administered the oath of office to Governor Daniel J. Evans, and the President presented him his Certificate of Election.

The President of the Senate: "Thank you very much, Mr. Chief Justice, ladies and gentlemen: At this time the moment has arrived for His Excellency the Governor of the state of Washington, the Honorable Daniel J. Evans, to deliver a message to the legislature. The President should like to request Mr. Prince and Mr. Johnson to escort Governor Evans to the Clerk's desk."

MESSAGE OF GOVERNOR DANIEL J. EVANS TO THE LEGISLATURE

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

"The Lieutenant Governor introduced a portion of his family. I think that I have him beat in the number of brothers, the number of sisters-in-law and brothers-in-law, all sitting up in the gallery here. I would like to introduce especially however some who are very close, those who have made it possible during the past four years to conduct the office of Governor and of course made it possible for me to stand here. Most particularly making that possible are my mother and father, seated over here. (Applause) One who particularly makes it possible when campaign time comes, with three young children, is a fine mother-in-law who stays at home many, many times taking care of those three rather wild young boys. (Applause) Now, particularly, my wife, Nancy. I don't know how many boys are still left there. I know my oldest son, Danny, seated next to Nancy; and my son, Mark, who is temporarily ensconced in a cast from a skiing accident; and young Bruce I suspect has just left the auditorium. Would they all stand? (The audience rose and applauded Governor Evans' family.)

"Twelve years ago, I began in these chambers as a member of the House of Representatives and was seated far in the back corner. I never thought then that I would stand in front of you and deliver the second, much less the first, inaugural address as Governor. I must say that when I served in the House, the chambers didn't look half so nice—the light wasn't half so bright—and I hope all of this just means that the production out of this session will be as delightful, as new, and I won't say as expensive, as the refurbishing was.

"We begin here today not a continuation of the past, but a departure into the future.

"What is past is history; what lies before us is a new and still greater challenge to make the works of government equal to the problems of those who are governed.

"If in the last four years we have labored successfully, then in the next four we must labor that much longer, work that much harder, sacrifice that much more—in order to achieve progress for this state and well being for its people.

"I have not come before you today to pay tribute to past accomplishment. I have come here to rededicate this administration to the tasks of government which are broader than any single party and beyond the abilities of any single man.

"If we are to serve the needs of Washington well—we shall serve them together, and with honor.

"This year Washington will celebrate its 80th anniversary of statehood.

"Problems, which festered for a century in other parts of the nation, have arrived on our doorstep in little short of a single decade.

"Our metropolitan areas are expanding at a record rate—and parts of them are deteriorating with equal speed.

"The land which once seemed inexhaustible is disappearing—some of it consigned forever to the tragedy of perpetual blight.

"Our transportation system is threatening to tie itself in a suicidal knot—a system in which our ability to build new freeways is exceeded only by our ability to fill them beyond capacity.

"Our atmosphere—both air and water—is in jeopardy—not because we want it so, but because we have too long taken too much for granted.

"In our cities we are confronting the sometimes visionary, sometimes violent problems of social upheaval—the search for human dignity and equal opportunity under physical conditions which are barely more than adequate and barely less than impossible.

"And while our problems have multiplied; while this region has progressed from simplicity to complexity, we have steadfastly *refused* to modernize our state government; we have *failed* to come to grips with the necessary task of constitutional reform; and we have *failed* to meet the responsibilities of revising our taxing system.

"In short, we have dealt with the extremities, but not with the heart of the problem.

"We have acknowledged the ends but ignored the means.

"We have satisfied the growing demands of today, but not the greater demands of the future.

"The principal tasks before us then are more basic than they are many.

"They are questions of substance—and I believe our answers to them may well be the difference between more than political victory and political defeat; they may well be the difference between the success and the failure of an entire state.

"I pledge to you today that this administration enters the arena with an open mind. There are no closed corridors, no rigid formulas, no back room agreements—only my commitment and the commitment of this administration that we shall do what is reasonable and what is right.

"Beyond that, all things are possible. Short of that, nothing can be assured.

"We turn, therefore, to the problems before us. They are my problems, but they are equally yours. And beyond our common concern, they are finally the agenda of the state—which we serve with equal but not opposite responsibilities.

"The decisions of government are too important and the consequences too grave to allow the executive branch to function with an organization designed to serve the past, and with restrictions which make it impossible to serve the future.

"It is time to reconstruct the executive branch of government so that we can begin to manage the business of the people, instead of just cope with it; so that we can bring the services of government to bear quickly on emerging problems—instead of dividing our efforts through dozens of functions in far too many separate departments and agencies.

"Government cannot be run exactly like a business—but nowhere does it say that government must be run in ignorance of business principles. And nowhere can you find justification for the contention that size is a realistic substitute for efficiency.

"Within the next several days, this administration will introduce a series of bills dealing with the reorganization of the executive branch of government. Six of these have been recommended by the Task Force on Executive Organization, a bipartisan group of citizens whom I believe, share the average citizen's concern that government should be designed to meet the needs of the people, and not to serve the pleasure of its tenants.

"We shall either reorganize or we shall suffocate in the quicksand of an outdated and ineffective system of administration. The details are debatable, but the principle is clear: we must forge a government structure which can plan comprehensively and a structure which can deliver whole solutions to whole problems. I believe this Legislature will respond to the very real needs of executive reorganization.

"Two years ago, this administration came before the Legislature to ask for a new system of taxation for the state of Washington.

"We came, not because tax reform was popular, but because it was necessary; because in its absence the income of the State threatened to become seriously out of balance with the demands for future service.

"Because excess school levies were becoming an increasing burden on the property taxpayer—and a serious threat to the stability and quality of our common school system.

"Because the sales tax as it grew in percentage grew also in its unfair impact on low income families.

"Because the standards of property tax collection varied from county to county, giving some citizens an advantage at the expense of others.

"In effect, we had a taxing system which was irresponsible to growth, inequitable in its distribution of the tax burden, unequal in its administration and incapable of resolving the primary financial responsibilities of state government.

"That same system exists today. And, if anything, over the past two years it has proved itself less responsive, more inequitable, more unequal and less capable than ever before.

"The crisis has now arrived. School districts serving thirty-seven percent of this state's students have failed in passage of special levies. Our ability to keep pace with health care needs, higher education, mental retardation—and scores of equally important areas of state government—is in serious jeopardy. Failure to act now will unquestionably result in a decline in this state's high quality of performance.

"But I think we have learned from our failure of two years ago. And while we have learned so, I believe, have the citizens of Washington. What was once a proposal distinguished by a lack of both understanding and support, now lacks neither.

"It is therefore time to reconsider our past actions, and I will shortly ask permission of this Legislature to deliver a special message on tax reform.

"It is not an easy challenge. But if we are not equal now, then we must ask who will be. And when. And at what ultimate price to the people we serve and to the generations which follow them.

"We have all heard it before, but it is nonetheless true today that the price of progress must eventually be paid. And this administration and this Legislature just happen to be in charge of the public treasury when progress demands that price.

"The third basic concern which I will place before the Legislature is that of constitutional reform. We have for the past four years—and for many more before that—deliberated the wisdom of reforming our constitution. The arguments in favor and those in opposition have been promoted with equal vigor and with equal success—resulting in a continuous constitutional stalemate.

"The result of our failure to act responsibly in the constitutional area is that today, when events impose themselves at a record pace, we are forced to deal with them through restrictions imposed by an archaic document. The constitution of this state was not written for the problems of an accelerating urban age. Though remarkable for its wisdom at the time, it was nevertheless drafted by men who held an inherent distrust of state government. They reasoned that a state which governed slowly, governed best.

"But few would agree today that the problems of this state can be solved at leisure. Instead we find ourselves at a time in history which demands swift action, and if we cannot agree on total reform of the constitution, then at the very least we must agree upon new machinery to speed up and broaden the amendment process.

"I will therefore propose the adoption of a 'gateway amendment' which will authorize constitutional amendment by broad subject matter, instead of the present requirement to amend by single subjects only. When the problems of a state are presented chapter by chapter, it is both unreasonable and dangerous to deal with them page by page. The gateway amendment is not a total solution, but it is a reasonable one. It does not endanger the basic safeguards built into the constitution, nor does it remove approval from the hands of the people.

"What it does do is to permit the administration and the Legislature to meet constitutional needs more comprehensively—to secure necessary revisions in larger numbers through essentially the same amendment procedures.

"The gateway amendment proposal completes the three basic areas which concern us today. Each of them—executive reorganization, tax reform and constitutional reform—is more than simply a request from the administration to the Legislature. Each of them is, in fact, a vital key to the ability of government to perform and perhaps even to survive.

"I hope that we have profited from the lesson which so many other states have learned at bitter expense—the lesson that to be prepared is at least half the battle. That in order to deal effectively with escalating problems, the machinery of government must be efficient and its financial house in order. We cannot guarantee success in any case, but we can at least minimize the prospect of failure.

"If we can combine in these halls to reorganize the executive branch; if we can both revise our constitutional amendment process and reform our system of taxation—then I truly believe we will have done more for the future citizens of Washington than all of the bills passed and all of the laws written in the last eighty years.

"It is a large order, but we are living in critical times, and I am confident that dedicated men and women will see their duty—and will do it accordingly.

"The three areas which I have outlined constitute, in my judgment, the critical business of this Legislature; but they are by no means the full agenda of the state.

"In particular, I commend to your attention two additional areas, each of which cuts across the entire spectrum of Legislative responsibilities.

"The first of these embraces the difficult and demanding problems of our rapidly expanding urban centers. Neither by choice nor by chance, Washington has entered the urban age. The rapid knitting together of suburban communities around our central cities has come by sheer circumstance—by the gravitation of people to this last, best frontier of the nation.

"The problems which urbanization brings are manifold, and because they occur so swiftly they must have immediate and special attention. In the course of this session you will consider, at the very minimum, thirty legislative proposals prepared from an exhaustive list of one hundred ninety-eight recommendations made by the Urban Affairs Council.

"Not all of the proposals will bear the signature of executive request, but each of them deals with a vital area of concern, and I urge you to act on them with the highest sense of urgency.

"Much of this nation today is already wracked with the agony of urban crisis; and whether the nation survives will in large measure depend on how that crisis is resolved. For this state, which has been so fortunate, the challenge is clear. If we profit by the failure of others we can succeed; but if we fail, then no failure will have been greater—and no consequence so grave.

"The second area concerns the proposition that this state should now develop a broadly based, comprehensive inventory of its physical and capital needs; and having done so, embark during the 1970's on a statewide program of coordinated action.

"The concept of Forward Thrust, so brilliantly written by the citizens of King county, is truly basic to any system of logical government. It asks, in effect, not for piecemeal measurement, but for overall measurement—a single, sweeping assessment of where we are, where we are going, what is required and how we can achieve it.

"In theory such a task seems impossible; yet in practice—given the commitment of local government, of business, of labor, of agriculture and of the average citizen—the Forward Thrust concept has proved not only workable, but successful.

"The range of a statewide Forward Thrust program would be as broad as our problems are many. It would involve the priorities of irrigation development as well as mass transportation; of recreational need as well as industrial expansion. It would be, in every sense, a full and complete inventory of a state now making its commitment for the balance of a century—and for the realization of a centennial only twenty short years away.

"Within the next sixty days I will seek the formation of a broadly-based statewide organization charged with these principal responsibilities: to analyze the total needs of the state; to measure our capacity in dollars and human resources; and to report by 1970 with a recommended program of action.

"It is a program for the decade of the Seventies, when we shall find more in the urgency of common action than in the luxury of separate hope. It is, beyond this, a measure of our ability to find the key to cooperative action at every level of government and every level of citizen concern.

"It is my hope that you will support the administration in this program; that you will see at the end of a road travelled with difficulty, a goal worth achieving—a monument to the wisdom of a state which having reached its first hundred years has prepared grandly for the second.

"In addition, in the days immediately ahead, this administration will submit a number of bills in the areas of Recreation and Environment, Health and Welfare, Manpower and Labor, Law Enforcement and the Courts, Local Affairs and the Conduct of Government.

"Taken separately, each measure responds to an individual need. Taken together, they reflect not the prejudice of one man—or one administration—but a comprehensive assessment of our collective needs.

"We have reached the point where some needs can no longer be met while others are neglected.

"It does no good to improve our system of justice if we do not attack the conditions which cause injustice.

"It does no good to improve the condition of an individual citizen, if we do not also improve the condition of his environment.

"We accomplish nothing by improving health standards if at the same time we ignore housing standards.

"Nor can we achieve progress by meeting the needs of one part of the state while neglecting the others—by assessing one set of problems while ignoring the rest.

"Instead, we must move ahead on a larger front, relating all problems together—taking them not one at a time but in unison;

"Seeing not the pieces, but the whole.

"It is because we must see the entirety of our problems that I will call this Legislature back into regular session in January of 1970. The times which confront us are noted not only for their magnitude, but for their rapid change; and I believe we have reached the point where a Legislature cannot deal with twenty-four months of change in two months of activity every two years.

"I am vitally aware that expanding the time commitment of the Legislature even further expands its responsibilities. The demands upon your time from this day forward will steadily increase, and the burden of responsibility will continue to grow. In recognition of this—and I believe with the full support of every citizen—I urge that the salaries of all legislators be increased from the present level of three hundred dollars to at least six hundred dollars per month.

"It is a small price to pay for the conduct of wise and good government. And it is even then not truly enough for the responsibilities you are about to begin.

"And so, we turn now from words to action, and to the business of a state preparing for its newest—and perhaps greatest—reckoning.

"The challenge which lies before us is more than just government of the present; it is government of the future.

"It is government by reason, and it is government by plan.

"And finally it is—as it must be—government by the people. Never before has a state needed the participation of so many to accomplish so much. And in so short a time.

"This Legislature and this administration can do many things—but we cannot do it all. The great energies, the great talents, the great resources of our private citizens must be harnessed—and they must be dedicated to the public work.

"To ask your help is not enough. To offer mine is not adequate. We must—for the good of all here and for the benefit of all to follow—unite in the common cause of progress.

"I hope that in a future time, the people of the state of Washington will look back not in anger, but in admiration;

"That they will say here was a government which did more than what was necessary. Here was a government which did what was right.

"Let us then unite in our common cause. Let us bring to the task of government the wisdom of experience, the courage of conviction and a dedication of principle.

"Let us begin again. And may God grant us all the greatness we seek, to lead the people we serve.

"Thank you."

The President of the Senate directed the special committee to escort His Excellency, Governor Daniel J. Evans, to the Governor's chambers.

The special committee thereupon escorted the Governor from the House chamber.

The President of the Senate: "Chief Justice Hunter, gentlemen of the Court, the members of the House and the Senate, and the Speaker: The President wishes to thank you for your presence here today and to congratulate and compliment you for the wonderful manner in which you dispatched your duties. The President should like to thank especially his former teammate and classmate at the University of Washington, the Honorable Frank Hale."

The President of the Senate directed the special committee to escort Chief Justice Robert T. Hunter from the House chamber.

The special committee thereupon escorted Chief Justice Robert T. Hunter from the House chamber.

The President of the Senate directed the special committee to escort the Justices of the Supreme Court from the House chamber.

The special committee thereupon escorted the Justices of the Supreme Court from the House chamber.

The President of the Senate directed the special committee to escort the state elected officials from the House chamber.

The special committee thereupon escorted the elected state officials from the House chamber.

The President of the Senate: "Mr. Speaker, members of the Washington State House of Representatives, the members of the Senate and ladies and gentlemen present wish to thank you for your wonderful hospitality today and to compliment Mr. McBeath and members of his staff on the wonderful job they have done and the splendid arrangements. It has been done with great dispatch and great ability, and you are to be congratulated. It is my pleasure to make an announcement to the effect that a reception will be held in the State Reception Room shortly after adjournment of this particular meeting, and everyone is invited to attend. It has been a pleasure to act as your presiding officer, ladies and gentlemen, and now I am privileged to return the gavel to Mr. Speaker."

Mr. Speaker: "President Cherberg, members of the Senate: It has been our pleasure to have you with us today in this joint session, and it is my understanding that there will be other occasions when we will likewise be together."

MOTION

On motion of Mr. Bledsoe, the joint session was dissolved.

The Speaker directed the Sergeants at Arms of the Senate and the House to escort Lieutenant Governor Cherberg and the members of the Senate back to the Senate chamber.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:25 p.m.

At 1:30 p.m. on motion of Senator Greive, the Senate adjourned until noon, Thursday, January 16, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, January 16, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Cooney, Foley, Keefe, Stender and Wilson. On motion of Senator Greive, Senators Cooney, Keefe, Foley and Wilson were excused. On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages David Hewett, Color Bearer, and Susan Greene, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, so high above us that we cannot comprehend Thee and yet so deep within us that we cannot escape Thee. Come into our thoughts and actions and transform them. Grant us a clear vision of the causes we should serve . . . justice in generation full of wrong, unselfishness in a world of greed, peace in a world of violence. Strengthen us for the tasks at hand as we serve Thee and our fellow man. This we pray in our Master's name. Amen."

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

MESSAGE FROM THE HOUSE

January 16, 1969.

Mr. President: The House has adopted: SENATE CONCURRENT RESOLUTION NO. 2, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 127, by Senator Lewis (Harry):

An Act relating to superior courts; increasing the number of superior court judges for the Mason-Thurston county superior court district; and amending section 7, chapter 125, Laws of 1951 as amended by section 1, chapter 159, Laws of 1955 and RCW 2.08.065.

Referred to Judiciary Committee.

SENATE BILL NO. 128, by Senators Durkan and Keefe:

An Act relating to labor relations; and adding a new section to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 129, by Senators Durkan and Keefe:

An Act relating to civil service in fire departments in cities and towns; and amending section 9, chapter 31, Laws of 1935 and RCW 41.08.090.

Referred to Judiciary Committee.

SENATE BILL NO. 130, by Senators Lewis (Harry) and Uhlman:

An Act relating to local government; and amending section 35.23.650, chapter 7, Laws of 1965, and RCW 35.23.650.

Referred to Judiciary Committee.

SENATE BILL NO. 131, by Senators Peterson (Ted), Washington and Lewis (Harry):

An Act relating to legal holidays; and amending section 1, chapter 51, Laws of 1927, as amended by section 1, chapter 20, Laws of 1955, and RCW 1.16.050.

Referred to Committee on State Government.

SENATE BILL NO. 132, by Senators Peterson (Ted), Dore and Canfield:
An Act relating to crimes and punishment; defining crimes; and providing penalties.
Referred to Judiciary Committee.

SENATE BILL NO. 133, by Senators Odegaard, Atwood, Sandison and Henry:
An Act relating to education; amending section 2, chapter 154, Laws of 1965 ex. sess., as last amended by section 3, chapter 140, Laws of 1967 ex. sess., and RCW 28.41.130; amending section 28A.41.130, chapter --, Laws of 1969 (HB --) and RCW 28A.41.130; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 13, by Senators Dore, Odegaard, Stortini, Donohue and Greive:

Lowering the voting age from 21 to 18.

Referred to Committee on Constitution, Elections and Legislative Processes.

There being no objection, the rules were suspended and additional sponsors were permitted on Senate Bill No. 133 and Senate Joint Resolution No. 13.

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, January 17, 1969.

JOHN A. CHERBERG, President of the Senate.
WARD BOWDEN, Secretary of the Senate.

FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, January 17, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Cooney, Gissberg, Keefe, Lewis (Harry) and Stender. On motion of Senator Greive, Senators Cooney, Gissberg and Keefe were excused. On motion of Senator Atwood, Senators Stender and Lewis (Harry) were excused.

The Color Guard, consisting of Pages Stephen Haskell, Color Bearer, and Laura Extine, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Be still, then, and know that I am God; I will be exalted among the nations, and I will be exalted in the earth.' Almighty God, whose kingdom is everlasting and power infinite; have mercy on this whole land, and particularly upon the citizens of the state of Washington; and so rule the hearts of Thy servants, the members of this Senate, and all others in authority, that they, knowing whose ministers they are, may above all things seek Thy honor and glory; and that all the people of this State, duly considering whose authority they bear, may faithfully and obediently respect them. Guide them by your wisdom being planted in their hearts to ordain and pass only such laws as shall serve the best interests of all the people of our State, that justice, equality and freedom may grow amongst us and the light of Thy truth shine forth in our hearts. Grant our prayer, O God, for we offer it in the Name and Faith of Jesus Christ our Lord. Amen."

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

APPOINTMENT OF STANDING COMMITTEES

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

AGRICULTURE AND HORTICULTURE—(8)—Senator Donohue, Chairman; Senators Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

CITIES, TOWNS AND COUNTIES—(16)—Senator Herr, Chairman; Senator Wilson, Vice Chairman; Senators Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

COMMERCE AND REGULATORY AGENCIES—(19)—Senator Mardesich, Chairman; Senators Andersen, Cooney, Day, Foley, Gissberg, Greive, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg, Washington.

CONSTITUTION, ELECTIONS AND LEGISLATIVE PROCESSES—(15)—Senator McCutcheon, Chairman; Senators Canfield, Cooney, Donohue, Greive, Holman, Keefe, McCormack, Mardesich, Metcalf, Pritchard, Stender, Uhlman, Washington, Woodall.

EDUCATION—(14)—Senator Ridder, Chairman; Senators Andersen, Elicker, Henry, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

HIGHER EDUCATION AND LIBRARIES—(13)—Senator Sandison, Chairman; Senators Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

HIGHWAYS—(28)—Senator Washington, Chairman; Senator Henry, Vice Chairman; Senators Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Talley, Walgren, Williams.

JUDICIARY—(15)—Senator Uhlman, Chairman; Senator Dore, Vice Chairman; Senators Andersen, Atwood, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

LABOR AND SOCIAL SECURITY—(10)—Senator Stortini, Chairman; Senators Bailey, Connor, Durkan, Faulk, Herr, Matson, Metcalf, Ridder, Stender.

LIQUOR CONTROL—(9)—Senator Walgren, Chairman; Senators Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

MEDICINE, DENTISTRY, PUBLIC HEALTH, AIR AND WATER POLLUTION—(13)—Senator Day, Chairman; Senators Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

NATURAL RESOURCES, FISHERIES AND GAME—(9)—Senator Peterson (Lowell), Chairman; Senators Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley,

PARKS, RECREATION, CAPITOL GROUNDS AND VETERANS' AFFAIRS—(9)—Senator Wilson, Chairman; Senators Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Mardesich, Pritchard.

PUBLIC INSTITUTIONS—(9)—Senator Odegaard, Chairman; Senators Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

RULES AND JOINT RULES—(17)—President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Ryder, Stender, Talley, Williams, Woodall.

STATE GOVERNMENT—(12)—Senator Henry, Chairman; Senator Walgren, Vice Chairman; Senators Atwood, Day, Durkan, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

WAYS AND MEANS—(36)—Senator Durkan, Chairman; (APPROPRIATIONS) Senator Dore, Chairman; Senator Uhlman, Vice Chairman; Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Durkan, Faulk, Foley, Gissberg, Guess, Huntley, Lewis (Harry), McCormack, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Walgren, Washington, Williams, Wilson, Woodall; (REVENUE AND TAXATION) Senator McCormack, Chairman; Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Mardesich, Marquardt, Metcalf, Newschwander, Ryder, Sandison, Twigg, Walgren, Woodall.

MOTION

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

Debate ensued.

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

INTRODUCTION AND FIRST READING

SENATE BILL NO. 134, by Senators McDougall, Herr and Newschwander:

An Act relating to public funds; authorizing the investment of excess, surplus or inactive funds; and amending section 43.09.210, chapter 8, Laws of 1965 and RCW 43.09.210.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 135, by Senators McDougall, Washington and Canfield:

An Act relating to weeds, rodents and pests; authorizing the formation of mosquito control districts in Chelan county; and amending section 2, chapter 153, Laws of 1957 and RCW 17.28.020.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 136, by Senators Durkan, Gissberg, Talley, Peterson (Ted), Peterson (Lowell), and Henry:

An Act relating to the official state fish; and adding a new section to chapter 1.20 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 137, by Senators Holman, Twigg and Dore:

An Act relating to uniform rendition of accused persons; adding a new chapter to Title 10 RCW; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 138, by Senators Uhlman, Atwood and Talley:

An Act relating to police benefits in first class cities; amending section 4, chapter 39, Laws of 1909, as last amended by section 1, chapter 191, Laws of 1961, and RCW 41.20.050; amending section 5, chapter 39, Laws of 1909, as last amended by section 2, chapter 191, Laws of 1961, and RCW 41.20.060; amending section 4, chapter 69, Laws of 1955 and RCW 41.20.150; and adding a new section to chapter 41.20 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 139, by Senators Holman, Twigg and Dore:

An Act relating to choice of forum; and creating a new chapter in Title 4 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 140, by Senators Holman and McConmack:

An Act relating to the revised uniform reciprocal enforcement of support; amending section 2, chapter 196, Laws of 1951 as amended by section 1, chapter 45, Laws of 1963 and RCW 26.21.010; amending section 6, chapter 196, Laws of 1951 as amended by section 4, chapter 45, Laws of 1963 and RCW 26.21.050; amending section 8, chapter 196, Laws of 1951 as amended by section 6, chapter 45, Laws of 1963 and RCW 26.21.070; amending section 9, chapter 196, Laws of 1951 as amended by section 7, chapter 45, Laws of 1963, and RCW 26.21.080; amending section 10, chapter 196, Laws of 1951 as amended by section 8, chapter 45, Laws of 1963 and RCW 26.21.090; amending section 9, chapter 45, Laws of 1963 and RCW 26.21.092; amending section 11, chapter 196, Laws of 1951 as amended by section 11, chapter 45, Laws of 1963 and RCW 26.21.100; amending section 12, chapter 45, Laws of 1963 and RCW 26.21.102; amending section 13, chapter 45, Laws of 1963 and RCW 26.21.104; amending section 14, chapter 196, Laws of 1951 and RCW 26.21.106; amending section 12, chapter 196, Laws of 1951 as amended by section 15, chapter 45, Laws of 1963 and RCW 26.21.110; amending section 16, chapter 45, Laws of 1963 and RCW 26.21.112; amending section 18, chapter 45, Laws of 1963 and RCW 26.21.116; amending section 13, chapter 196, Laws of 1951 as amended by section 19, chapter 45, Laws of 1963 and RCW 26.21.120; amending section 15, chapter 196, Laws of 1951 as amended by section 21, chapter 45, Laws of 1963 and RCW 26.21.140; amending section 16, chapter 196, Laws of 1951 as amended by section 22, chapter 45, Laws of 1963 and RCW 26.21.150; amending section 17, chapter 196, Laws of 1951 as amended by section 23, chapter 45, Laws of 1963 and RCW 26.21.160; amending section 25, chapter 45, Laws of 1963 and RCW 26.21.180; amending section 26, chapter 45, Laws of 1963 and RCW 26.21.190; amending section 28, chapter 45, Laws of 1963 and RCW 26.21.210; amending section 29, chapter 45, Laws of 1963 and RCW 26.21.220; amending section 32, chapter 45, Laws of 1963 and RCW 26.21.250; amending section 34, chapter 45, Laws of 1963 and RCW 26.21.270; and adding new sections to chapter 196, Laws of 1951 and to chapter 26.21 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 141, by Senators Uhlman, Gissberg and Atwood:

An Act relating to survival of actions and damages; and amending section 1, chapter 137, Laws of 1961 and RCW 4.20.046.

Referred to Judiciary Committee.

SENATE BILL NO. 142, by Senators Holman, Marquardt, Huntley, Ridder and Uhlman (by Joint Committee on Education request):

An Act relating to education; amending section 10, chapter 266, Laws of 1947 as last amended by section 1, chapter 67, Laws of 1957 and RCW 28.57.338; amending section 13, chapter 268, Laws of 1959 and RCW 28.57.430; amending section 28A.57.312, chapter ---, Laws of 1969 (HB ---) and RCW 28A.57.312; amending section 28A.57.336, chapter ---, Laws of 1969 (HB ---) and RCW 28A.57.336; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring emergencies.

Referred to Committee on Education.

SENATE BILL NO. 143, by Senators Peterson (Ted), Ridder, Williams and Herr:

An Act relating to firearms; amending section 9, chapter 172, Laws of 1935, as amended by section 7, chapter 124, Laws of 1961 and RCW 9.41.090; amending section 11, chapter 172, Laws of 1935, as last amended by section 1, chapter 163, Laws of 1963 and RCW 9.41.110; and adding new sections to chapter 172, Laws of 1935, and to chapter 9.41 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 144, by Senators Holman, Marquardt, Ridder and Uhlman (by Joint Committee on Education request):

An Act relating to education; creating the Washington coordinating council for higher education and prescribing its powers and duties including the creation of subcommittees thereof; creating an advisory committee of presidents and prescribing its powers and duties; repealing sections 1 through 3 and 5 through 7, chapter 128, Laws of 1965 ex. sess. and section 4, chapter 128, Laws of 1965 ex. sess. as amended by section 1, chapter 5, Laws of 1967 ex. sess. and RCW 28.90.010 through 28.90.070 (and RCW 28B.75.010 through 28B.75.070 of the proposed 1969 education code); and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 145, by Senators Holman and Woodall:

An Act relating to juvenile courts; adding new sections to chapter 12.04 RCW; repealing section 1, chapter 160, Laws of 1913 as amended by section 1, chapter 302, Laws of 1961 and RCW 13.04.010; repealing section 2, chapter 160, Laws of 1913 as last amended by section 1, chapter 65, Laws of 1937 and RCW 13.04.030; repealing section 3, chapter 160, Laws of 1913, as last amended by section 9, chapter 331, Laws of 1959 and RCW 13.04.040; repealing section 2, chapter 302, Laws of 1961 and RCW 13.04.053; repealing section 3, chapter 302, Laws of 1961 and RCW 13.04.056; repealing section 5, chapter 160, Laws of 1913 and RCW 13.04.060; repealing section 6, chapter 160, Laws of 1913 and RCW 13.04.070; repealing section 5, chapter 302, Laws of 1961 and RCW 13.04.091; repealing section 6, chapter 302, Laws of 1961 as amended by section 1, chapter 137, Laws of 1967 and RCW 13.04.095; repealing section 8, chapter 160, Laws of 1913 as amended by section 7, chapter 302, Laws of 1961 and RCW 13.04.100; repealing section 12, chapter 160, Laws of 1913 as last amended by section 1, chapter 58, Laws of 1959 and RCW 13.04.120; repealing section 2, chapter 132, Laws of 1945 and RCW 13.04.130; repealing section 14, chapter 160, Laws of 1913 and RCW 13.04.140; repealing section 15, chapter 160, Laws of 1913 and RCW 13.04.150; repealing section 10, chapter 302, Laws of 1961 and RCW 13.04.190; repealing section 4, chapter 297, Laws of 1957 as last amended by section 12, chapter 302, Laws of 1961 and RCW 13.04.200; repealing section 13, chapter 302, Laws of 1961 and RCW 13.04.210; repealing section 14, chapter 302, Laws of 1961 and RCW 13.04.220; repealing section 15, chapter 302, Laws of 1961 and RCW 13.04.230; repealing section 16, chapter 302, Laws of 1961 and RCW 13.04.240; and repealing section 1, chapter 93, Laws of 1967 and RCW 13.04.250.

Referred to Judiciary Committee.

SENATE BILL NO. 146, by Senators Walgren, Elicker and Knoblauch:

An Act relating to certificates of delinquency; and repealing section 84.64.250, chapter 15, Laws of 1961 and RCW 84.64.250.

Referred to Committee on Ways and Means—Revenue.

SENATE BILL NO. 147, by Senators Peterson (Ted), Peterson (Lowell), Metcalf and Talley (by departmental request):

An Act relating to food fish and shellfish; adding a new section to chapter 12, Laws of 1955, and to chapter 75.28 RCW; and repealing section 75.28.090, chapter 12, Laws of 1955 as amended by section 4, chapter 212, Laws of 1955 and RCW 75.28.090.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE JOINT RESOLUTION NO. 14, by Senators Dore, Connor, Uhlman, Greive, Herr, Walgren, Elicker, Mardesich, Williams, Peterson (Ted) and Ridder:

Amending the 18th Amendment to declare public transportation systems a highway use.

Referred to Committee on Highways.

There being no objection, the rules were suspended to permit additional sponsors on Senate Bills Nos. 136, 142, 143, 144, 147 and Senate Joint Resolution No. 14.

At 10:55 a.m. the Senate retired to the House chamber to meet in Joint Session for the purpose of receiving the budget message of Governor Daniel J. Evans.

JOINT SESSION

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

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

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

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

The Secretary of the Senate called the roll of the Senate and all members were present except Senators Cooney, Gissberg, Keefe, Lewis (Harry), and Stender who were excused.

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

The President of the Senate announced that the purpose of the joint session was to receive a message from His Excellency, Governor Daniel J. Evans, and appointed the following committee to escort Governor Evans to the House chamber: Senators Peterson (Ted) and Uhlman; and Representatives Chatalas and Cunningham.

The committee retired.

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

The President of the Senate: "Governor Evans, Speaker Eldridge, President Pro Tempore Henry, Honorable ladies and gentlemen of the Washington State Legislature, ladies and gentlemen:

"The purpose of the joint session this morning is to receive a message from the Governor, the Honorable Daniel J. Evans, Governor of the state of Washington."

Governor Evans: "I hope no one here will be dismayed by my bringing the budget book along with me. I am not going to read selected passages from the 'good book.' Instead, my message will be brief and to the point. First, let me thank, for myself personally, and I think as you go through the session, particularly those of you on the Ways and Means Committees of the two houses will join with me in thanking the budget staff, the director of

our Central Budget Agency, Walt Howe, and all those who have worked on both the economic forecasting as well as the actual budget making. I think they have done a remarkably fine job and I know they have put in enormous numbers of hours on a seven-day a week basis in order to present this budget to you.

"In my inaugural address two days ago, I attempted to define a direction and a sense of purpose for the state of Washington as we enter into this most critical period of our state's history. Today of course it is my task to assess that direction and purpose in terms of dollars, and in terms of available resources—in effect to relate the goals we seek to the practical realities of a state budget. The budget document prepared by the Central Budget Agency is, as always, an exhaustive summary of state programs. It contains an initial list of executive request legislation and the budget requirements envisioned for each of those programs. Now, each of you has a copy of it. The basic thrust of the budget proposals for the next biennium is contained in the formal budget message and in the budget highlights presented in front of the budget book. I am confident that each legislator will carefully examine these documents, so it seems unnecessary to try to detail them to you here today, and I hope each one of you will read the budget message that is in the front of each of the budget books. My essential purpose here today is not then to just call the roll of legislation and to recite budget figures. It is to deal really with the fundamental principles underlying the administration's budget.

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

"Two years ago I stood before you and proposed a budget which included an ambitious plan describing the goals, objectives and aspirations of this state. It represented a response to a population which has grown at nearly three times the national average; enrollment in our common schools which has increased by 55,000 students over the previous two years; four-year college and university enrollment which has increased 11.9%; and community college enrollment which has increased 49.5%.

"It represented a response to the growing problems caused by an increasing concentration of new people and new jobs in urban areas, which lack the financial resources to provide adequate public services.

"It represented a response to the need to provide competitive salaries for public employees in a period of rapid wage increases in the private sector.

"It represented a response to the growing demands for outdoor recreation, exemplified by a 36.7% increase in visitors to our state parks the last two years and by the crowding of our highways as shown by the 14.1% increase in vehicle miles travelled. It represented an attempt to provide for additional assistance to the growing number of persons of marginal employment ability who come with the growth in the state's population.

"Your response in enacting a budget to meet these needs has enabled this administration to play a strong role in encouraging a recognition at the national level that the states are ready to meet these responsibilities. It has helped to achieve growing recognition that the federal system can survive only with greater delegation by the Federal Government of both resources and flexibility to states to allow them to meet their unique needs in an innovative manner.

"Since you last met, 36 legislatures from other states have enacted tax increases. Under our present tax structure, average state tax paid by each citizen for each \$1,000 of personal income will decline during the next biennium. I have, however, chosen to present a budget which does not call for new taxes at this time, but which allows the 1970 Special Session which I shall call, to review the level of expenditures, hopefully after a vitally needed new tax structure has been achieved.

"The budget I present totals 4.25 billion dollars. Forty-eight percent of this amount is funded from earmarked sources, leaving a General Fund budget which proposes new spending of \$2.18 billion. This represents an increase of 30.5% over the present biennium. It also represents the greatest reduction from expressed needs of state agencies, common schools and institutions of higher education ever presented—a reduction of over \$800 million. This is four times as great as the reduction of two years ago. Total federal revenue assumed is \$907 million, of which \$321 million will be used for General Fund activities, a 29.7% increase.

"To remain within available revenue, during the second year of the biennium this budget proposes only a four percent salary increase for all employees; provides for updating of public assistance grants and vendor rates for cost of living only during the first year of the biennium, and provides \$16 million for aid to cities and \$4 million to assist counties during the first year, but no funding during the second year.

"You may well agree with me that these needs ultimately must be met. A 1970 Session of this Legislature will provide an opportunity to meet them following an adoption of a new tax system, by increasing taxes under our present system, or by allocating new revenue, should receipts exceed present estimates of available resources.

"A General Fund surplus has been achieved again during this biennium. Without this surplus, it is clear the needs of a growingly complex state could not be met without immediate and substantial tax increase. We began this biennium with a \$22 million surplus,

unappropriated by the last session of the Legislature. Strong economy measures and changes in projected workload will result in a reversion of \$11 million in unspent General Fund appropriation at the end of the biennium, \$6 million more than two years earlier. We will also realize \$105 million in revenue from all General Fund sources in excess of that assumed in your last 1967 Appropriation Act. A substantial portion of this \$105 million has resulted from greatly accelerated inflation at the national level, which also directly adds increased costs which are reflected in this budget in salaries, in the costs of goods which we must purchase, and in rapidly rising medical costs in several state programs.

"Of the total surplus of \$130.7 million, the budget allocates \$67 million for one-time expenditures, \$21.6 million to meet increased costs caused by federal legislation which prohibits the consideration of Public Law 874 impacted area distributions as local revenue of school districts, \$25.6 million for continuing the level established by use of surplus for continuing expenses two years ago, and \$16 million for new and continuing operational expenses of government. As I stated in 1967, I believe it would be irresponsible to use the entire surplus for normal current operations and establish a level of expenditure for the next fiscal period which would insure thenceforth for substantial tax increase. In addition to the use of the surplus, the General Fund expenditures are financed by an estimated \$389 million increase in continuing revenue, and a proposed distribution of \$14 million from the Investment Reserve Account which has not been needed to cover defaulted investments since 1951.

"I have proposed new General Fund capital expenditures of \$24.0 million substantially less than proposed two years ago. An additional \$61 million is proposed for construction for higher education utilizing the State Building Authority. This new procedure provides important flexibility for financing needed building at our institutions of higher education, and enables continued progress in construction of the new Evergreen State College. It also creates an obligation for lease payments of approximately \$7.1 million a biennium when construction is completed. Until some experience is gained in its use, expansion of this request to additional projects or new types of construction seems extremely unwise. I strongly urge the Legislature to limit any further use of this method of financing, at least until the 1970 Session of the Legislature, at which time I hope to present to you a comprehensive and dynamic capital construction plan for the 1970's.

"In the past, some construction projects have been approved by the Legislature before adequate planning had been completed by agencies. This has resulted in substantial additional requests for projects already authorized. These requests have been sharply reduced in this budget to those which seem unavoidable. Adequate pre-planning money is provided in this budget for all agencies. I urge the Legislature to join me in refusing to fund any additional buildings until adequate plans have been developed fully, and that we strongly resist costly alterations in already approved buildings. Good planning is a key to good government, and it must be required in buildings as well as programs.

"We cannot rest on the progress we have made in the development of human resources in this state. We must do more to create in the state of Washington a society in which the doors to personal achievement and fulfillment are open to all. This means necessarily a society of justice and opportunities; a society in which discrimination has no place—whether that discrimination be rooted in racism or in the inherent degradation of poverty. To achieve this goal, I am proposing increases in those agencies whose primary concerns are centered on the well-being and status of the citizen as a person, and I am proposing reorganization into three new departments all of the presently scattered activities which work to develop these resources.

"I have asked for increased staff for the present Board Against Discrimination to expand the affirmative community relations and educational activities, and for additional legal and investigative personnel, so that the anti-discrimination laws, particularly in those areas relating to state procurement, can be fully and faithfully enforced—for without justice we mock law and can scarcely expect order.

"To marshal the human resource of talented citizens who generously wish to serve, I am requesting funds for a nucleus volunteer bureau in the present state Office of Economic Opportunity so that the need for service and the offers of service can be matched. I am strengthening the technical assistance we now offer to community action agencies, including the addition of a position to be concerned solely with self-help cooperatives and credit unions. I am asking that \$500,000 be available for innovative programs, especially at the community level, which will seek new solutions to persistent problems. I have asked the Director of Commerce and Economic Development to place increased emphasis on assisting the disadvantaged to achieve their fair share of our riches through participation in our dynamic business community.

"During the past biennium, intensive efforts have reduced employable caseloads of the Department of Public Assistance by 1,000 below those of four years ago despite sharp population increase. However, non-employable caseloads, particularly in the Aid for Dependent Children category, have increased substantially above estimates during the first year of the biennium, and medical costs have increased rapidly during the second year. This is a national phenomenon, which has resulted in the need for increased financing in nearly every major state. By comparison, regular Aid for Dependent Children caseloads have increased by 46.3% in Washington during the past four years while increasing 46.8% throughout the nation, 105% in California and 130% in New York.

"To meet this rising caseload, a substantial portion of the Contingency Fund was allocated to the Department during this biennium. To meet continuing high caseload and medical program costs, an additional \$4.9 million in state funds will be required during this biennium to avoid implementation of a ratable reduction which we worked many years to eliminate. For the next biennium, the public assistance budget will increase 39.3% to \$468 million. This increase will assure payments to recipients and vendors based on the current cost of living on July 1, 1969, and will meet the additional financial demands imposed by Federal court decisions and Federal regulations. Should other regulations or court decisions now in process impose further demands upon us, either additional financing or the unfortunate reduction of programs for those who rightfully do need assistance will be required. It is increasingly clear that the welfare system has failed to meet either the needs of the truly unemployable or the needs of the remainder of society. Federal regulations accelerate the shift of financial responsibility from the Federal Government to the states, but at the same time place greater restrictions upon the capabilities of the states to devise new methods to meet their own priorities and needs. I intend to call upon the new national administration as forcefully as possible to completely review the system which has developed and to return to the states a capability to deal with their own priorities. I urge you to join me in this endeavor.

"In addition, I intend to build on the highly successful PLACE program developed jointly by the Departments of Public Assistance and Employment Security during this biennium, which has resulted in employment of almost 3,000 public assistance recipients during the last year. I am proposing the use of state and Federal resources through both departments to develop a work incentive training program in an all-out effort to help those who are able to achieve independence and economic self-sufficiency through employment. This program is a vital next step if we are to reduce public assistance expenditures.

"I am proposing a substantial increase in the budget of vocational rehabilitation to enable us to maximize available federal funds to serve larger numbers of the economically oppressed and culturally handicapped, and increase the availability of rehabilitation services to inmates of our correctional institutions, mental hospitals, and schools for the retarded.

"To provide quality care in our schools for the retarded, this budget provides for the continuation of a ten-year program of staffing increases to meet national standards. Even more importantly, the direction of our treatment begins to shift dramatically to local and regional care, thereby enabling us to move toward the national standards which call for smaller schools. Funds are provided for purchase of services from a network of boarding homes planned by private, non-profit groups; for doubling the sheltered workshop program; for a 43% increase in the special education program in our public schools; and for additional planning for regional centers for the retarded. Specialists in placement of those able to fit within community programs will be placed in each school to begin to work with these new resources for care.

"Similarly, continued emphasis will be given to increased community mental health programs, with state grant-in-aid funds increased by 59.6% to \$3.8 million. State matching funds are also provided for the first time through the Health Department for comprehensive community health facilities. In addition, 48 community workers are included in the budgets of the three mental hospitals to provide strengthened support and liaison between state hospitals and community programs. A pilot drug abuse program is provided at Northern State Hospital to determine the proper role of our mental hospitals in providing the needed array of services to meet this growingly serious problem. An example of the benefit of effective preventive health programs is the Red Measles Immunization Campaign. More than 115,000 children were immunized during the fall of 1967 against the disease which frequently causes hearing loss, vision damage and retardation, with a resultant 90% reduction in cases reported in 1968. It is estimated that at least ten dollars of direct and indirect cost to taxpayers was avoided for each dollar of state expenditure for this program. This budget proposes a follow-up effort, or if vaccines become available to prevent German measles, known to be a major cause of birth defects, a new immunization program to attempt to eradicate this disease.

"Funds are provided to allow purchase of space in community facilities for inmates of our correctional facilities on work release to allow expansion of this highly successful and cost-reducing program and for continued planning for a regional correctional center. Of particular importance, the budget proposes a probation subsidy program, which will provide substantial funding for counties to develop programs which will enable them to rehabilitate youths without placement in state institutions. This program, highly successful in California, has the potential of eliminating the need for constructing and staffing two new institutions in the next five years. Planning will proceed on one additional boys' institution, but a final decision on its construction will await further review prior to the 1970 Legislative Session.

"Perhaps the most vital step in development of a more effective and efficient system to deliver state services is enactment of the series of reorganization proposals which would create single Departments of Health and Social Services, Manpower and Industry, and Community Affairs and Development and open the way to cost reduction, improved service, and integration of the planning and budgeting process in these areas.

"Enrollments this fall in our common school system exceeded estimates by approximately 9,700. Enrollment is expected to increase by 19,000 in 1969 and 13,700 in 1970. An increase of \$160 million in General Fund support is proposed for activities under

the Superintendent of Public Instruction. This increase will allow us to meet the continued large yearly increases without sacrificing present quality. It will allow us to increase the salaries of all district personnel by an average of 7% the first year of the biennium, with a 4% increase in the second year, subject to additional review by the 1970 Session. To meet this expenditure increase, the two-mill shift of property tax made by the last session is continued.

"The request also slightly increases badly needed state assistance to the outstanding Pacific Science Center educational program, continues with state funds the highly successful supplementary education and cultural enrichment program previously funded by Title III of the Elementary and Secondary Education Act, and provides \$4.1 million for additional supplementation to meet special urban area and minority education program needs.

"This budget does not propose to solve the problem of special levies, which has grown to crises proportions. Solution is simply not available under our present tax structure. I will again propose solution to this problem as part of a special message on tax reform.

"Common school construction of \$63 million will be supported by cash receipts from timber sales and bonds from the interest income from the Permanent Common School Fund. I will support early appropriation of a portion of this request to prevent unnecessary delay in construction.

"The 22 community colleges have made great strides toward becoming an educational system under the excellent guidance of the Board for Community Colleges. By fall of 1970, enrollment is projected to increase by 11,500 over 1968 to a total of over 58,000 full time equivalent students. To finance this large growth and salary increases of 7% and 4%, an increase of \$30.4 million or 46% is proposed. The appropriation includes \$5 million for the Board for Community Colleges to use for innovative programs to assure that new ideas are nurtured for improvements in our educational system. New capital construction of \$36.7 million is proposed, with \$500,000 in General Fund support for pre-planning provided for the first time to allow community colleges to meet the new demands for completion of specific planning before approval of construction projects.

"Finally, funds for an important new part of our higher education system are proposed. Five hundred and seventy-six thousand dollars (\$576,000) is included for a Council on Higher Education to provide new strength in coordinating and planning the increasingly excellent and sophisticated programs offered our citizens by our higher educational system.

"It is also particularly important that this session of the Legislature give close attention to the financial problems of students and our private colleges and universities. The recommendations of the Temporary Advisory Council on Higher Education on student financial aid, including special assistance to disadvantaged students in public institutions and on direct aid to private education, should be reviewed carefully.

"I am convinced that the private educational system is a vital component of our total educational system. Care must be taken, however, to insure that any diversion of funds to aid the private colleges and universities does not lower the quality of our public education, and that any funds to provide scholarships to needy students do in fact aid students and not just institutions.

"Substantial progress has been made in conserving our priceless recreational resources to meet the rapidly increased demand for public recreation space. The voters again showed their willingness to meet the cost of acquiring and developing new recreational areas by the overwhelming approval given Referendum 18. It will provide \$10 million in additional resources during the next biennium and an additional \$30 million over the two ensuing biennia.

"While good progress has been made in acquisition, it is clear that the Parks and Recreation Commission has been unable to devote sufficient resources to developing new facilities and maintaining existing ones. When revenue accruing to the Park and Parkways Account has fallen below estimates, vital programs have been forced to be curtailed. As a result, two important changes are proposed in this budget. To provide an assured source of revenue to meet the demands for recreational areas, the funding of the Parks and Recreation Commission is transferred to the General Fund, and \$1 million is requested for the first phase of catching up with badly needed deferred maintenance in our park facilities. Funds are also included to provide additional lifeguard coverage to our park beaches, maintenance of our ocean beaches, initiation of a Youth Summer Program to provide summer employment for urban area youths, and increased staffing throughout the park system to better serve the ever-increasing numbers of state citizens and visitors making use of park facilities for recreational enjoyment.

"In addition to monies provided through the Interagency Committee for Outdoor Recreation, capital funds of \$4.6 million is proposed, which will include six new rest and comfort stations, 13 safe parking areas on our ocean beaches, the first phase of development of the Yakima Canyon portion of our scenic highways and other improvements throughout the park system. It is assumed that the first phase of the vital Green River Gorge Project will be funded directly through the Interagency Committee.

"While deaths per vehicle mile travelled remained stable for the second straight year in 1968, the continued increase in highway accidents requires that we maintain the emphasis on programs designed to reduce accidents. The portion of the driver's license fee which previously was used for activities of the Parks and Recreation Commission, will be

designated for the activities of the State Patrol and Department of Motor Vehicles. To meet the costs of continuing our current level of service, to provide 70 added state troopers and necessary supporting staff during the next biennium to keep up with added vehicles on our highways, and to provide for an increase of 22.4% in driver improvement programs in the Department of Motor Vehicles, fee increases of \$1 for each driver's license and \$1.40 on the basic vehicle registration fee are necessary. An additional \$1.3 million will be provided for state and local governments for traffic safety programs under the Federal Highway Safety Program.

"Two years ago, the Legislature wisely recognized that the problems of rapid growth greatly affect not only state government, but local government as well, and, for the first time, appropriated \$25 million from the General Fund to assist in meeting these problems. This budget proposes \$20 million of similar assistance during the first year of the biennium, leaving the 1970 Session to review available resources and new methods of aid should tax reform be achieved. Sixteen million dollars of this aid is earmarked for our cities. Four million dollars is for the first year of a new program of assistance to counties through the Department of Revenue so they may have a complete, one-time, current reevaluation of all property. The substantial benefit of this effort can be seen from the experience of Cowlitz County, which spent \$200,000 for such a reevaluation, as a result of which it will realize an estimated \$1.1 million in new revenue during calendar year 1969.

"Creation of a Community Affairs and Development Department and increases in grant programs which assist local government in programs such as mental health, retardation, juvenile rehabilitation, public health, economic opportunity, urban highway construction, traffic safety and technical assistance are proposed. In addition, \$855,000 is provided to continue the development for local governments of a criminal information system, begun through the State Patrol, with cooperation and assistance of local law enforcement agencies. Funds are also provided the Attorney General for a program of assistance to local prosecutors, and to review the laboratory and training facilities with which state government can give assistance to local law enforcement officials on a planned and coordinated basis.

"The complexities of managing a rapidly growing state demand continued high quality in those who perform its many tasks. State employees are now paid on the basis of a basic compensation plan adopted to reflect prevailing wages in 1966, but which did not become fully effective until January 1, 1968. To make salary levels competitive, I am proposing for all employees under the State Personnel Board on July 1, 1969 a basic 5% increase plus an average 7% catch-up increase for those personnel whose salaries were lagging in 1968 as determined by the Board's July 1968 salary survey. This increase provides equal treatment with other public employees who received a 5% increase in the second year of the current biennium. I am also proposing for the first time to provide annual salary surveys, with an increase of an average of 4% at the beginning of the second year of the biennium to keep salaries on a current basis. The budget contains a General Fund appropriation of \$31.8 million for this item for the next biennium.

"Not only must salaries keep pace with private industry, but fringe benefits must also be re-examined periodically. At the recommendation of my Insurance Advisory Committee, I am proposing that beginning in November, 1969, the state pay the entire employee's portion of a health insurance program comparable to that now available, contingent upon Legislative approval of competitive procurement of insurance from a single carrier. Options for dependent coverage at the expense of the employee would be made available. The biennial cost of this new program in excess of the cost of the current program is \$5.4 million of which \$1.8 million is included in a special General Fund appropriation. To develop to the highest potential capability all those employed in state government, \$340,000 is provided to implement a continuing education and training program developed by the Department of Personnel.

"Last biennium, the Legislature wisely established a contingency fund of \$10 million, to be used only with the agreement of the Legislative Budget Committee and Legislative Council. The value of such a fund in a time of rapid change and explosive growth was proven when its use to meet the crises in public assistance funding avoided the necessity of a special session of the Legislature. It is important to continue this concept. However, the austerity of this budget, particularly during the second year, has resulted in the reduction of the fund from \$10 million to \$3 million. In addition, I have reduced the unearmarked portion of the Governor's Emergency Fund from \$1,250,000 to \$900,000.

"From the very beginning this administration has realized that state program objectives could not be achieved, no matter how imaginatively conceived, in the absence of responsive, cost-conscious and performance-oriented management. The rapid expansion of many state activities forced by Washington's current economic boom and dramatic population growth has intensified the importance of this effort. The launching and maintenance of comprehensive management improvement and cost reduction programs such as the Interagency Management Improvement Council and the Management Services and Administration Information Systems Divisions of the Central Budget Agency has therefore been a primary concern of this administration in its continuous effort to provide truly effective and timely service to the taxpayer at the lowest possible cost.

"I will shortly create a Washington State Businessmen's Advisory Council which will provide businessmen in Washington State the unique opportunity to bring to the direct attention of state agencies those regulations, procedures, policies and laws which needlessly complicate the relationships of business and state government.

"Intensive effort has been given to planning and coordination of data processing. The success of this effort under the excellent guidance of the Data Processing Advisory Committee merits continued emphasis and support by the Legislature.

"This budget also represents an initial step in the important integration of the planning and budgeting systems of the state. This effort has demanded clearer identification of goals and objectives of operating agencies, and their relationship to budget requests. These efforts will become more visible in two years with the submission of a more readable and informative budget document.

"Finally, the report of the Task Force on Reorganization of Executive Agencies presents to you an attainable and absolutely vital program which is a key to both efficiency and effectiveness in government.

"This is an austere budget. It is also a balanced budget. It is meant to be both. It is meant to be both so that this Legislature and ultimately the people of this state, can determine what is to be done about the fiscal crisis that is stalking our state. The substantial cuts which are contained in the second year of the biennium are clear evidence that we as a Legislature, as an administration, and as a people must face facts and find a solution to the problems of state financing.

"The admonition of Governor Rockefeller in his State of the State Message to his 1968 Legislative Session is appropriate for us to consider. He stated: "We may well be reaching a point where the level of expectation of the American people is rising at a rate which is out-running our capability to raise the revenue on a sound basis—on a basis that will not seriously affect economic growth and increased job opportunities. As a people and as local officials, we must face the fact that government at all levels—just like a family—cannot spend way beyond its means for long without weakening its credit and undermining its strength. We are by nature a generous people. We want to help those in need. But we simply cannot do it all at once."

"Yet 1969 is our last year of grace. If we are to continue to live in a quality state, if we are to continue the proud heritage left by those who preceded us, if we are to be able to respond effectively to the challenges of the 1970's, we must continue to provide those services which the people legitimately demand and at levels which they reasonably can expect.

"The budget I submit to you today will do this for one year—but for one year only. I will call the Legislature back into special session in January, 1970, at that time to reconsider the level of spending for the second year of the biennium. In the meantime, I hope this Legislature will discharge its obligation to let the people of the state decide the question of tax reform so that as we meet again in 1970 the direction the people choose to take will be clear and we can act accordingly."

The President of the Senate requested that the special committee escort Governor Evans from the rostrum to his chambers.

On motion of Mr. Bledsoe, the joint session was dissolved.

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

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President and the President Pro Tempore of the Senate and the Senators from the House Chamber back to the Senate.

The President called the Senate to order at 12:00 noon.

MOTION

At 12:05 p.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, January 20, 1969.

JOHN A. CHERBERG, President of the Senate.
WARD BOWDEN, Secretary of the Senate.

EIGHTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, January 20, 1969.

The Senate was called to order at 12:00 noon by President Pro Tempore Henry. The Secretary called the roll and announced to the President that all Senators were present except Senator Durkan. On motion of Senator Greive, Senator Durkan was excused.

The Color Guard, consisting of Pages Donald Bowman, Color Bearer, and Alice Berry, presented the Colors. Reverend Maurice Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

"Almighty God, Thou eternal Father of us all, we pause before Thee on this day when the leadership of our Country is changing hands to ask Thy blessing upon our great land.

"We thank Thee for our heritage as Americans and we pray that Thou wilt guide with wisdom, patience and understanding our new Chief Executive.

"May this branch of government, the Senate of the state of Washington be faithful to its duties so that we, as a people, might fulfill Thy good purposes for mankind.

"Send Thy Presence upon us, nationally and statewise. Bless us in what is right, correct us in what is wrong and give us the fortitude to do with dispatch what we know now needs to be done. Amen."

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

INTRODUCTION AND FIRST READING

SENATE BILL NO. 148, by Senators Atwood and Ryder:

An Act adopting a supplemental budget; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 149, by Senators Day, Mardesich and Woodall:

An Act relating to insurance; adding a new section to chapter 48.20 RCW; and adding a new section to chapter 48.21 RCW.

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

SENATE BILL NO. 150, by Senators Williams and Uhlman:

An Act relating to the impounding of motor vehicles standing upon private property without the consent of the owner thereof; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.48 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 151, by Senators Atwood and Ryder:

An Act adopting the budget; making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1969, and ending June 30, 1971; making supplemental appropriations; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 152, by Senators Atwood and Ryder:

An Act adopting the capital budget; making appropriations for capital improvements; authorizing certain projects; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 153, by Senators Peterson (Ted), Ridder, Williams and Connor:

An Act relating to firearms and other dangerous weapons; adding a new section to chapter 9.41 RCW; prescribing penalties; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 154, by Senators McCormack, Talley, Woodall, Herr and Elicker:

An Act relating to second, third, and fourth class municipalities; amending section 35.23.310, chapter 7, Laws of 1965 and RCW 35.23.310; amending section 35.23.400, chapter 7, Laws of 1965 and RCW 35.23.400; amending section 35.24.220, chapter 7, Laws of 1965 and RCW 35.24.220; amending section 35.24.250, chapter 7, Laws of 1965 and RCW 35.24.250; amending section 35.27.300, chapter 7, Laws of 1965 and RCW 35.27.300; amending section 35.27.330, chapter 7, Laws of 1965 and RCW 35.27.300; and adding a new section to Title 35 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 155, by Senators Atwood, Dore and Williams:

An Act relating to crimes and punishment; amending section 377, chapter 249, Laws of 1909, as amended by section 1, chapter 109, Laws of 1965, ex. sess., and RCW 9.45.060; adding a new section to chapter 9.45 RCW; defining crimes; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 156, by Senators Elicker, Ridder and Connor (by Public Pension Commission request):

An Act relating to public pension systems; amending section 35.39.040, chapter 7, Laws of 1965, as amended by section 1, chapter 19, Laws of 1965, and RCW 35.39.040; amending section 43.43.170, chapter 8, Laws of 1965 and RCW 43.43.170; amending section 9, chapter 207, Laws of 1939 and RCW 41.28.080; amending section 20, chapter 80, Laws of 1947, as last amended by section 2, chapter 81, Laws of 1965 ex. sess., and RCW 41.32.200; amending section 8, chapter 155, Laws of 1965 and RCW 41.40.071; amending section 10, chapter 71, Laws of 1947, as last amended by section 3, chapter 28, Laws of 1967 ex. sess., and RCW 41.44.100; amending section 4, chapter 91, Laws of 1947, as amended by section 1, chapter 91, Laws of 1967 ex. sess., and RCW 41.16.040; amending section 3, chapter 261, Laws of 1945, as last amended by section 2, chapter 160, Laws of 1967, and RCW 41.24.030; adding a new section to chapter 35.39 RCW; adding a new section to chapter 41.16 RCW; adding a new section to chapter 41.18 RCW; adding a new section to chapter 41.20 RCW; adding a new section to chapter 41.24 RCW; adding a new section to chapter 41.32 RCW; adding a new section to chapter 41.40 RCW; adding a new section to chapter 41.44 RCW; and adding a new section to chapter 43.44 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 157, by Senator Washington:

An Act relating to highways; making appropriations for the operations and capital improvements of the state highway commission, the urban arterial board, the Washington toll bridge authority, the joint committee on highways, and the county road administration board; and declaring an emergency.

Referred to Committee on Highways.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 153 and 154.

SENATE JOINT RESOLUTION NO. 15, by Senators Holman, Sandison, Elicker, McCormack, McDougall, Ridder and Marquardt:

Providing voting requirements as to excess levies.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

It was moved by Senator Holman that the Committee on Constitution, Elections and Legislative Processes be relieved of consideration of Senate Joint Resolution No. 15.

Debate ensued.

POINT OF ORDER

Senator Woodall: "Point of order, Mr. President."

President Pro Tempore Henry: "State your point of order."

Senator Woodall: "Senator Ridder is not speaking on the subject matter as to which committee it should be in. He is discussing the broad field of loving schools and children which we all do."

Senator Ridder: "I'm glad that Senator Woodall loves schools and children too. It does have some bearing upon this bill however. If we want this bill out to look at it, to have hearings upon it and to do something with it which we should, we need some interim movement before a finality then we must put it in a committee from which it will come out and I suggest the Committee on Revenue and Taxation is as good as any other, in fact, more so!"

Debate ensued.

Senator McCormack demanded a roll call and the demand was sustained by Senators McCormack, Ridder, Talley, Knoblauch, Pritchard, Faulk, Washington and Marquardt.

ROLL CALL

The Secretary called the roll and the motion by Senator Holman to relieve the Committee on Constitution, Elections and Legislative Processes of consideration of Senate Joint Resolution No. 15 passed by the following vote: Yeas, 27; nays, 21; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Dore, Elicker, Faulk, Foley, Herr, Holman, Huntley, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Talley, Uhlman, Walgren, Washington, Williams—27.

Voting nay: Senators Canfield, Connor, Cooney, Day, Donohue, Gissberg, Greive, Guess, Henry, Keefe, Lewis (Brian), Mardesich, Metcalf, Odegaard, Peterson (Lowell), Sandison, Stender, Stortini, Twigg, Wilson, Woodall—21.

Excused: Senator Durkan—1.

NOTICE OF RECONSIDERATION

Senator McCutcheon, having voted on the prevailing side, served notice that he would on the next working day move that the Senate reconsider the vote by which the Committee on Constitution, Elections and Legislative Processes was relieved of Senate Joint Resolution No. 15.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:30 a.m., Tuesday, January 21, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, January 21, 1969.

The Senate was called to order at 11:30 a.m. by President Pro Tempore Henry. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Rick Morse, Color Bearer, and Jane Bremner, presented the Colors. Reverend Maurice Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

“Almighty God Thou Eternal Father of us all, we stand silent before Thee at the outset of this day’s official work so that Thou canst speak to us and hopefully through us. We thank Thee that Thou art not a member of any one party, nor any one nation, nor any one race. Give us this day courage and insight to know and meet our responsibilities not only

here in this legislative session but in our committee meetings and in our hallway conversations. Give us the courage to say 'no' to everything that will make it more difficult to say 'yes' to Thee. Amen."

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

MOTION

On motion of Senator Washington, there being no objection, the name of Senator Huntley was added as a sponsor to Senate Bill No. 157.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having given notice, Senator McCutcheon moved that the Senate do now reconsider the vote by which Senate Joint Resolution No. 15 was relieved of consideration by the Committee on Constitution, Elections and Legislative Processes.

Debate ensued.

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

Senator Uhlman demanded a roll call and the demand was sustained by Senators Washington, Holman, Elicker, McCormack, McDougall, Walgren, Ridder, Faulk, Andersen and Atwood.

ROLL CALL

The Secretary called the roll on the motion by Senator McCutcheon to reconsider the vote by which the Committee on Constitution, Elections and Legislative Processes was relieved of Senate Joint Resolution No. 15 and the motion failed by the following vote: Yeas, 22; nays, 26; absent, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Foley, Gissberg, Greive, Guess, Henry, Keefe, Lewis (Brian), McCutcheon, Mardesich, Metcalf, Peterson (Lowell), Sandison, Stender, Twigg, Wilson, Woodall—22.

Voting nay: Senators Andersen, Atwood, Dore, Elicker, Faulk, Herr, Holman, Huntley, Knoblauch, Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Talley, Uhlman, Walgren, Washington, Williams—26.

Absent or not voting: Senator Durkan—1.

MOTIONS

On motion of Senator McCormack, Senate Joint Resolution No. 15 was referred to the Committee on Revenue and Taxation.

On motion of Senator Holman, the rules were suspended to permit additional sponsors to Senate Joint Resolution No. 15.

On motion of Senator Bailey, there being no objection, the names of Senators Dore and Huntley were added to the Committee on State Government.

GUBERNATORIAL APPOINTMENTS

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Ben De St. Croix, appointed July 1, 1967, for a term ending December 31, 1972.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Howard Hettinger, appointed July 8, 1968, for a term ending December 31, 1972, succeeding W. O. Wikstrom.

Sincerely,
DANIEL J. EVANS
Governor

Referred to the Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Norman A. Majer, appointed June 15, 1967, for a term ending December 31, 1972, succeeding Arthur K. Avey.

Sincerely,
DANIEL J. EVANS
Governor

Referred to the Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Herbert L. Frank, appointed January 24, 1968, for a term ending June 26, 1972, succeeding James D. Kendall.

Sincerely,
DANIEL J. EVANS
Governor

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Mrs. Hugh (Jackie) Minor, appointed October 16, 1968, for a term ending September 26, 1974, succeeding Mary Ellen Davis.

Sincerely,
DANIEL J. EVANS
Governor

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Thomas S. Pryor, appointed November 15, 1968, for a term ending at the Governor's pleasure, succeeding H. E. Link.

Sincerely,
DANIEL J. EVANS
Governor

Referred to Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Board of Trustees, The Evergreen State College, subject to your confirmation:

Trueman L. Schmidt, appointed August 6, 1967, for a term ending August 6, 1969.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

L. G. Carmody, appointed July 8, 1968, for a term ending August 19, 1972, succeeding Robert F. Brachtenbach.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Board of Trustees, The Evergreen State College, subject to your confirmation:

Herbert Hadley, appointed October 15, 1968, for a term ending August 19, 1972, succeeding Roger F. Camp.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Board of Trustees, The Evergreen State College, subject to your confirmation:

A. E. Saunders, appointed August 6, 1967, for a term ending August 6, 1970.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Board of Trustees, The Evergreen State College, subject to your confirmation:

Mrs. Neal (Janet) Tourtellotte, appointed September 12, 1967, for a term ending August 6, 1971.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Director of Health, subject to your confirmation:

Dr. Wallace Lane, appointed January 10, 1969, for a term ending at the Governor's pleasure, succeeding Dr. Bernard Bucove.

Sincerely,
DANIEL J. EVANS
Governor.

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

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Interstate Commission for Higher Education, subject to your confirmation:

Dr. Glenn Terrell, appointed September 1, 1967, for a term ending June 9, 1971, succeeding C. Clement French.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Interstate Commission for Higher Education, subject to your confirmation:

Dr. Charles Odegaard, appointed June 9, 1967, for a term ending June 9, 1971, succeeding himself.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Highway Commission, subject to your confirmation:

Baker Ferguson, appointed June 14, 1967, for a term ending July 1, 1969, succeeding Elmer Huntley.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Highways.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Highway Commission, subject to your confirmation:

John N. Rupp, appointed August 7, 1967, for a term ending July 1, 1973, succeeding James M. Blair.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Highways.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Highway Commission, subject to your confirmation:

Harold Walsh, appointed July 1, 1968, for a term ending July 1, 1974, succeeding himself.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Highways.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Jack C. Hood, appointed March 26, 1968, for a term ending January 15, 1976, succeeding Al Thompson, Jr.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Liquor Control.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Pacific Marine Fisheries, subject to your confirmation:

Harold E. Lokken, appointed November 3, 1967, for a term ending June 12, 1971, succeeding John Wedin.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Natural Resources, Fisheries and Game.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Pacific Marine Fisheries, subject to your confirmation:

Dwight S. Hawley, appointed November 3, 1967, for a term ending June 12, 1971, succeeding Robert L. Charette.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Natural Resources, Fisheries and Game.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Leonard Nord, appointed June 1, 1967, for a term ending at the Governor's pleasure, succeeding Pen Robe.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Director of the State Planning and Community Affairs Agency, subject to your confirmation:

Dr. Richard H. Slavin, appointed October 16, 1967, for a term ending at the Governor's pleasure.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Director of the State Department of Pollution Control, subject to your confirmation:
James Behlke, appointed January 10, 1969, for a term ending at the Governor's pleasure, succeeding Roy Harris.

Sincerely,
DANIEL J. EVANS
Governor.

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

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Board of Prison Terms and Paroles, subject to your confirmation:
Dale A. Bridges, appointed May 6, 1968, for a term ending April 15, 1973, succeeding Harris Hunter.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on Public Institutions.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Director of the State Department of Revenue, subject to your confirmation:
George Kinnear, appointed July 1, 1967, for a term ending at the Governor's pleasure, succeeding himself.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Ways and Means.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Tax Board of Appeals, subject to your confirmation:
G. Merton Dick, appointed July 1, 1967, for a term ending March 1, 1969.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on Ways and Means.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Tax Board of Appeals, subject to your confirmation:
J. Joy Williams, appointed July 1, 1967, for a term ending March 1, 1971.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on Ways and Means.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Tax Board of Appeals, subject to your confirmation:

Dr. Donald H. Webster, appointed July 1, 1967, for a term ending March 1, 1973.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Ways and Means.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

R. Mort Frayn, appointed March 12, 1968, for a term ending March 11, 1974, succeeding John L. King.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Robert F. Phillip, appointed March 12, 1968, for a term ending March 11, 1974, succeeding Joseph Drumheller.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Francis Pearson, appointed January 14, 1969 for a term ending January 1, 1975, succeeding himself.

Sincerely,
DANIEL J. EVANS
Governor.

MOTIONS

It was moved by Senator Greive that the rules be suspended and that the appointment of Francis Pearson to the position of Member of the Utilities and Transportation Commission be placed before the Senate for consideration at this time.

The motion carried.

PARLIAMENTARY INQUIRY

Senator Gissberg: "Parliamentary inquiry."

Senator Gissberg: "I take it that now that the rules have been suspended that another motion should now be made that he be confirmed. Is that right, Mr. President?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "That is correct, Senator Gissberg."

SIGNED BY THE PRESIDENT

The President signed: SENATE CONCURRENT RESOLUTION NO. 2.

MOTION

It was moved by Senator Gissberg that the appointment of Francis Pearson to the position of Member of the Utilities and Transportation Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Gissberg: "Mr. President and members of the Senate:

"I would like to say initially that I, prior to making this motion, did speak to the chairman of the committee to which this appointment would otherwise have been referred, and that is Senator Mardesich. He agreed that the long standing custom of this Senate insofar as confirming former Senate members should be carried out in this instance, not only as a courtesy to Senator Pearson, but to demonstrate to him and to the Governor the confidence that we have in the administration in that commission to which he has been appointed and has served on for so many years past.

"I think for the newly elected members, particularly, and if I may read under suspension of rules the personal resume that Governor Evans sent up with his message, I would be very much appreciative if I may do so:

"Francis Pearson, a native of Washington, born in Seattle, later moved to Kitsap county and then to Port Angeles where he was in business for a number of years before moving to Olympia when he was appointed as commissioner.

"He has been a member of the Washington Utilities and Transportation Commission since April, 1957.

"He was President of the Mountain-Pacific States Conference of Public Service Commissions (now the Western Conference) 1961-62.

"He is Vice President of the National Association of Regulatory Commissioners.

"He is also a member of the Executive Committee and the Communications Committee of the NARUC.

"Mr. Pearson served 20 years in the Washington State Legislature from the 24th District—ten years in each house.

"He is a member of the Clallam County Pomona Grange and Washington State Grange, Fraternal Order of Eagles, B.P.O.E., Masonic Blue Lodge, Royal Arch and Commandery of Port Angeles and the Mason-Thurston Counties Shrine Club.

"Mr. Pearson is married and has one daughter. His son was recently killed in Viet Nam."

"Supplementing the Governor's remarks which I don't think really get to the heart of what a fine man Francis Pearson is, I have been his personal friend for many, many years, since I first came to the Senate in 1953 and I personally know much of what I know about Senate procedure to the fact that Francis Pearson, although without sight, has a keen insight and political instinct as to legislation and the operation of this Senate.

"He has been eminently fair, I believe, in the conduct of his office although I understand this only by reputation and not firsthand knowledge because I do not have, as a practicing lawyer, and have not had occasion to appear before the commission on behalf of any clients of mine but I understand he is eminently fair in the very important regulatory business that the commission must carry out.

"As the Governor indicated, his son, Tony, was very recently killed in Viet Nam and that has constituted a tremendous tragedy, of course, to both Francis and his lovely wife, Betty.

"Certainly we all wish Senator Pearson well and God speed and great success in the future and hopefully he will be with us for a long, long time."

Senator Ted Peterson: "I rise, if I may, to add to the remarks of Senator Gissberg.

"Senator Gissberg referred to his not having any sight and I tell you, fellow Senators, that he was blind when he was in the Senate and blind now and I am amazed, and I speak for one who worked with him for years on Fisheries, that is, I am just really astounded to note that he is up for confirmation because he was looking at an apartment in the forty-fourth district and I was trying to help him.

"So this is indeed a pleasure to get up and say that here is a man without sight that could maybe blow rings around some of us who have sight. I have never seen anything like it. I have been with him on the trail and had his hand lightly on my arm, so lightly that you would wonder how I could maneuver him around. But he is a fellow in my estimation, of great stature and I am just pleased to say that we here today are able to confirm him."

Senator Greive: "In speaking of former Senator Pearson, it is rather refreshing to all of us to see a man appointed who is a Democrat to a position which has to be, by nature, bi-partisan. Frequently we find that the Governor and I am sure that every Governor is responsible for doing this, finding some friendly people of the opposition party who have no status, no stature and were never heard of, but that they qualify as your appointee from

your side of the aisle and we all shudder a little bit when we say 'find'. In other words, it is someone who really doesn't have a political party who puts it on simply to qualify.

"Obviously, Senator Pearson is a Democrat, is proud of it and all of the time that he has been on the commission, he has continued unashamed to go to the Jefferson-Jackson Day dinners, he participated as a Democrat. I don't mean of course he has gotten into partisan politics where the Governor is concerned but certainly he has been a good Democrat and one that we are proud of and I think it is a good condition to see a man that is appointed who is supposed to be a Democrat to represent the Democratic Party on that commission and act like one."

Senator Harry Lewis: "Mr. President and members of the Senate:

"I would also like to speak in support of Francis Pearson.

"Senator Greive's remarks are very well taken. Senator Pearson to my knowledge, although he is not a close friend of mine but from observations living here in Olympia I have seen him act fairly. I have seen him make tough, difficult decisions as a member of the commission and I would like to speak in support for one specific reason particularly.

"In addition to the fairness of the man and that is to the fairness of continuity of knowledgeable people on the commission and obviously in the Governor's opinion, who is in himself a fair and honest man, he appreciated the knowledge that Mr. Pearson has.

"I would like to remind all of us that the hearings that come before these commissioners and are in progress now and that it is vitally important that they have men of the integrity and the knowledge and experience that Francis Pearson has continuing on such a commission."

Senator Dore: "Mr. President and fellow members:

"I would like to join in recommending the nomination of Francis Pearson, our former colleague. I know if time would permit, all of us could rise in making the same remarks.

"Now Senator Gissberg said he had never had the pleasure of presenting a matter before Senator Pearson. I think some six years ago I had that pleasure. It was rather an involved case and I frankly wondered how a man of his handicap might be able to digest the evidence and analyze the problem and come to a just conclusion and I was delighted and impressed with the tremendous retention of memory he has for testimony, for analysis and coming to a just decision and he has done that in all fields of endeavor.

"Today I think he is one of the most knowledgeable men in the entire United States in utility law and application. I think his knowledge rivals many of our so-called members of the legal professions serving in a similar capacity.

"He has that initial Senate experience which he brings out along with that witty witicism which he of course shows at all times.

"He is a tremendous inspiration to me personally and we wish him well in spite of his recent tragedy and we hope that he will continue to carry on the magnificent work he has done the past six years.

"As a Democrat on this side of the aisle, I think that we should commend Governor Evans for his excellent appointee and I know that we here today are all going to enthusiastically support his appointment."

APPOINTMENT OF FRANCIS PEARSON

The Secretary called the roll and the appointment of Francis Pearson to the Washington Utilities and Transportation Commission was confirmed by the following vote: Yeas, 48; nays, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-48.

Voting nay: Senator Pritchard-1.

Having received the approval of the Senate, the appointment of Francis Pearson to the Washington Utilities and Transportation Commission was confirmed.

MESSAGE FROM THE HOUSE

January 20, 1969.

Mr. President: The Speaker has signed SENATE CONCURRENT RESOLUTION NO. 2, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 158, by Senator Wilson:

An Act relating to state highways; and amending section 47.20.310, chapter 13, Laws of 1961 and RCW 47.20.310.

Referred to Committee on Highways.

SENATE BILL NO. 159, by Senators Talley, Knoblauch and Peterson (Ted):

An Act relating to sewer districts; and amending section 9, chapter 210, Laws of 1941, as last amended by section 4, chapter 103, Laws of 1959, and RCW 56.12.010.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 160, by Senators Stortini, Greive, Donohue and Odegaard:

An Act relating to taxation and revenue; and amending section 1, chapter 132, Laws of 1967, ex. sess. and RCW 84.36.128.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 161, by Senators Talley, McDougall and Williams:

An Act relating to sewer districts; and adding a new section to chapter 210, Laws of 1941 and to chapter 56.08 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 162, by Senators Ryder, Foley and Mardesich:

An Act relating to mutual savings banks; amending section 32.08.150, chapter 13, Laws of 1955 as last amended by section 1, chapter 41, Laws of 1959 and RCW 32.08.150; amending section 32.12.020, chapter 13, Laws of 1955 as last amended by section 2, chapter 145, Laws of 1967 and RCW 32.12.020; amending section 32.12.090, chapter 13, Laws of 1955 as last amended by section 3, chapter 80, Laws of 1961 and RCW 32.12.090; amending section 32.16.040, chapter 13, Laws of 1955 and RCW 32.16.040; amending section 32.20.230, chapter 13, Laws of 1955 as amended by section 6, chapter 176, Laws of 1963 and RCW 32.20.230; amending section 32.20.250, chapter 13, Laws of 1955 as last amended by section 6, chapter 145, Laws of 1967 and RCW 32.20.250; amending section 32.20.280, chapter 13, Laws of 1955 and RCW 32.20.280; amending section 32.20.320, chapter 13, Laws of 1955 and RCW 32.20.320; amending section 18, chapter 176, Laws of 1963 as amended by section 10, chapter 145, Laws of 1967 and RCW 32.20.400; amending section 19, chapter 176, Laws of 1963 and RCW 32.20.410; amending section 11, chapter 145, Laws of 1967 and RCW 32.20.420; adding a new section to chapter 13, Laws of 1955 and to chapter 32.04 RCW; adding a new section to chapter 13, Laws of 1955 and to chapter 32.08 RCW; adding a new section to chapter 13, Laws of 1955 and to chapter 32.16 RCW; and adding two new sections to chapter 13, Laws of 1955 and to chapter 32.20 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 163, by Senators Gissberg, Walgren and Twigg:

An Act relating to search warrants; and amending section 2, page 101, Laws of 1854 as last amended by section 1, chapter 86, Laws of 1949 and RCW 10.79.015.

Referred to Judiciary Committee.

SENATE BILL NO. 164, by Senators Ridder, Herr and Knoblauch:

An Act relating to public stadium facilities; adding a new section to chapter 236, Laws of 1967 and to chapter 67.28 RCW; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 165, by Senators Day, Twigg, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):

An Act relating to the establishment of a hospital and health care study commission.

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

SENATE BILL NO. 166, by Senator Gissberg:

An Act relating to cities and towns; amending sections 35.67.320, chapter 7, Laws of 1965 and RCW 35.67.320; and adding a new section to chapter 35.67 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 167, by Senators Woodall, Twigg and Cooney:

An Act relating to executing sentences; and amending section 79, chapter 299, Laws of 1961 and RCW 3.50.300.

Referred to Judiciary Committee.

SENATE BILL NO. 168, by Senator Holman:

An Act relating to garnishment; repealing section 1, chapter 56, Laws of 1893 and RCW 7.32.010; repealing section 2, chapter 56, Laws of 1893 and RCW 7.32.020; repealing section 3, chapter 56, Laws of 1893, section 1, chapter 110, Laws of 1931, section 1, chapter 26, Laws of 1955, section 4, chapter 304, Laws of 1961, section 1, chapter 142, Laws of 1967, and RCW 7.32.030; repealing section 4, chapter 56, Laws of 1893, section 2, chapter 142, Laws of 1967, and RCW 7.32.040; repealing section 1, chapter 130, Laws of 1915, section 1, chapter 15, Laws of 1933, and RCW 7.32.060; repealing section 2, chapter 130, Laws of 1915, section 2, chapter 15, Laws of 1933, and RCW 7.32.070; repealing section 3, chapter 15, Laws of 1933, section 4, chapter 142, Laws of 1967, and RCW 7.32.080; repealing section 4, chapter 15, Laws of 1933, section 5, chapter 142, Laws of 1967, and RCW 7.32.090; repealing section 6, chapter 56, Laws of 1893, section 6, chapter 142, Laws of 1967, and RCW 7.32.100; repealing section 7, chapter 56, Laws of 1893, section 1, chapter 68, Laws of 1903, section 7, chapter 142, Laws of 1967, and RCW 7.32.110; repealing section 8, chapter 56, Laws of 1893, section 2, chapter 68, Laws of 1903, section 1, chapter 44, Laws of 1933 ex. sess., section 1, chapter 267, Laws of 1959, section 8, chapter 142, Laws of 1967, and RCW 7.32.120; repealing section 9, chapter 56, Laws of 1893; section 2, chapter 44, Laws of 1933 ex. sess., section 9, chapter 142, Laws of 1967, and RCW 7.32.130; repealing section 9½, chapter 56, Laws of 1893, section 1, chapter 146, Laws of 1903, and RCW 7.32.140; repealing section 10, chapter 56, Laws of 1893, section 10, chapter 142, Laws of 1967 and RCW 7.32.150; repealing section 11, chapter 142, Laws of 1967, and RCW 7.32.155; repealing section 11, chapter 56, Laws of 1893, section 12, chapter 142, Laws of 1967, and RCW 7.32.160; repealing section 12, chapter 56, Laws of 1893 and RCW 7.32.170; repealing section 13, chapter 56, Laws of 1893, section 13, chapter 142, Laws of 1967, and RCW 7.32.180; repealing section 14, chapter 56, Laws of 1893 and RCW 7.32.190; repealing section 15, chapter 56, Laws of 1893, section 14, chapter 142, Laws of 1967, and RCW 7.32.200; repealing section 16, chapter 56, Laws of 1893 and RCW 7.32.210; repealing section 17, chapter 56, Laws of 1893, section 15, chapter 142, Laws of 1967, and RCW 7.32.220; repealing section 18, chapter 56, Laws of 1893 and RCW 7.32.230; repealing section 19, chapter 56, Laws of 1893, section 16, chapter 142, Laws of 1967, and RCW 7.32.240; repealing section 18, chapter 142, Laws of 1967 and RCW 7.32.245; repealing section 20, chapter 56, Laws of 1893 and RCW 7.32.250; repealing section 21, chapter 56, Laws of 1893 and RCW 7.32.260; repealing section 22, chapter 56, Laws of 1893 and RCW 7.32.270; repealing section 23, chapter 56, Laws of 1893, section 1, chapter 24, Laws of 1897, section 1, chapter 139, Laws of 1901, section 1, chapter 210, Laws of 1907, section 1, chapter 287, Laws of 1927, section 1, chapter 13, Laws of 1963, and RCW 7.32.280; repealing section 24, chapter 56, Laws of 1893 and RCW 7.32.290; repealing section 25, chapter 56, Laws of 1893, section 17, chapter 142, Laws of 1967, and RCW 7.32.300; repealing section 26, chapter 56, Laws of 1893, section 3, chapter 142, Laws of 1967, and RCW 7.32.310; repealing section 20, chapter 142, Laws of 1967 and RCW 7.32.900; repealing section 1, chapter 160, Laws of 1909, section 1, chapter 126, Laws of 1911, section 1, chapter 143, Laws of 1967, and RCW 12.32.010; repealing section 2, chapter 95, Laws of 1965, section 2, chapter 96, Laws of 1965, and RCW 12.32.015; repealing section 2, chapter 160, Laws of 1909, section 2, chapter 126, Laws of 1911, section 1, chapter 109, Laws of 1913, section 2, chapter 143, Laws of 1967, and RCW 12.32.020; repealing section 3, chapter 160, Laws of 1909, section 3, chapter 126, Laws of 1911, section 3, chapter 143, Laws of 1967, and RCW 12.32.030; repealing section 4, chapter 160, Laws of 1909, section 4, chapter 126, Laws of 1911, section 4, chapter 143, Laws of 1967, and RCW 12.32.040; repealing section 5, chapter 160, Laws of 1909, section 5, chapter 143, Laws of 1967, and RCW 12.32.050; repealing section 6, chapter 160, Laws of 1909, section 1, chapter 70, Laws of 1939, section 1, chapter 218, Laws of 1961, section 6, chapter 143, Laws of 1967, and RCW 12.32.060; repealing section 7, chapter 160, Laws of 1909, section 7, chapter 143, Laws of 1967, and RCW 12.32.070; repealing section 8, chapter 160, Laws of 1909, section 8, chapter 143, Laws of 1967, and RCW 12.32.080; repealing section 9, chapter 160, Laws of 1909, and RCW 12.32.090; repealing section 10, chapter 160, Laws of 1909, section 9, chapter 143, Laws of 1967, and RCW 12.32.100; repealing section 14, chapter 143, Laws of 1967, and

RCW 12.32.105; repealing section 11, chapter 160, Laws of 1909, section 10, chapter 143, Laws of 1967, and RCW 12.32.110; repealing section 12, chapter 160, Laws of 1909, section 5, chapter 126, Laws of 1911, and RCW 12.32.120; repealing section 13, chapter 160, Laws of 1909, and RCW 12.32.130; repealing section 14, chapter 160, Laws of 1909, and RCW 12.32.140; repealing section 15, chapter 160, Laws of 1909, and RCW 12.32.150; repealing section 16, chapter 160, Laws of 1909, and RCW 12.32.160; repealing section 17, chapter 160, Laws of 1909, section 11, chapter 143, Laws of 1967, and RCW 12.32.170; repealing section 18, chapter 160, Laws of 1909, and RCW 12.32.180; repealing section 19, chapter 160, Laws of 1909, and RCW 12.32.190; repealing section 13, chapter 143, Laws of 1967, and RCW 12.32.195; repealing section 20, chapter 160, Laws of 1909, and RCW 12.32.200; repealing section 21, chapter 160, Laws of 1909, and RCW 12.32.210; repealing section 22, chapter 160, Laws of 1909, section 12, chapter 143, Laws of 1967, and RCW 12.32.220; repealing section 23, chapter 160, Laws of 1909, and RCW 12.32.230; and repealing section 24, chapter 160, Laws of 1909, and RCW 12.32.240.

Referred to Judiciary Committee.

SENATE BILL NO. 169, by Senator Gissberg (by Legislative Council request):

An Act relating to platting, subdivision and dedication of land; amending section 2, chapter 129, Laws of 1893, as last amended by section 1, chapter 66, Laws of 1963, and RCW 58.08.040; repealing section 1, chapter 186, Laws of 1937 and RCW 58.16.010; repealing section 2, chapter 186, Laws of 1937, as amended by section 1, chapter 195, Laws of 1951, and RCW 58.16.020; repealing section 3, chapter 186, Laws of 1937 and RCW 58.16.030; repealing section 4, chapter 186, Laws of 1937, as amended by section 1, chapter 203, Laws of 1951, and RCW 58.16.040; repealing section 6, chapter 186, Laws of 1937, as amended by section 1, chapter 245, Laws of 1963, and RCW 58.15.050; repealing section 7, chapter 186, Laws of 1937, as last amended by section 1, chapter 299, Laws of 1955, and RCW 58.16.060; repealing section 8, chapter 186, Laws of 1937 and RCW 58.16.070; repealing section 9, chapter 186, Laws of 1937 and RCW 58.16.080; repealing section 10, chapter 186, Laws of 1937, as amended by section 3, chapter 195, Laws of 1951, and RCW 58.16.090; repealing section 11, chapter 186, Laws of 1937, as amended by section 1, chapter 224, Laws of 1951, and RCW 58.16.100; and repealing section 5, chapter 186, Laws of 1937 and RCW 58.16.110; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 170, by Senators Day, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):

An Act establishing a forensic laboratory; adding new section to chapter 68.08 RCW; and making an appropriation.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 171, by Senators Day, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):

An Act relating to hospitals; and adding a new section to chapter 267, Laws of 1955 and chapter 70.41 RCW.

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

SENATE BILL NO. 172, by Senators Day, Twigg, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):

An Act relating to hospital tax exemption; and amending section 84.36.040, chapter 15, Laws of 1961 and RCW 84.36.040.

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

SENATE BILL NO. 173, by Senators Atwood, Mardesich and Ryder:

An Act relating to the state's budget and accounting system; prescribing powers and duties of certain officers and agencies in relation thereto; and amending section 43.88.160, chapter 8, Laws of 1965, as amended by section 49, chapter 8, Laws of 1967 ex. sess., and RCW 43.88.160.

Referred to Committee on State Government.

SENATE BILL NO. 174, by Senators Woodall, Twigg and Cooney:

An Act relating to private employment agencies; adding a new chapter to Title 18 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 175, by Senators Peterson (Ted), Lewis (Brian) and Mardesich (by departmental request):

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

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 176, by Senators Odegaard, Faulk and Stortini (by departmental request):

An Act relating to state hospitals for the mentally ill; and amending section 6, chapter 127, Laws of 1967 ex. sess. and RCW 71.02.413.

Referred to Committee on Public Institutions.

SENATE BILL NO. 177, by Senators Atwood, Talley and Peterson (Ted):

An Act relating to municipal corporations; adding a new section to chapter 7, Laws of 1965 and to chapter 35.67 RCW; amending section 35.67.340, chapter 7, Laws of 1965 and RCW 35.67.340; and repealing sections 35.67.320 and 35.67.330, chapter 7, Laws of 1965 and RCW 35.67.320 and 35.67.330.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 178, by Senators Lewis (Harry) and Keefe:

An Act relating to public utility districts; and amending section 2, chapter 227, Laws of 1949 and RCW 54.16.200.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 179, by Senators Marquardt, Uhlman, Holman and Ridder (by Joint Committee on Education request):

An Act relating to education; amending section 6, chapter 143, Laws of 1965 and RCW 28.72.060; amending section 7, chapter 143, Laws of 1965 and RCW 28.72.070; amending section 28A.72.060, chapter --, Laws of 1969 (HB 58) and RCW 28A.72.060; amending section 28A.72.070, chapter --, Laws of 1969 (HB 58) and RCW 28A.72.070; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 180, by Senators Peterson (Ted), Stender and Mardesich:

An Act relating to electricians and electrical installations; amending section 5, chapter 207, Laws of 1963 and RCW 19.28.065; amending section 4, chapter 169, Laws of 1935, as last amended by section 2, chapter 88, Laws of 1967, section 1, chapter 15, Laws of 1967 ex. sess., as reenacted by section 1, chapter --, Laws of 1969 (1969 SB 12), and RCW 19.28.120; amending section 5, chapter 169, Laws of 1935, as amended by section 4, chapter 117, Laws of 1965 ex. sess., and RCW 19.28.180; and amending section 8, chapter 169, Laws of 1935 as last amended by section 3, chapter 88, Laws of 1967, and RCW 19.28.210.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 181, by Senators Marquardt, Holman, Uhlman and Ridder (by Joint Committee on Education request):

An Act relating to education; amending section 1, chapter 187, Laws of 1959 as amended by section 2, chapter 135, Laws of 1967 and RCW 28.76.410; amending section 28A.58.420, chapter --, Laws of 1969 (HB 58) and RCW 28A.58.420; amending section

28B.10.660, chapter ---, Laws of 1969 (HB 58) and RCW 28B.10.660; providing sections to effect the correlative and *pari materia* construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 182, by Senators Bailey, Atwood, Lewis (Harry), Henry and Knoblauch (by departmental request):

An Act relating to the Washington public employees' retirement system; amending section 1, chapter 274, Laws of 1947 as last amended by section 1, chapter 155, Laws of 1965 and RCW 41.40.010; amending section 2, chapter 274, Laws of 1947 as last amended by section 1, chapter 127, Laws of 1967 and RCW 41.40.020; amending section 8, chapter 155, Laws of 1965 and RCW 41.40.071; amending section 9, chapter 274, Laws of 1947 as last amended by section 6, chapter 174, Laws of 1963 and RCW 41.40.080; amending section 13, chapter 274, Laws of 1947 as last amended by section 3, chapter 127, Laws of 1967 and RCW 41.40.120; amending section 16, chapter 274, Laws of 1947 as last amended by section 4, chapter 127, Laws of 1967 and RCW 41.40.150; amending section 18, chapter 274, Laws of 1947 as last amended by section 8, chapter 127, Laws of 1967 and RCW 41.40.170; amending section 20, chapter 274, Laws of 1947 as last amended by section 7, chapter 127, Laws of 1967 and RCW 41.40.190; amending section 24, chapter 274, Laws of 1947 as last amended by section 7, chapter 50, Laws of 1951 and RCW 41.40.230; amending section 26, chapter 274, Laws of 1947 as last amended by section 8, chapter 291, Laws of 1961 and RCW 41.40.250; amending section 28, chapter 274, Laws of 1947 as last amended by section 5, chapter 155, Laws of 1965 and RCW 41.40.270; amending section 34, chapter 274, Laws of 1947 as last amended by section 17, chapter 200, Laws of 1953 and RCW 41.40.330; amending section 43, chapter 274, Laws of 1947 as last amended by section 1, chapter 84, Laws of 1965 and RCW 41.40.410; amending section 22, chapter 200, Laws of 1953 as amended by section 17, chapter 174, Laws of 1963 and RCW 41.40.412; amending section 23, chapter 200, Laws of 1953 and RCW 41.40.414; amending section 14, chapter 50, Laws of 1951 as last amended by section 18, chapter 174, Laws of 1963 and RCW 41.40.420; repealing section 30, chapter 274, Laws of 1947 as last amended by section 6, chapter 155, Laws of 1965 and RCW 41.40.290; repealing sections 24, 25 and 26, chapter 200, Laws of 1953 and RCW 41.40.419, 41.40.416 and 41.40.418; repealing section 15, chapter 50, Laws of 1951 and RCW 41.40.430; and declaring an emergency.

Referred to Committee on State Government.

SENATE BILL NO. 183, by Senators Elicker, Walgren and Lewis (Harry):

An Act relating to public pensions for volunteer firemen; amending section 7, chapter 261, Laws of 1945 and RCW 41.24.070; amending section 8, chapter 261, Laws of 1945, as amended by section 9, chapter 263, Laws of 1955, and RCW 41.24.080; amending section 12, chapter 261, Laws of 1945, as amended by section 10, chapter 263, Laws of 1955, and RCW 41.24.120; amending section 15, chapter 261, Laws of 1945, as last amended by section 1, chapter 86, Laws of 1965, and RCW 41.24.150; amending section 17, chapter 261, Laws of 1945, as last amended by section 2, chapter 57, Laws of 1961, and RCW 41.24.170; amending section 19, chapter 261, Laws of 1945, as amended by section 4, chapter 253, Laws of 1953, and RCW 41.24.190; amending section 21, chapter 261, Laws of 1945, as amended by section 3, chapter 159, Laws of 1957, and RCW 41.24.210; amending section 4, chapter 263, Laws of 1955 and RCW 41.24.270; amending section 7, chapter 263, Laws of 1955 and RCW 41.24.300; and amending section 8, chapter 263, Laws of 1955 and RCW 41.24.310.

Referred to Committee on Labor and Social Security.

SENATE JOINT RESOLUTION NO. 15, by Senators Holman, Sandison, Elicker, McCormack, McDougall, Ridder and Marquardt:

Providing voting requirements as to excess levies.

On motion referred to Committee on Ways and Means—Revenue and Taxation.

SENATE JOINT RESOLUTION NO. 16, by Senators Day, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):

Deleting excess constitutional provisions.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTIONS

On motion of Senator Greive, the Committee on Ways and Means was granted the use of the Senate Chamber for a public hearing on kindergartens, Monday, January 27, 1969.

On motion of Senator McCormack there being no objection, the rules were suspended and the Committee on Ways and Means, Revenue and Taxation, was relieved of further consideration of Senate Bill No. 146.

On motion of Senator McCormack, Senate Bill No. 146 was referred to the Committee on Cities, Towns and Counties.

There being no objection the rules were suspended to permit additional sponsors to Senate Bills Nos. 160, 165, 171, 172, 179, 181 and 182 and Senate Joint Resolutions Nos. 15 and 16.

At 12:35 p.m. on motion of Senator Greive, the Senate adjourned until 11:30 a.m., Wednesday, January 22, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, January 22, 1969.

The Senate was called to order at 11:30 a.m. by President Cherberg. The President declared the Senate to be at ease. The President called the Senate to order at 11:45 a.m. The Secretary called the roll and announced to the President that all Senators were present except Senator Uhlman. On motion of Senator Greive, Senator Uhlman was excused.

The Color Guard consisting of Pages Larry Thayer, Color Bearer and Gloria Baker presented the Colors. Reverend Maurice K. Haehlen, pastor of the United Churches of Olympia offered prayer as follows:

"Almighty God, we would pause before Thee before we become involved in the necessary routine of this day so that we might go forward with something of Thy eternal perspective on our daily tasks.

"Save us from the tyranny of the nonessential which adds nothing to our usefulness nor service in these critical moments of history. May the pressure of needs about us remind us that promises and talk do not feed the hungry nor do resolutions educate the unlearned. Help us to be people of action.

"So do Thou give us a sense of Thy concern as we turn to the tasks at hand and make us faithful in all things. Amen."

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

SENATE RESOLUTION: 1969-7

By Senators Walgren, Huntley, McCormack, Talley, Ridder and Peterson (Ted):

WHEREAS, The order of DeMolay is a character building organization composed of young men fourteen to twenty-one years of age, who are seeking to prepare themselves as better leaders and citizens for tomorrow by developing those traits and strengths of character of all good men; and

WHEREAS, The organization was founded by Frank S. Land during the year 1919, at Kansas City, Missouri, and now has more than 2,600 chapters located all over the free world; and

WHEREAS, All the DeMolay members of the state of Washington will observe the year 1969 as their "50th Anniversary Year," so as to exemplify to all citizens here and elsewhere their many activities, and in some small way show recognition to their many Senior DeMolays; and

WHEREAS, On the fifteenth day of January, 1969, Daniel J. Evans, Governor of the state of Washington, has proclaimed the year 1969 as International DeMolay Year, and has called upon all our citizens to join in saluting the young men of the Order of DeMolay and in expressing our grateful appreciation of the fine examples set by these young leaders in contributing to the welfare and character of other young men of this state, thus aiding in the development and leadership of tomorrow;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington that recognition be made by this Legislature of the good work being done by the Order of DeMolay in building young men into good citizens, and further that the Order of DeMolay be congratulated on its fifty years of worthwhile existence in our state.

On motion of Senator Greive, the resolution was adopted.

MESSAGE FROM THE GOVERNOR

Office of the Governor, January 22, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

As I stated on January 15 in my Inaugural Message, "It is time to reconstruct the executive branch of government so that we can begin to manage the business of the people, instead of just cope with it; so that we can bring the services of government to bear quickly on emerging problems—instead of dividing our efforts through dozens of functions in far too many separate departments and agencies."

To this end, I will, within the next few days, have introduced by executive request seven major reorganization bills. These bills would establish a Department of Transportation, a Department of Environmental Quality, a Department of Social and Health Services, a Department of Manpower and Industry, a Department of Community Affairs and Development, an Office of Program Planning and Fiscal Management and would provide for the merger of the highway personnel system into the State Department of Personnel. A brief description of these bills is as follows:

I. Department of Transportation

This bill will create a seven-member Transportation Commission which will establish policy for and give direction to the department. Its membership will be composed of the present Highway Commission plus two additional members. The Director of the department will be appointed by the Governor. The Department of Transportation will succeed to the present powers of the Highway Department, Highway Commission, Toll Bridge Authority, Aeronautics Commission, Canal Commission, Traffic Safety Commission, Pilotage Commission, and the Urban Arterial Board.

The Urban Arterial Board and the Pilotage Commission will remain intact within the consolidated department.

The Department will become the agency of state government which will deal broadly and comprehensively with transportation planning and development.

II. Department of Environmental Quality

This bill will consolidate into a single agency of state government the pollution control programs of the state. Included are the present powers of the Air Pollution Control Board, the Water Pollution Control Commission and the pollution programs now within the Department of Health. The bill will charge the department with broad responsibility not only to enforce pollution laws relating to air, water and land pollution, but also to make studies of other problems which relate to the degradation and contamination of the environment. A seven-member commission will establish policy for the agency.

III. Department of Social and Health Services

This bill will consolidate the present Department of Public Assistance, Health, and Institutions and the Veterans' Rehabilitation Council. The department is designed to

integrate and coordinate all those activities involving provision for the care of individuals who as the result of their economic, social or health conditions, require financial assistance, health services or institutional care and services. The Veterans' Rehabilitation Council will become an advisory council to the department.

By this consolidation of functions it is intended that the department will have greater capacity to deliver coordinated services to individuals through a comprehensive program. It will allow the development of a unified system for the delivery of social and health services to replace the fragmented delivery system which now tends to be the case.

IV. Department of Manpower and Industry

This bill will consolidate the present Department of Employment Security and Labor and Industries and the Division of Vocational Rehabilitation of the Coordinating Council for Occupational Education. It will consolidate into a single department those state programs dealing with training and rehabilitation needed to provide work skills to the individual, placement services to match the needs of employer and employee, labor relations services to mediate differences between labor and management, the economic protection of Industrial Insurance and Unemployment Compensation, and the industrial hygiene and safety and related inspection services needed to provide safe environments in places of work and public use. This department thus will be able to develop a comprehensive program dealing with the needs of individuals in their world of work.

V. Department of Community Affairs and Development

This bill will merge the community affairs functions of the present Planning and Community Affairs Agency with the functions of the State Office of Economic Opportunity and of the Board Against Discrimination. Under this bill the Board Against Discrimination will be expanded in size and will become an advisory council on human rights. The present functions of the board will be contained within a human rights division of the agency.

This agency will as a result have included within it the developing state programs as they relate to local governmental units, including counties and cities and various local governmental structures such as the Model Cities Programs and the Community Action Programs. The developing economic and social emphasis of the Discrimination Board activities are tending increasingly to merge with the community development efforts of the Community Affairs and Office of Economic Opportunity programs.

VI. Office of Program Planning and Fiscal Management

This bill will consolidate within the Office of the Governor the present functions of the Central Budget Agency and the state program planning functions of the present Planning and Community Affairs Agency. This will allow the integration of the longer-range state planning functions with the short-range planning which presently goes on within the budget agency as part of the budget development process. Through this office state government will be able to maximize the developing planning concepts and better coordinate the various planning efforts carried on by the various units of state government.

VII. Consolidation of State Civil Service System

This bill will consolidate the functions of the highway department personnel board and the highway department personnel system into the State Personnel Board and the State Department of Personnel. All highway department employees will remain subject to the classification plan and compensation plan in effect on the effective date of the act.

There is no higher priority in state government than that of an efficient and effective system of management. The expanding role of state government, the increasing complexity of the problems we face in this state and the continuing demands for adequate service make it imperative that we take these important steps in the field of government reorganization. I urge the legislature to give its careful and favorable attention to this proposed legislation.

Sincerely,
DANIEL J. EVANS
Governor.

MESSAGE FROM THE SECRETARY OF STATE

Office of the Secretary, January 13, 1969.
THE HONORABLE, THE PRESIDENT OF THE SENATE, THE LEGISLATURE OF
THE STATE OF WASHINGTON, OLYMPIA, WASHINGTON.
SIR:

I have the honor to transmit herewith pursuant to Section 12, Article 3 of the Constitution of the state of Washington, for the consideration of the State Senate, the following bills passed by the State Senate and the House of Representatives at the Extraordinary Legislative Session of 1967, and partially vetoed by the Governor,

together with his veto messages attached thereto. They are Enrolled Senate Bills Nos. 255, 532 and 630.

Respectfully,
A. LUDLOW KRAMER
Secretary of State.

Senate Bills Nos. 255, 532 and 630 together with the Governor's partial vetoes were referred to Committee on Rules and Joint Rules.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 184, by Senators Elicker, Walgren and Matson:

An Act relating to crimes; prescribing additional penalties for interference with traffic-control devices or railroad signs or signals; amending section 13, chapter 155, Laws of 1965 extraordinary session, and RCW 46.61.080; and adding a new section to chapter 155, Laws of 1965 extraordinary session and to chapter 46.61 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 185, by Senators Uhlman, Donohue and Marquardt:

An Act relating to crimes and punishment; providing for the transfer of certain prisoners in county jails to the state department of institutions; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.63 RCW.

Referred to Committee on Public Institutions.

SENATE BILL NO. 186, by Senators Peterson (Ted), Dore, Marquardt and Durkan:

An Act relating to mobile homes and travel trailers, amending section 1, chapter 157, Laws of 1967 and RCW 43.22.340; amending section 4, chapter 157, Laws of 1967 and RCW 43.22.370; adding new sections to chapter 8, Laws of 1965 and to chapter 43.22 RCW; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 187, by Senators Talley, McCutcheon and Williams:

An Act relating to the revision of port commissioner districts; amending section 2, chapter 69, Laws of 1957 and RCW 53.16.010; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 188, by Senators Woodall, Marquardt and Guess:

An Act relating to veterans' benefits and preferences; amending existing laws to expand the definition of veteran; amending section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 9, Laws of 1953 ex. sess. and RCW 41.04.010; amending section 72.36.030, chapter 28, Laws of 1959 and RCW 72.36.030; amending section 72.36.040, chapter 28, Laws of 1959 as amended by section 1, chapter 235, Laws of 1959 and RCW 72.36.040; amending section 72.36.070, chapter 28, Laws of 1959 and RCW 72.36.070; amending section 72.36.080, chapter 28, Laws of 1959 and RCW 72.36.080; amending section 5, chapter 139, Laws of 1921 as amended by section 1, chapter 46, Laws of 1947 and RCW 28.77.070; amending section 4, chapter 164, Laws of 1921 and RCW 28.80.060; amending section 4, chapter 39, Laws of 1909 as last amended by section 1, chapter 191, Laws of 1961 and RCW 41.20.050; amending section 11, chapter 91, Laws of 1947 and RCW 41.16.220; amending section 6, chapter 139, Laws of 1921 and RCW 28.77.080; adding a new section to chapter 28.81 RCW; amending sections 28B.15.380 and 28B.15.390, chapter --, Laws of 1969 (House Bill No. 58) and RCW 28B.15.380 and 28B.15.390 and adding a new section chapter 28B.40 RCW, such sections to effect the correlative and *pari materia* construction of this 1969 amendatory act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles are enacted; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 189, by Senators Stortini, Faulk and Ridder:

An Act relating to fire fighting forces in cities and fire districts; and specifying the maximum work week thereof.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 190, by Senators Marquardt, Day, Elicker and Huntley:

An Act relating to the Basic Science Law; repealing section 43.74.005, chapter 8, Laws of 1965 and RCW 43.74.005; repealing section 43.74.010, chapter 8, Laws of 1965 and RCW 43.74.010; repealing section 43.74.015, chapter 8, Laws of 1965, as amended by section 6, chapter 188, Laws of 1967 and RCW 43.74.015; repealing section 43.74.020, chapter 8, Laws of 1965 and RCW 43.74.020; repealing section 43.74.025, chapter 8, Laws of 1965, and RCW 43.74.025; repealing section 43.74.030, chapter 8, Laws of 1965 and RCW 43.74.030; repealing section 43.74.035, chapter 8, Laws of 1965 and RCW 43.74.035; repealing section 43.74.040, chapter 8, Laws of 1965 and RCW 43.74.040; repealing section 43.74.050, chapter 8, Laws of 1965 and RCW 43.74.050; repealing section 43.74.060, chapter 8, Laws of 1965 and RCW 43.74.060; repealing section 43.74.065, chapter 8, Laws of 1965 and RCW 43.74.065; repealing section 43.74.075, chapter 8, Laws of 1965 and RCW 43.74.075; repealing section 43.74.080, chapter 8, Laws of 1965 and RCW 43.74.080; repealing section 43.74.090, chapter 8, Laws of 1965 and RCW 43.74.090; and repealing section 43.74.900, chapter 8, Laws of 1965 and RCW 43.74.900.

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

SENATE BILL NO. 191, by Senators Henry, Atwood, Connor and Wilson:

An Act relating to counties; providing for coordination of administrative programs; and amending sections 36.47.020 through 36.47.060, chapter 4, Laws of 1963 and RCW 36.47.020 through 36.47.060.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 192, by Senators Stender, Peterson (Lowell) and Walgren:

An Act relating to state government; transferring to the state highway commission the powers, duties, and functions of the Washington toll bridge authority relating to the state ferry system; defining terms; providing for the assumption of indebtedness and payment therefor; prescribing standards for the establishment of tolls; transferring appropriations, records, equipment and documents; and prescribing an effective date.

Referred to Committee on Highways.

SENATE BILL NO. 193, by Senators Stortini, Uhlman and Ridder (by Joint Committee on Education request):

An Act relating to education; and providing certain benefits to certificated personnel transferring from private schools within the state to any school district or community college within the state; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 194, by Senators Keefe and Huntley:

An Act relating to handicapped children; amending section 8, chapter 272, Laws of 1955 and RCW 26.40.080; and amending section 14, chapter 206, Laws of 1963, and RCW 74.20.090.

Referred to Committee on Public Institutions.

SENATE BILL NO. 195, by Senators Atwood, Woodall and Day:

An Act relating to health districts; amending section 2, chapter 183, Laws of 1945 as amended by section 6, chapter 51, Laws of 1967 ex. sess., and RCW 70.46.020; amending section 3, chapter 183, Laws of 1945 as amended by section 5, chapter 51, Laws of 1967 ex. sess., and RCW 70.46.030; and repealing section 1, chapter 183, Laws of 1945 and RCW 70.46.010.

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

SENATE BILL NO. 196, by Senators McDougall, Wilson and Canfield:

An Act relating to revenue and taxation; exempting certain banks from payment of business and occupation taxes; amending section 82.04.400, chapter 15, Laws of 1961 as last amended by section 8, chapter 173, Laws of 1965 ex. sess. and RCW 82.04.400; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 197, by Senators Uhlman, Wilson and Marquardt (by departmental request):

An Act relating to militia officers, the militia advisory council and military department organization, including establishment of a naval militia; amending section 2, chapter 210, Laws of 1961 and RCW 38.12.015; amending section 17, chapter 130, Laws of 1943 and RCW 38.12.040; amending section 18, chapter 130, Laws of 1943 and RCW 38.12.050; amending section 19, chapter 130, Laws of 1943 and RCW 38.12.060; amending section 24, chapter 130, Laws of 1943 and RCW 38.12.100; amending section 25, chapter 130, Laws of 1943 and RCW 38.12.110; amending section 28, chapter 130, Laws of 1943 and RCW 38.12.140; amending section 1, chapter 72, Laws of 1925 ex. sess., as amended by section 31, chapter 130, Laws of 1943, and RCW 38.12.170; amending section 33, chapter 130, Laws of 1943 and RCW 38.12.180; amending section 32, chapter 130, Laws of 1943 and RCW 38.12.190; repealing section 22, chapter 130, Laws of 1943 and RCW 38.12.080; repealing section 23, chapter 130, Laws of 1943 and RCW 38.12.090; repealing section 26, chapter 130, Laws of 1943 and RCW 38.12.120; and repealing section 27, chapter 130, Laws of 1943 and RCW 38.12.130.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 198, by Senators Foley, Atwood, Dore, Mardesich and Andersen (by Legislative Budget Committee request):

An Act relating to the records of state owned and controlled land, land resources, and equipment; amending section 43.19.1917, chapter 8, Laws of 1965 and RCW 43.19.1917; amending section 43.07.030, chapter 8, Laws of 1965 and RCW 43.07.030; repealing section 43.09.350, chapter 8, Laws of 1965 and RCW 43.09.350; and adding a new section.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 199, by Senators Andersen, Mardesich, Foley and Canfield (by Legislative Budget Committee request):

An Act relating to public lands; and adding a new section to chapter 79.08 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 200, by Senators Stortini, Peterson (Ted), Donohue and Knoblauch:

An Act relating to veterans' benefits; providing for the payment of a bonus to certain veterans of the armed forces from the state of Washington from the proceeds of a bond issue repayable from an excise tax on cigarettes and such additional means as the legislature shall provide; providing a burial allowance; making an appropriation; providing penalties; and providing for submission of this act to a vote of the people.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 201, by Senators Atwood, Foley, Ryder, Dore and Mardesich (by Legislative Budget Committee request):

An Act relating to certain public lands; amending section 121, chapter 255, Laws of 1927 and RCW 79.01.484; and adding a new section to chapter 255, Laws of 1927 and to chapter 79.01 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 202, by Senators Canfield, Dore, Mardesich and Andersen (by Legislative Budget Committee request):

An Act relating to the leasing of state lands by the department of natural resources, the department of institutions, the board of regents of the University of Washington, and the board of regents of Washington State University; amending section 61, chapter 255, Laws of 1927, as last amended by section 29, chapter 257, Laws of 1959, and RCW 79.01.244; and adding a new section to chapter 28, Laws of 1959 and to chapter 72.01 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 203, by Senators Foley, Mardesich, Andersen and Canfield (by Legislative Budget Committee request):

An Act relating to public use of forest lands owned and held by the state of Washington.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 204, by Senators Atwood, Dore, Foley and Mardesich (by Legislative Budget Committee request):

An Act relating to the excise tax on real estate sales; amending section 7, chapter 11, Laws of 1951 first ex. sess., as last amended by section 1, chapter 132, Laws of 1955, and RCW 28.45.010; amending section 6, chapter 11, Laws of 1951 first ex. sess., and RCW 28.45.020; amending section 8, chapter 11, Laws of 1951 first ex. sess., as amended by section 2, chapter 19, Laws of 1951 second ex. sess., and RCW 28.45.030; amending section 28A.45.010, chapter --, Laws of 1969 (HB --) and RCW 28A.45.010; amending section 28A.45.020, chapter --, Laws of 1969 (HB --) and RCW 28A.45.020; amending section 28A.45.030, chapter --, Laws of 1969 (HB --) and RCW 28A.45.030; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted, and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 205, by Senators Foley, Ryder and Dore (by Legislative Budget Committee request):

An Act relating to the state of Washington fiscal agency; adding new sections to chapter 8, Laws of 1965 and to chapter 43.80 RCW; and repealing sections 43.80.010, 43.80.020, 43.80.030, 43.80.040, 43.80.050, and 43.80.060, chapter 8, Laws of 1965 and RCW 43.80.010, 43.80.020, 43.80.030, 43.80.040, 43.80.050, and 43.80.060.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 206, by Senators Henry, Gissberg and Huntley (by departmental request):

An Act relating to the state patrol retirement system; amending section 43.43.120, chapter 8, Laws of 1965 and RCW 43.43.120; amending section 43.43.170, chapter 8, Laws of 1965 and RCW 43.43.170; amending section 43.43.250, chapter 8, Laws of 1965 and RCW 43.43.250; amending section 43.43.260, chapter 8, Laws of 1965 and RCW 43.43.260; amending section 43.43.270, chapter 8, Laws of 1965 and RCW 43.43.270; amending section 43.43.280, chapter 8, Laws of 1965 and RCW 43.43.280; adding new sections to chapter 8, Laws of 1965, and to chapter 43.43 RCW; and repealing section 43.43.210, chapter 8, Laws of 1965 and RCW 43.43.210.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 207, by Senators Newschwander, Twigg and Dore:

An Act relating to dentistry; amending section 29, chapter 52, Laws of 1957 and RCW 18.32.110; amending section 5, chapter 93, Laws of 1953 as amended by section 30, chapter 52, Laws of 1957 and RCW 18.32.120; amending section 24, chapter 112, Laws of 1935 as amended by section 4, chapter 130, Laws of 1951 and RCW 18.32.180; and amending section 13, chapter 112, Laws of 1935 and RCW 18.32.210.

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

SENATE BILL NO. 208, by Senators Newschwander, Twigg and Dore:

An Act relating to dental hygienists; amending section 28, chapter 16, Laws of 1923, and RCW 18.29.020; amending section 29, chapter 16, Laws of 1923 and RCW 18.29.030; amending section 33, chapter 16, Laws of 1923, and RCW 18.29.040; amending section 27, chapter 16, Laws of 1923, and RCW 18.29.050; amending section 1, chapter 130, Laws of 1951 as last amended by section 21, chapter 52, Laws of 1957 and RCW 18.32.030; adding a new section to chapter 16, Laws of 1923 and to chapter 18.29 RCW; and repealing section 5, chapter 256, Laws of 1951 and RCW 18.29.055.

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

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bills Nos. 186, 189, 190, 191, 198, 199, 200, 201, 202, 203 and 204.

SENATE JOINT RESOLUTION NO. 17, by Senator Marquardt:

Amending the Constitution to require annual legislative sessions.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTIONS

It was moved by Senator Day that the Committee on Higher Education and Libraries be relieved of further consideration of Senate Bill No. 170.

Debate ensued.

The motion was carried.

On motion of Senator Day, Senate Bill No. 170 was referred to the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

At 12:20 p.m. on motion of Senator Greive, the Senate adjourned until 10:45 a.m., Thursday, January 23, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

ELEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, January 23, 1969.

The Senate was called to order at 10:45 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Day and Pritchard. On motion of Senator Greive, Senator Day was excused. On motion of Senator Ryder, Senator Pritchard was excused.

The Color Guard, consisting of Pages Bob Schaffer, Color Bearer, and Colleen Convis, presented the Colors. Reverend Maurice K. Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

"O God, our Heavenly Father, we pause before Thee so that we might come to know Thee better so that we might serve our fellowmen more usefully. Lift us above all mistrust into faith and hope by the simple reliance upon Thy sure will for mankind. We pray that there might be evidence in what is said and done here this day that Thou hast been

permitted to vote and that on proper matters we have yielded the floor to Thee. So give us the spirit we ought to have so that we can do what we ought to do. Amen."

The Senate retired to the House Chamber at 10:50 a.m. for the purpose of receiving a message by Governor Daniel J. Evans.

JOINT SESSION

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

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

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

The President of the Senate: "Thank you, Mr. Speaker. Honored members of the Senate; honored members of the House; ladies and gentlemen:

"In cooperation with the radio networks, we are trying to synchronize Governor Evans' message to their time. We wish to have the Governor's message go out statewide on a live radio broadcast this morning. For that reason, the Secretary of the Senate and the Clerk of the House will not call the roll here this morning. We have approximately three minutes before the broadcast."

The President of the Senate declared the joint session to be at ease.

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

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

The committee retired.

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

The President of the Senate: "The purpose of the joint session of the Washington State Legislature is to receive a message from His Excellency, the Honorable Daniel J. Evans, Governor of the State of Washington. It is the privilege of the President to present to you Governor Evans."

Governor Evans: "Mr. President; Mr. Speaker; Distinguished Members of the Legislature; and ladies and gentlemen:

"This is getting to be something of a habit I guess, but I promise it will be the last time—at least under present plans—that I address you. The agenda before the legislature is already long, but this of course is, I think, the number one priority of this session.

"I think it should be recorded at the outset that seldom in history has a legislature been so prepared for what a Governor is about to say.

"And let it also be recorded that never in history has a Governor been so prepared to say it.

"We are met here today to begin deliberation on the subject of taxation. And before we leave Olympia in this early spring we shall have resolved it.

"There is no assurance that what we do will be popular; I can only remind you of the insight of Edmund Burke, when he wrote: 'To tax and to please, no more than to love and be wise, is not given to men.'

"But there should be every assurance that what we do is responsible; that the solution we construct is based on current wisdom and not on past error. That it is a fair and just solution, not a collection of popular phrases and political conveniences.

"The task before us is not to do as little as possible; it is to do what is right as soon as possible—and to take that solution to the people for their approval.

"For too long now we have swept tax reform under the rug; we have added new burdens to old taxes and taxed what was convenient. We have spent our time protecting ourselves against excessive taxation, instead of looking for a system which was more productive, more equitable, more reasonable and more responsible. In short we have worried so long about pleasing the people, we have ended up failing to serve them instead.

"Instead of taxing the new flow of wealth as it is earned, we have continued to tax the remainder as it is spent.

"Instead of taxing business profits when they are made, we have taxed sales before profit is assured.

"And we have done all this during the greatest period of growth in our state's history. A period when income has become not only the standard of wealth, but when it is the vital measure of increases demanded in state services.

"It is now time for us to take up the question of tax reform, and to re-examine the serious financial problems which our present tax system has created.

"No property taxpayer of this state has to be reminded today of what is happening to his annual tax bill. Nor does any educator or parent have to be reminded of what is occurring in common school financing. Nor does any moderate income family have to be reminded of the 4.5 percent sales tax which they pay on the inflationary cost of food and drugs and the other necessities of life.

"But I think it would help to place things in perspective if we were all reminded of the damage an antiquated tax system can do, the grief it can bring and the future problems it can cause.

"Let me share with you the difficulties of one school district in the state of Washington—one small problem in a sea of troubles; an isolated example for the moment, but in its isolation a symbol of what can happen to every school district.

"This school district in two successive years turned down four special school levies. The reason is important, but it is not so important as the consequences. The reason was, simply, that the citizens of that school district were tired of escalating property taxation—and that problem has been resolved.

"Their taxes have not been raised.

"But the consequences, by comparison, are monumental—and they could go on forever. The high school has been forced to curtail virtually every extra-curricular activity. No band, no clubs, no athletics, no school yearbook; limitations on basic educational materials, limitations on course offerings, limitations on counseling and limitations on faculty size.

"To those who say that it will force the school to be more efficient in its operation, I cannot answer.

"But I can point out that in this high school the dropout rate has increased drastically. And these dropouts will form the nucleus of a new burden for the state; the burden of future welfare, of future unemployment and of future crime.

"In this one district, we have begun the process of creating failure. The problems of this district, multiplied a hundred times over, must be resolved through tax reform before we are overwhelmed by them; before we become a state which is either consumed by the disintegration of its schools or by a revolt of its taxpayers.

"I believe that every legislator, Republican or Democrat, urban or rural, recognizes the financial dilemma we face.

"We cannot permit the gap between anticipated income and estimated expenditure to grow—a gap which under the present tax system could reach a half billion dollars by 1980.

"And we cannot forever continue to increase the sales tax, the property tax and the unfair taxes imposed on business.

"On this much, there is little debate. There are few—if any—among us who would debate the wisdom of reducing the sales tax and even—in some areas—causing its elimination.

"There are few—if any—who would not approve of reducing property taxes.

"And there are few—if any—who would not approve a reduction of the unfair tax burden on business—a burden which presently drives far too many businesses out and discourages far too many businesses from moving in.

"But to do these things, we must obviously change. And the change necessary is building a new system of taxation—a system which will meet four essential criteria.

"First, our tax system must be fair and equitable. It must share the burden equitably in terms of income, in terms of property and in terms of the various user groups.

"Second, our tax system must be broadly based so that we can, in fact, share the price of progress. And so that the burden on any one group or individual is minimized within the framework of fairness and equity.

"Third, our tax system must be responsive. It must be capable of producing immediate income equal to estimated expenditure; and, of equal importance, it must have the capacity to produce increased revenue, based on economic growth, equal to the increased demands which growth places on state services.

"And fourth, our tax system must have specific constitutional limitations—a specific set of safeguards which define clearly the boundaries within which the system must operate.

"Fairness, a broad base, responsiveness and limitation—these are the critical ingredients of a responsible taxing system—a system in which the people have confidence, a system which is realistic and just, a system which is inherently stable and dependable and a system which offers the full weight of constitutional protection.

"Let me say this—firmly and finally—on the principle of limitation—the principle of constitutional protection: if we establish a system of taxation which is fair, which is broadly based and which is responsive—then there should be no quarrel with writing that system into the protective custody of constitutional law.

"I don't believe the people of the state of Washington want a temporary tax system now and another temporary tax system ten years from now.

"And I don't believe they want a system in which tax rates are continually subject to unlimited increase.

"The people of this state, I believe, want this administration and this legislature to do a full job; they want us to do a responsible job which will once and for all do away with rate making and tax juggling and produce a forthright solution.

"They can ask no more and we can do no less. And we will do no less because we owe that much responsibility to the citizens of this state.

"Ultimately the question of tax reform revolves around the institution of a state income tax. And, if we are being realistic—which should probably be included in the basic criteria—then it revolves equally around the question of what kind of income tax.

"I did not become an advocate of a single rate income tax because it was a convenient alternative or compromise. I became an advocate and remain an advocate—just as the Tax Advisory Council remains an advocate—because I believe the single rate tax is the best income tax for this state. It is responsive, it can be applied to a broad base, it is by definition limited and, above all it is fair. Not more fair; not less fair—but fair in every sense of the word.

"Moreover a single rate income tax has at least two other compelling advantages:

"First, it is by far the least expensive income tax to collect. It does not require a complex administrative process.

"Second, the single rate tax does not penalize incentive. Now I am not referring to the very wealthy who already have high federal income tax rates or the poor who have little income tax liability. I am referring very specifically to the wage-earner—the average worker—who by his ability, and through the great productivity of our economic system and, yes, with the help of his labor union, is finally enjoying some small measure of affluence.

"I fail to see the wisdom of giving him greater affluence on the one hand, only to take it away on the other by imposing higher and higher graduated tax rates.

"In fact, we should not—not in this state or this nation; not at this time or any other time—attempt to destroy incentive. Because to penalize progress and individual growth is grossly unfair—and there are tens of thousands of newly affluent wage-earners who stand as testimony to that fact.

"The single rate tax is not deceptive, or regressive, or unfair. It is, in fact, a tax which, properly based, benefits the low income family, takes no more than fair measure from the high income family and, above all, permits the great majority—the middle income family—to enjoy the fruits of their industry, their ability and their labor.

"It is, in fact, a tax which will serve the needs of this state and its people for years to come.

"During the course of the next several weeks, it is essential that tax reform be debated openly—and for as long as it takes to assure that our decision is the right one.

"But I think we owe a further obligation to the people; and that obligation is to present them with an opportunity to vote on our deliberations. I have no special insight into the opinions of the people, except that I sense—as you must sense—a great and rising pressure to 'get on with it'—to come to a decision, and to do so with both conviction and dispatch.

"The financial crisis facing Washington State is not a crisis of the future. As I stated in my inaugural address, repeated in the budget message—and repeat again today—the crisis is now.

"At stake is our ability to function as a state government, to develop and sustain the financial resources which guarantee not just adequate government but quality government.

"The people of Washington, I am sure, do not want to preside over their own disintegration. They do not want to see the environment destroyed, or educational opportunity diminish, or their routes of access become impassable.

"Finally, let me say that what we do in the area of tax reform will in some small measure help determine the fate of the Federal system.

"Only a union of states financially strong can hope to survive the manifest problems of modern government. If we cannot demonstrate this capability—if we cannot reorder our tax system to meet those problems peculiar to state solution—then we will surrender ourselves, swiftly and painfully, to an increasing Federal domination.

"Tax reform is not the only requirement for the survival of state government, but it is a critical one and without it, I doubt that we can make much of a case for local responsibility.

"All of this leads to what I hope are obvious conclusions:

"That this administration believes tax reform to be the number one priority of state government.

"That tax reform must be thorough and complete.

"That it must meet the essential criteria of fairness, responsiveness and a broad base.

"That it must include limitations prescribed by law and by the Constitution.

"That it must include a state income tax which does not penalize incentive.

"And that it, finally, must be put before the people for their approval.

"The alternatives of increased sales taxes or increased property taxes—or new taxes bearing no relationship to ultimate tax reform are simply not acceptable. As I said at the beginning we are here to deal with the serious business of the people and tax reform is serious business.

"My views on tax reform have become well-known over the past two years. In addition each legislator has received a copy of the 1968 report of the Governor's Tax Advisory Council. During this past two-year period many enthusiastic citizens and groups have been working on tax reform. From these efforts have come a number of excellent ideas. Tomorrow I will have introduced by executive request a constitutional amendment relative to tax reform. I will not however—during this session—introduce a specific tax measure.

"Bills expressing a variety of approaches within the guidelines I have set forth will be placed before you shortly, and I will be ready at any time to work with the legislature in developing the best possible solution carrying out sound fundamental principles.

"I am prepared to compromise where compromise is dictated by the choice between two equal alternatives; but this administration will not compromise in the name of political expediency at the sacrifice of the citizens of Washington.

"The solution is now our responsibility. The approval is ultimately the responsibility of the people we represent.

"It will not be a simple task, just as no fundamental change is simple. But we must proceed with confidence, with diligence and with faith that reasonable men can obtain reasonable solutions.

"I have every confidence that tax reform is within our power to achieve, and that we shall achieve it—collectively—in both good conscience and good time.

"Thank you."

The President of the Senate requested that the special committee escort Governor Evans from the rostrum to his chambers.

The President of the Senate: "Mr. Speaker, members of the Legislature, members of the staff:

"Thank you very much for your hospitality. The President will now return the gavel to Mr. Speaker."

The President called the Senate to order at 11:25 a.m.

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

SENATE RESOLUTION: 1969-8

By Senators Day, Guess, Knoblauch, Marquardt, Matson, Metcalf, Pritchard, Uhlman, Walgren and Wilson:

WHEREAS, For a period of fifty-four years the members of the Kiwanis International have served the interests of the people of the state of Washington, both within and outside the field of government; and

WHEREAS, The week of January 17th to January 24th has been designated Golden Anniversary week for the Pacific Northwest District of Kiwanis International; and

WHEREAS, The Kiwanis Clubs of the Olympia area: The Capitol Kiwanis Club, the Kiwanis Club of North Thurston, and the Kiwanis Club of Olympia are sponsoring an interclub meeting on January 23, 1969 honoring those members of the forty-first legislature of the state of Washington who are members of Kiwanis International; and

WHEREAS, Daniel J. Evans, the Governor of the state of Washington, has designated January 23, 1969 as Kiwanis Day:

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the fine work of the Kiwanis International be recognized and honored by the Senate by concurring with the Governor of the state of Washington in his declaration of January 23, 1969 as Kiwanis Day.

BE IT FURTHER RESOLVED, That a copy of this resolution be transmitted to each of the Kiwanis Clubs in the Olympia area.

On motion of Senator Marquardt, the resolution was adopted.

REPORTS OF STANDING COMMITTEES

January 22, 1969.

SENATE BILL NO. 32, increasing the salary of the administrator for the courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 22, 1969.

SENATE BILL NO. 33, providing for distribution of school equalization funds (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Cooney, Donohue, Holman, Keefe, Stender, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 22, 1969.

SENATE BILL NO. 91, foreclosing statutory liens (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 22, 1969.

SENATE BILL NO. 98, defining "resident" for divorce actions (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 22, 1969.

SENATE BILL NO. 99, serving process in actions involving motor vehicles (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 22, 1969.

SENATE BILL NO. 103, eliminating defendants appearance fee in justice court (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 209, by Senators Ryder, Atwood, Washington and Foley:

An Act relating to education; amending section 1, chapter 223, Laws of 1937 as last amended by section 2, chapter 54, Laws of 1965 and RCW 28.76.240; amending section 2, chapter 223, Laws of 1947 as amended by section 2, chapter 123, Laws of 1955 and RCW 28.76.250; amending section 3, chapter 223, Laws of 1947 as amended by section 3, chapter 123, Laws of 1955 and RCW 28.76.260; amending section 4, chapter 223, Laws of 1947 as amended by section 4, chapter 123, Laws of 1955 and RCW 28.76.270; adding a new section to chapter 28.76 RCW; repealing section 1, chapter 76, Laws of 1957 as amended by section 1, chapter 202, Laws of 1961 and RCW 28.81.140, repealing section 2, chapter 76, Laws of 1957 as amended by section 2, chapter 202, Laws of 1961 and RCW 28.81.150; repealing section 3, chapter 76, Laws of 1957 as amended by section 3, chapter 202, Laws of 1961 and RCW 28.81.160; repealing section 4, chapter 76, Laws of 1957 as last amended by section 4, chapter 151, Laws of 1967 and RCW 28.81.170; amending sections 28B.10.400 through 28B.10.420, chapter —, Laws of 1969 (House Bill No. 58) and RCW 28B.10.400 through 28B.10.420; adding a new section to chapter 28B.10 RCW; repealing sections 28B.10.450, 28B.10.455, 28B.10.460 and 28B.10.465, chapter —, Laws of 1969 (House Bill No. 58) and RCW 28B.10.450, 28B.10.455, 28B.10.460 and 28B.10.465; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 210, by Senators Guess, Gissberg, Day, Donohue, Stortini, Newschwander, Sandison and Matson:

An Act relating to education; amending section 9, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.090; amending section 14, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.140; amending section 28B.50.090, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.090; amending section 28B.50.140, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.140; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

MOTIONS

It was moved by Senator Guess that the name of Senator Metcalf be removed as a sponsor of Senate Bill No. 210. There being no objection, it was so ordered.

On motion of Senator Guess, there being no objection, the rules were suspended and additional sponsors were permitted on Senate Bill No. 210.

SENATE BILL NO. 211, by Senators Talley, Wilson and McDougall:

An Act relating to excise taxes; providing for the collection of use taxes on motor vehicles; and amending section 82.12.045, chapter 15, Laws of 1961 as amended by section 1, chapter 21, Laws of 1963 and RCW 82.12.045.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 212, by Senators McCutcheon, Stender and Cooney:

An Act relating to public employment; providing certain pensions and benefits for members and retired members of police departments of first class cities, and their surviving spouses and children; adding a new section to chapter 39, Laws of 1909 and to chapter 41.20 RCW; amending section 2, chapter 78, Laws of 1959 as amended by section 1, chapter 140, Laws of 1961 and RCW 41.20.085; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 213, by Senators Woodall and Mardesich:

An Act relating to liens; amending section 1, chapter 24, Laws of 1893, as last amended by section 1, chapter 279, Laws of 1959, and RCW 60.04.010; and amending section 3, chapter 24, Laws of 1893, as last amended by section 3, chapter 279, Laws of 1959, and RCW 60.04.040.

Referred to Judiciary Committee.

SENATE BILL NO. 214, by Senators Woodall, Mardesich and Gissberg:

An Act relating to materialmen's liens; and amending section 1, chapter 45, Laws of 1909, as last amended by section 1, chapter 98, Laws of 1965 and RCW 60.04.020.

Referred to Judiciary Committee.

SENATE BILL NO. 215, by Senators Woodall, Mardesich and Gissberg:

An Act making it a crime to falsely represent that one is the owner of property for the purpose of obtaining building materials, equipment or supplies, and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 216, by Senators Woodall, Mardesich and Gissberg:

An Act relating to liens; and amending section 12, chapter 24, Laws of 1893, as amended by section 10, chapter 279, Laws of 1959 and RCW 60.04.130.

Referred to Judiciary Committee.

SENATE BILL NO. 217, by Senators Lewis (Brian), Talley and Knoblauch:

An Act relating to landscape architecture; providing for the licensing and registration of landscape architects; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 218, by Senators Durkan, Greive, Ryder and Uhlman:

An Act relating to parks and parklands, and creating a rebuttable presumption in any eminent domain proceeding that the highest and best use of such land is as parkland; and providing that when such land is taken by eminent domain proceedings or under threat thereof adequate provisions shall be made for new park space; and adding new sections to Title 8 RCW.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 219, by Senators Durkan, Greive, Ryder and Sandison:

An Act relating to the use and investigation of certain pesticides; adding a new section to chapter 14, Laws of 1961 and to chapter 81.04 RCW.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 220, by Senators Durkan, Dore, Walgren, Atwood and Elicker:

An Act relating to the common schools and the support thereof; authorizing the sale of limited obligation bonds and the use of the proceeds for needed common school plant facilities, modernization of existing common school facilities; providing ways and means to pay said bonds; making appropriations; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 221, by Senators Keefe, Durkan, Cooney, Greive, Dore, Connor, Holman, Gissberg, Day and Ridder:

An Act relating to education; providing for financial assistance to students attending post-secondary schools; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bills Nos. 209, 218, 219, 220 and 221.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Greive, Bailey, Ryder and Atwood as a committee to confer with the House on the establishment of Joint Rules.

On motion of Senator Greive, there being no objection, the appointments were confirmed.

MOTION

At 11:40 a.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, January 24, 1969.

JOHN A. CHERBERG, President of the Senate.
WARD BOWDEN, Secretary of the Senate.

TWELFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, January 24, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Stender. On motion of Senator Andersen, Senator Stender was excused.

The Color Guard, consisting of Pages Tony Mardesich, Color Bearer, and Kathy Cvitanich, presented the Colors. Reverend Maurice K. Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

“Grant O Lord that this assembly of Free Men, chosen to lead a people that loves and lives its freedoms, may give hope and help to all those who know not freedom, be it economic or political. May this moment of prayer find each one of us—in his own way—reaching out for Thy guidance this day. Help us to acknowledge our dependence upon Thy patience that forgives our failures, Thy truth that indicts our compromises. May we so live that all the sacrifices that have been made for this country shall not have been made in vain. Amen.”

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

REPORTS OF STANDING COMMITTEES

January 22, 1969.

SENATE BILL NO. 9, correcting code sections relating to motor vehicles (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Connor, Donohue, Elicker, Faulk, Guess, Herr, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Matson, Peterson (Lowell), Stender, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 10, correcting code sections relating to cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 13, correcting code section relating to municipal corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 22, 1969.

SENATE BILL NO. 15, correcting code sections re motor freight carriers (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Connor, Donohue, Elicker, Faulk, Guess, Herr, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Stender, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 28, providing for landscaping to be included as an assessable cost of local improvement (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 57, specifying how a gift of all or part of a human body shall be made or incurred (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 93, raising salary of water commissioners (reported by Committee on Cities, Towns and Counties):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Uhlman, Walgren.
 Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 159, paying per diem to sewer district commissioners (reported by Committee on Cities, Towns and Counties):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Uhlman, Walgren.
 Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

GUBERNATORIAL APPOINTMENTS

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
 GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, State Personnel Board, subject to your confirmation:
 Lou Hashman, appointed August 15, 1968, for a term ending January 4, 1973, succeeding Chester Ramage.

Sincerely,
 DANIEL J. EVANS
 Governor.

Referred to the Committee on State Government.

Office of the Governor, January 22, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
 GENTLEMEN:

I have the honor to submit the following appointment to the position of Director, Central Budget Agency, subject to your confirmation:
 Walter C. Howe, Jr., appointed May 26, 1967, for a term ending at the pleasure of the Governor, succeeding James Ryan.

Sincerely,
 DANIEL J. EVANS
 Governor.

Referred to the Committee on Ways and Means.

Office of the Governor, January 20, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
 GENTLEMEN:

I have the honor to submit the following appointment to the position of Member of the Pharmacy Board, subject to your confirmation:
 Claude Edgren, appointed January 19, 1969, for a term ending January 18, 1973, succeeding himself.

Sincerely,
 DANIEL J. EVANS
 Governor.

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

Office of the Governor, January 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
 GENTLEMEN:

If any government is to perform effectively and if state government in Washington is to meet the difficult tasks of the years ahead it is imperative that the fundamental law, the constitution, be responsive to current needs. To this end, I propose the following legislation:
 1. Tax Reform. My views on this subject were contained in the tax reform message delivered to the legislature on January 23. As I stated then, I believe this to be the number

one priority of this legislature. Action during this session is urgently needed. By executive request, a proposed constitutional amendment on tax reform will be introduced today. I am ready to work with the legislature to assure the passage of a tax reform amendment and legislation this session so as to allow for approval of the tax reform amendment by the people in November of this year.

2. Annual General Elections. So that tax reform and other constitutional amendments and referenda from the legislature can appear on the ballot the year they are passed I endorse the Legislative Council Bill, HB 1 which provides for annual general elections.

3. Gateway Amendment. I endorse the gateway amendment recommended by the Constitutional Revision Commission. This authorizes constitutional amendment by broad subject matter instead of the present requirement of amendment by single subjects only. Approval of the gateway amendment would allow the legislature to do a comprehensive job of constitutional review and submit its action to the people.

4. Constitutional Revision Commission. A bi-partisan commission was established by executive order last year. In addition to its recommendation on a gateway amendment it has made substantial progress in preparing a draft of a new constitution. I will have introduced by executive request legislation to continue this commission so that its completed draft of the constitution can be made available to you for consideration during the 1970 session.

I believe a constitutional amendment to provide regular annual sessions of the legislature is necessary. In order, however, to keep the issues presented to the voters at the 1969 election to a minimum, I will not request an annual session amendment until the 1970 special session.

Passage of these bills and constitutional amendments will provide the needed tools for this state to continue to move ahead. I urge your favorable consideration.

Sincerely,
DANIEL J. EVANS
Governor.

MESSAGE FROM THE HOUSE

January 23, 1969.

Mr. President: The House has passed HOUSE BILL NO. 219, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 222, by Senators Dore, Herr, Greive, Connor, Ridder, Talley, Uhlman, Cooney, Stortini, Holman and Keefe:

An Act relating to firemen's relief and pensions; and amending section 4, chapter 382, Laws of 1955 as last amended by section 3, chapter 45, Laws of 1965 ex. sess., and RCW 41.18.040.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 223, by Senators Connor, Greive and Peterson (Lowell):

An Act relating to credit for military service; and amending section 18, chapter 274, Laws of 1947 as last amended by section 8, chapter 127, Laws of 1967 and RCW 41.40.170.

Referred to Committee on State Government.

SENATE BILL NO. 224, by Senators Guess and Henry:

An Act relating to state and local government.

Referred to Committee on State Government.

SENATE BILL NO. 225, by Senators Guess and Henry:

An Act relating to professional engineering; creating new provisions; providing penalties; and adding a new section to chapter 283, Laws of 1947 and to chapter 18.43 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 226, by Senators Ridder, Lewis (Harry) and Stortini:

An Act relating to motor vehicles and campers; amending section 46.37.430, chapter 12, Laws of 1961 and RCW 46.37.430; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 227, by Senators Knoblauch, Faulk, Stortini, McCutcheon and Newschwander:

An Act relating to highways; directing construction of a Naches Pass tunnel; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 228, by Senators Uhlman, Walgren and Twigg:

An Act relating to public assistance; and amending section 74.08.120, chapter 26, Laws of 1959, as amended by section 1, chapter 102, Laws of 1965 ex. sess. and RCW 74.08.120.

Referred to Judiciary Committee.

SENATE BILL NO. 229, by Senators Uhlman, Walgren and Twigg:

An Act relating to corporations; amending section 5, chapter 53, Laws of 1965 and RCW 23A.08.020; adding a new section to chapter 53, Laws of 1965 and to chapter 23A.08 RCW; and adding new sections to chapter 53, Laws of 1965 and to Title 23A RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 230, by Senator Greive:

An Act relating to state highways; providing for the erection and maintenance of directional signs in the city of Seattle; and adding a new section to chapter 13, Laws of 1961 and to chapter 47.36 RCW.

Referred to Committee on Highways.

SENATE BILL NO. 231, by Senators Gissberg, Mardesich and Metcalf:

An Act relating to superior court judges; increasing the number of superior court judges in Snohomish county from five to six; and amending section 6, chapter 125, Laws of 1951 as last amended by section 3, chapter 84, Laws of 1967 ex. sess., and RCW 2.08.064.

Referred to Judiciary Committee.

SENATE BILL NO. 232, by Senators Durkan, Stortini, Ridder and Faulk:

An Act relating to education; amending section 3, chapter 97, page 239, Laws of 1909 and RCW 28.77.090; amending section 5, chapter 97, page 245, Laws of 1909 as amended by section 1, chapter 115, Laws of 1949 and RCW 28.80.070; amending section 3, chapter 147, Laws of 1957 as amended by section 2, chapter 5, Laws of 1967 ex. sess. and RCW 28.81.020; amending section 10, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.100; amending section 28B.20.100, chapter --, Laws of 1969 (House Bill No. 58) and RCW 28B.20.100; amending sections 28B.30.100, 28B.40.100 and 28B.50.100, chapter --, Laws of 1969 (House Bill No. 58) and RCW 28B.30.100, 28B.40.100 and 28B.50.100; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring emergencies.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 233, by Senators Gissberg, Mardesich and Metcalf:

An Act relating to state parks; and amending section 2, chapter 146, Laws of 1965.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 234, by Senators Durkan, Talley, Keefe, Walgren, Herr and Pritchard:

An Act relating to the optional municipal code; amending section 35A.33.010, chapter 119, Laws of 1967 ex. sess. and RCW 35A.33.010; amending section 35A.33.075, chapter 119, Laws of 1967 ex. sess. and RCW 35A.33.075; amending section 35A.33.125, chapter 119, Laws of 1967 ex. sess. and RCW 35A.33.125; amending section 35A.63.030, chapter 119, Laws of 1967 ex. sess. and RCW 35A.63.030; amending section 35A.63.040, chapter 119, Laws of 1967 ex. sess. and RCW 35A.63.040; adding a new section to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.01 RCW; adding a new section to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.13 RCW; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 235, by Senators McDougall, Matson, Donohue and Wilson (by departmental request):

An Act relating to research affecting tree fruits; providing for assessment; prescribing penalties; and adding a new chapter to Title 15 RCW.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 236, by Senators Durkan, Greive and McCormack:

An Act relating to the control of water pollution in the state of Washington by forbidding the disposal of sewage from watercraft and regulating the use of marine toilets; providing an effective date; defining crimes; and providing penalties.

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

SENATE BILL NO. 237, by Senator Wilson:

An Act relating to state and local government; and making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 238, by Senator Mardesich:

An Act relating to motor boats; amending section 3, chapter 72, Laws of 1933 and RCW 88.12.030; amending section 5, chapter 72, Laws of 1933 and RCW 88.12.050; adding new sections; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 239, by Senators Gissberg and Stortini:

An Act relating to public employment and public employees' collective bargaining; and amending sections 3, 7, 10 and 11, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.030, 41.56.070, 41.56.100 and 41.56.110.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 240, by Senators Lewis (Harry) and Gissberg:

An Act relating to world fairs; authorizing participation by the state of Washington in the 1970 world exposition to be held in Osaka, Japan; describing powers and duties; making an appropriation; and declaring an emergency.

Referred to Committee on State Government.

SENATE BILL NO. 241, by Senators Faulk, Uhlman and Elicker:

An Act relating to interest to be noted on warrants; and amending section 36.29.050, chapter 4, Laws of 1963 and RCW 36.29.050.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 242, by Senators Gissberg and Metcalf:

An Act relating to public hospital districts; amending section 6, chapter 264, Laws of 1945, as last amended by section 7, chapter 164, Laws of 1967 and RCW 70.44.060; amending section 12, chapter 264, Laws of 1945, as amended by section 1, chapter 56, Laws of 1955 and RCW 70.44.110; amending section 13, chapter 264, Laws of 1945, and RCW 70.44.120; and amending section 1, chapter 143, Laws of 1917, as last amended by section 4, chapter 107, Laws of 1967, and RCW 39.36.020.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 243, by Senators Sandison, Ryder, Lewis (Harry), Atwood, Bailey, Keefe, Knoblauch, Foley, Williams, Washington, Pritchard, Guess, Dore, Talley, Uhlman, Odegaard, Walgren, Faulk, Huntley, Twigg and Newschwander (by Advisory Council on Public Higher Education request):

An Act relating to the council on higher education in the state of Washington.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 244, by Senators Sandison, Lewis (Harry) and Ryder (by Advisory Council on Public Higher Education request):

An Act relating to the legislature; creating a joint committee on higher education; prescribing its powers and duties; providing for citizen participation.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 245, by Senators Sandison, Ryder, Lewis (Harry), Dore, Keefe, Holman, Pritchard, Donohue, Twigg, Durkan, Marquardt and Ridder (by Advisory Council on Public Higher Education request):

An Act relating to education; providing for financial assistance to needy students attending institutions of higher education within the state; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 246, by Senators Ryder, Lewis (Harry) and Sandison (by Advisory Council on Public Higher Education request):

An Act relating to state institutions of higher education; establishing a system of personnel administration for state institutions of higher education; amending section 2, chapter 1, Laws of 1961, as amended by section 48, chapter 8, Laws of 1967 ex. sess., and RCW 41.06.020; amending section 4, chapter 1, Laws of 1961 and RCW 41.06.040; amending section 7, chapter 1, Laws of 1961, as last amended by section 47, chapter 8, Laws of 1967 ex. sess., and RCW 41.06.070; amending section 20, chapter 1, Laws of 1961, and RCW 41.06.200; repealing section 5, chapter 1, Laws of 1961, and RCW 41.06.050; adding new sections to Title 28 as a new chapter thereof unless or until the proposed education code of 1969 (HB --) shall become effective, at which time it shall be added thereto as a new chapter thereof; and providing an effective date.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 247, by Senators Sandison and Ryder (by Advisory Council on Public Higher Education request):

An Act relating to accountancy, and providing standards for C.P.A. licensees; and amending section 11, chapter 226, Laws of 1949, and RCW 18.04.120; amending section 15, chapter 226, Laws of 1949, and RCW 18.04.160; repealing section 13, chapter 226, Laws of 1949, and RCW 18.04.140; and repealing section 14, chapter 226, Laws of 1949, and RCW 18.04.150.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 248, by Senators Sandison and Ryder (by Advisory Council on Public Higher Education request):

An Act relating to narcotic drugs; amending section 69.33.410, chapter 27, Laws of 1959, as amended by section 20, chapter 38, Laws of 1963, and RCW 69.33.410; adding a new section to chapter 27, Laws of 1959, and to chapter 69.33 RCW; and prescribing penalties.

Referred to Judiciary Committee.

SENATE JOINT MEMORIAL NO. 2, by Senators Sandison and Ryder (by Advisory Council on Public Higher Education request):

Requesting congress to amend drug laws to permit marijuana research by states.

Referred to Judiciary Committee.

SENATE CONCURRENT RESOLUTION NO. 3, by Senators Sandison, Lewis (Harry) and Ryder (by Advisory Council on Public Higher Education request):

Authorizing a private higher education study.

Referred to Higher Education and Libraries.

SENATE CONCURRENT RESOLUTION NO. 4, by Senators Sandison, Lewis (Harry) and Ryder (by Advisory Council on Public Higher Education request):

Authorizing study for creation of metropolitan graduate centers.

Referred to Committee on Higher Education and Libraries.

SENATE CONCURRENT RESOLUTION NO. 5, by Senators Lewis (Harry), Sandison and Ryder (by Advisory Council on Public Higher Education request):

Authorizing a study of the management of state owned land.

Referred to Committee on Natural Resources, Fisheries and Game.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 222, 227, 232, 234, 235, 243 and 245.

MOTIONS

It was moved by Senator Durkan that the rules be suspended and that House Bill No. 219 be read in full.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:15 a.m.

On motion of Senator Greive, there being no objection, House Bill No. 219 was ordered to be held for introduction on Monday, January 27, 1969.

PERSONAL PRIVILEGE

Senator McDougall: "Point of personal privilege."

President Cherberg: "The Senator will speak upon a point of personal privilege, Senator McDougall."

Senator McDougall: "Mr. President and members of the Senate.

"The apples that were passed out this morning were with the compliments of the Washington Apple Advertising Commission for past favors to the apple industry.

"I would only point out if you happen to get an exceptionally good apple, it probably came from Wenatchee or Okanogan district. If it happened to be somewhat inferior it came from some other part of the state. Thank you."

Senator Woodall: "I believe Senator Matson should be given equal time!"

MOTIONS

On motion of Senator Greive, Committee on Ways and Means—Appropriations was granted the use of the Senate Chamber for a public hearing at 7:30 p.m., Tuesday, February 4, 1969.

At 12:00 noon, on motion of Senator Greive the Senate adjourned until 12:00 noon, Monday, January 27, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FIFTEENTH DAY

NOON SESSION

Senate Chamber, Olympia. Wash., Monday, January 27, 1969.

The Senate was called to order at 12:00 o'clock noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Lewis (Brian), McCormack, Sandison and Uhlman. On motion of Senator Greive, Senators Durkan, McCormack, Sandison and Uhlman were excused. On motion of Senator Andersen, Senator Lewis (Brian) was excused.

The Color Guard, consisting of Pages Taylor Terao, Color Bearer, and Wendy Holman, presented the Colors. Father James McGreal, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Almighty God, let us pause at this moment in history to invoke your blessing. Our potential for good in this age of computers is limited only by our willingness to give of the talents You have endowed to us.

"Give to these Senators, representing their constituents in every corner of this state, a deep insight into their respective roles, and the conviction needed to feel and reflect the pulse of their area. Teach them the previous treasure of free deliberation must never be taken for granted nor must it be abused.

"This we ask through Christ Our Lord. Amen."

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

SENATE RESOLUTION: 1969-9

By Senators Dore, Connor, Greive, Herr, Williams, Ridder, Holman, Ryder, Stender, Marquardt, Pritchard, Peterson (Ted) and Ryder:

WHEREAS, Edwin T. Pratt was a distinguished and valued citizen of the state of Washington, a community leader of uncommon wisdom and strength of purpose who led us by example of his own high honor in the pursuit of a more honorable society; and

WHEREAS, The members of the Washington State Senate do grieve the passing of this man and wish to recognize the value of his work and the necessity for continued efforts to accomplish a just and peaceful society;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that we express our condolences to the family of Edwin T. Pratt, and declare our recognition of the valuable and outstanding work of this man; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate shall convey this resolution by document suitably inscribed, to the family of Edwin T. Pratt, and to his fellow workers in the Seattle Urban League.

On motion of Senator Dore, the resolution was adopted.

MESSAGE FROM THE GOVERNOR

Office of the Governor, January 27, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN::

During the next several days I am having introduced by executive request a series of bills relating to Human Resources in the state of Washington. These bills cover a wide range, dealing with housing, health facilities, parolees and other groups and individuals needing assistance from the state to help them become fully involved as citizens. Without exception this is legislation which places this state and its people in the position of caring. Each request is important and I urge the legislature to give these bills prompt and favorable consideration.

The bills to be introduced, together with a short description, are as follows:

1. Health Care Facilities Licensing. The health care facilities licensing bill is a bill which is designed to provide for the first time, one comprehensive act embracing the licensing of all health care facilities in the state of Washington, with one advisory council, and uniform requirements for inspection by the state fire marshal and the Electrical Division of Labor and Industries.

2. Medical Examiner. This act abolishes the present county coroner system and sets up within the State Department of Health a medical examiners system.

3. Retarded Group Home Authority. This bill authorizes the Department of Institutions to pay all or a portion of the cost of care, support and training for residents of state residential schools for the mentally or physically deficient persons who are placed in group homes. The payments to be made for such placements will be supplementary to any payments from the estate of such residents or from any other source which may be available for the support of such residents in group homes.

4. Work Release Housing. This bill authorizes the Director of the Department of Institutions to lease appropriate facilities to house work release participants from the state correctional institutions and provide for their subsistence and supervision. The work release participants so placed will be required to reimburse the department the per capita cost of their subsistence and lodging.

Under the present state work release program the participants must either commute daily from the correctional institutions or be placed in local jails. Requiring the participants to return to the correctional institution each night severely limits the scope of the program and typically local jails are ill-suited to accommodate such a program. The housing of work release participants within communities under close supervision for qualified candidates will provide an additional tool to bridge the gap of returning the prisoner to the community.

5. Probation Incentive. This plan provides a method of financing improved county juvenile probation services. Reductions in commitments would develop financial savings to the state which would be passed on to county probation programs. Each county

participating in the program and reducing its rate of commitments could receive up to \$4,000 in reimbursement for each uncommitted case to finance the improved probation services.

Since the costs of institutional care per case are substantially higher than the maximum reimbursement that would be available to counties under this plan, the results of this program would be: (1) reduction in the overall cost to the state for rehabilitating selected delinquent youths; (2) higher quality probation services; (3) increased protection to the communities through more effective probationary supervision; (4) reduced commitment rates to state juvenile rehabilitation institutions; (5) reduced involvement of youths in repeated offenses.

6. Parole Revocation and Board Expansion. This bill establishes the procedures for on-sight revocation hearings for persons accused of violating the terms of their parole. The bill describes the procedures for the arrest, detention and hearings relating to parole revocations, including the right of the parolee to counsel at such hearings. The bill also prohibits the release from custody on bail or personal recognizance of persons who have been arrested for parole violation until such time as a determination has been made as to whether the parole should be revoked.

The bill also defines the authority of the Board of Prison Terms and Paroles to establish regulations concerning procedural matters relating to parole.

The size of the Parole Board is increased from five to seven members.

7. Work Incentive Program. This bill implements the federal work incentive training program at the state level. It is aimed at providing training and employment for persons presently receiving Aid to Families with Dependent Children from the Department of Public Assistance.

8. Training Opportunities Program. This bill is a companion bill to the work incentive training program bill. While the latter is limited in scope to recipients of Aid to Families with Dependent Children, under this state sponsored program the same approach will be used for other potentially employable persons presently receiving assistance from the Department of Public Assistance.

The objective of the program is to provide the necessary services and opportunities to public assistance recipients so that they can become wage-earning members of society and restore themselves and their families to independence and useful roles in their communities.

9. Fair Housing. This bill prohibits discrimination because of race, creed, color or national origin by brokers or owners in all real estate transactions.

The bill prohibits "blockbusting", voids restrictive covenants, and provides that where a discriminatory practice relating to real estate has occurred a notice may be posted on the premises whereby for a period of forty days any prospective transferee will take the property subject to any rights of the complainant.

10. Housing Development. This Act establishes a housing structure within the proposed State Community Affairs and Development Agency for encouragement of low cost housing by assisting cities and counties and by providing for certification of private incorporated housing development corporations which meet established criteria. The state shall not, itself, construct housing but shall give technical and financial assistance to the certified housing development corporations.

Sincerely,
DANIEL J. EVANS
Governor.

REPORTS OF STANDING COMMITTEES

January 20, 1969.

SENATE BILL NO. 14, correcting code sections relating to state government (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Durkan, Huntley, McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 17, providing penalties for defaulting on bail, personal security or personal recognizance (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

January 24, 1969.

SENATE BILL NO. 18, providing penalties for the manufacture, use, possession or disposal of fire bombs (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 24, 1969.

SENATE BILL NO. 22, suborning perjury or intimidating witnesses by force (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 23, 1969.

SENATE BILL NO. 41, providing a mandatory jail sentence for persons assaulting a police officer or fireman acting in the course of their duties (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 21, 1969.

SENATE BILL NO. 88, providing for intergovernmental cooperation (reported by Committee on Education):

MAJORITY recommendation. Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson, (Ted), Stender, Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

January 24, 1969.

SENATE BILL NO. 142, providing for seven-member school boards in certain first class districts (reported by Committee on Education):

MAJORITY recommendation. Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Odegaard, Peterson (Ted), Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 249, by Senators Durkan, Williams and Faulk (by Public Pension Commission request):

An Act relating to retirement pensions; adding a new section to chapter 8, Laws of 1965 and to chapter 43.43 RCW; adding a new section to chapter 80, Laws of 1947 and to chapter 41.32 RCW; and adding a new section to chapter 231, Laws of 1957 and to chapter 41.40 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 250, by Senators Ridder, Uhlman, Huntley, Holman and Marquardt (by Joint Committee on Education request):

An Act relating to the legislature; increasing the membership of the joint committee on education, amending section 3, chapter 130, Laws of 1965 ex. sess. and RCW 44.33.220; amending section 4, chapter 130, Laws of 1965 ex. sess. and RCW 44.33.230; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 251, by Senator Gissberg:

An Act relating to motor vehicles; and amending section 82.44.050, chapter 15, Laws of 1961, as amended by section 3, chapter 199, Laws of 1963, and RCW 82.44.050.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 252, by Senators Peterson (Ted), Marquardt and Day:

An Act relating to plumbers, requiring state licenses; creating a state plumbing council; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 253, by Senators Talley, Faulk and Stortini:

An Act relating to the sale of port district personal property no longer needed for district purposes; and amending section 10, chapter 65, Laws of 1955 as amended by section 1, chapter 23, Laws of 1965 and RCW 53.08.090.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 254, by Senators Talley, Stortini and McDougall:

An Act relating to contract sales, terms and conditions; amending section 2, chapter 23, Laws of 1965 and RCW 53.08.091; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 255, by Senators Gissberg, Uhlman, Foley, Atwood and Huntley (by departmental request):

An Act relating to crimes and punishment; defining crimes; prescribing penalties; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 256, by Senators Atwood, Foley, Mardesich and Andersen:

An Act relating to state and local government; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.88 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 257, by Senator Wilson (by departmental request):

An Act relating to the state parks and recreation commission; and amending section 43.51.020, chapter 8, Laws of 1965, as amended by section 1, chapter 132, Laws of 1965 ex. sess., and RCW 43.51.020.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 258, by Senators Holman, Dore and McCormack (by departmental request):

An Act relating to tax exemption status of charitable institutions; and amending section 84.36.040, chapter 15, Laws of 1961, and RCW 84.36.040.

Referred to Committee on Ways and Means—Revenue and Taxation.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 250, 255 and 256.

SENATE JOINT MEMORIAL NO. 3, by Senators Canfield, Atwood and Bailey:

Providing for return to the states of three percent of federal income tax collected therein.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE JOINT RESOLUTION NO. 18, by Senator Greive:

Requiring legislative-constitutional tax reform.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 219, by Representatives Copeland and O'Brien:

An Act relating to state government; making appropriations, and declaring an emergency.

On motion of Senator Greive, there being no objection, House Bill No. 219 was ordered to be held for referral on Tuesday, January 28, 1969.

MOTIONS

On motion of Senator Dore, the use of the Senate Chamber for a public hearing by the Committee on Ways and Means scheduled for tonight was cancelled.

On motion of Senator Dore, the use of the Senate Chamber for a public hearing by the Committee on Ways and Means was rescheduled for Friday, January 31, 1969 at 7:30 p.m.

At 12:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, January 28, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

SIXTEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, January 28, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The President declared the Senate to be at ease. The President called the Senate to order at 11:10 a.m. The Secretary called the roll and announced that all Senators were present.

The Color Guard consisting of Pages Dave Sillars, Color Bearer, and Megan Mardesich, presented the Colors. Father James McGreal, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray: Merciful Father, law and order are the hue and the cry of today. The health of society and the greatest good of the greatest number require that laws be framed with this in mind. Peace has been defined as the 'tranquillity of order'. Order in turn can be achieved here at home only when laws enacted are meaningful and capable of being enforced.

"With all of these thoughts in mind, inspire the members of this legislative body with the determination to strive mightily to frame laws that meet current needs of our people, laws that are just, fair and non-discriminatory.

"This we ask through Christ our Lord. Amen."

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

MOTIONS

There being no objection, the motion by Senator Greive to refer House Bill No. 219 to the Ways and Means Committee on Appropriations was approved.

On motion of Senator Holman, the Committee on Labor and Social Security was relieved of further consideration of Senate Bill No. 140.

On motion of Senator Holman, Senate Bill No. 140 was referred to the Judiciary Committee.

REPORTS OF STANDING COMMITTEES

January 27, 1969.

SENATE BILL NO. 179, implementing teachers professional negotiations act (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, January 28, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

Within the next several days I will have introduced by executive request a series of bills relative to recreation and the environment. The people of Washington have made it clear, particularly by their overwhelming endorsement of environmental legislation in the 1968 election, that they consider action to preserve our environment of prime importance. In the 1967 session of the legislature great progress was made in this area. The bills which I propose to this session of the legislature are of equal importance and will help to assure that the environment we enjoy today will be passed on to those who follow us.

The bills which will be introduced are as follows:

1. Surface Mining. This legislation would require strip mining operations to meet standards set by the state and to reclaim surface mining sites.

2. Shorelands and Rivers Inventory. These will be companion bills which provide for the inventory and classification of shorelands, tidelands and rivers in Washington. Classification plans will be presented to the legislature and to local government bodies for further action.

3. Boating Safety. This bill would provide for statewide boating safety regulations. Administration, licensing and educational programs would be conducted by the state. The basic enforcement of the safety regulations would be by county law enforcement agencies, with concurrent jurisdiction for state law enforcement agencies.

4. Seashore Conservation. These would be amendments to the 1967 Seashore Conservation Act to provide for better administration of the ocean beaches by the Parks Department.

5. Sale of Shorelands. This act would change the present statute which requires sale by the state of second class shorelands to the abutting upland owner to allowing such sale to be made only if it is in the public interest. I endorse HB 175 introduced by Legislative Council request.

6. Clean Air Act. This would amend the 1967 air pollution act to allow for concurrent jurisdiction by the state and local air agencies when the state asserts statewide jurisdiction over a specific type of air pollution.

7. Solid Waste Act. This pertains to a state program to assist in the disposal of garbage and other solid wastes.

8. Western Interstate Nuclear Compact. This would allow the state to cooperate with other states in the west in taking full advantage of developments in the field of nuclear energy.

9. Columbia River Fisheries Compact. This would amend the 1919 Columbia River Fisheries Compact in two essentials: (1) Bring Idaho in as a member to have a vote on those fisheries in which Idaho has an interest; (2) Add three members to the compact—Idaho Fish and Game Commission, Oregon Game Commission and the Washington Game Commission. The compact is presently composed of the Oregon Fish Commission and the Washington Department of Fisheries. Under the amendment to the compact, each state, Oregon, Washington and Idaho would have one vote each.

10. Current Use Taxation. H. B. 26, a Legislative Council bill, would implement HJR 1 pertaining to taxation of land at current use rather than highest and best use. I endorse the Legislative Council bill.

Each of these bills is important to the recreational and environmental welfare of this state. I urge the legislature give prompt and favorable consideration to them.

Sincerely,
DANIEL J. EVANS
Governor.

MESSAGE FROM THE HOUSE

January 27, 1969.

Mr. President: The House has passed HOUSE CONCURRENT RESOLUTION NO. 7, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 259, by Senators Metcalf, Herr, Day, Gissberg, Dore, Stortini, Donohue, Canfield, Peterson (Lowell) and Odegaard:

An Act relating to preservation of the educational process at public institutions of higher learning; and providing for the expulsion of students.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 260, by Senators Day, Atwood, Gissberg and Dore:

An Act relating to narcotic drugs; and amending section 69.33.290, chapter 27, Laws of 1959, as amended by section 1, chapter 97, Laws of 1959, and RCW 69.33.290.

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

SENATE BILL NO. 261, by Senators Day, Atwood and Gissberg:

An Act authorizing the exercise of police power by state pharmacy board employees in enforcing state drug laws; and adding a new section to chapter 38, Laws of 1963 and to chapter 18.64 RCW.

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

SENATE BILL NO. 262, by Senators Day, Atwood and Gissberg:

An Act relating to narcotic drugs; adding new sections to chapter 27, Laws of 1959 and chapter 69.33 RCW; and providing penalties.

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

SENATE BILL NO. 263, by Senators Canfield, Day and Donohue:

An Act relating to agricultural fairs; and adding a new section to chapter 61, Laws of 1961 and to chapter 15.76 RCW.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 264, by Senators Day, Pritchard and Mardesich:

An Act relating to benefits for psychologic services under certain insurance contracts; and adding new sections to chapter 79, Laws of 1947 and to chapters 48.20 and 48.21 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 265, by Senators McCutcheon, Talley and Elicker:

An Act relating to cities and towns; and amending section 35.21.160, chapter 7, Laws of 1965 and RCW 35.21.160.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 266, by Senator Walgren:

An Act relating to the optional municipal code; providing an annexation procedure; adding new sections to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.14 RCW; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 267, by Senators Uhlman, Washington, Dore and Williams:

An Act relating to revenue and taxation; and amending section 43, chapter 149, Laws of 1967 ex. sess., and RCW 84.36.260.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 268, by Senators Uhlman, Holman and Elicker:

An Act relating to facsimile signatures of public officials on public securities and instruments of payment; permitting the use of facsimile signatures and facsimile seals on certain public documents; and providing penalties.

Referred to Committee on State Government.

SENATE BILL NO. 269, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

An Act relating to motor vehicles; empowering officers of the Washington state patrol to require motor vehicle drivers to stop and display their drivers' licenses and/or submit their motor vehicles to inspections and tests; amending section 2, chapter 144, Laws of 1967, and RCW 46.64.070, and adding a new section to chapter 144, Laws of 1967 and to chapter 46.64 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 270, by Senators Ridder, Elicker, Holman and Odegaard (by departmental request):

An Act relating to education; amending section 1, chapter 224, Laws of 1961 and RCW 28.58.135, amending section 28A.58.135, chapter —, Laws of 1969 (HB 58) and RCW 28A.58.135; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 271, by Senators Lewis (Harry), Walgren, Atwood, Stortini, Matson and Faulk (by departmental request):

An Act relating to purchases by governmental entities and agencies and authorizing purchases thereby through the state division of purchasing in the department of general administration; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.19 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 272, by Senators Lewis (Harry), Ryder and Foley (by departmental request):

An Act relating to state regulation of financial institutions; amending section 30.04.110, chapter 33, Laws of 1955 and RCW 30.04.110; amending section 30.04.180, chapter 33, Laws of 1955 and RCW 30.04.180; amending section 30.08.010, chapter 33, Laws of 1955 and RCW 30.08.010; amending section 30.08.095, chapter 33, Laws of 1955 and RCW 30.08.095; amending section 30.12.060, chapter 33, Laws of 1955, as amended by section 1, chapter 165, Laws of 1959 and RCW 30.12.060; amending section 30.40.020, chapter 33, Laws of 1955 and RCW 30.40.020; adding a new section to chapter 33, Laws of 1955 and to chapter 30.04 RCW; adding a new section to chapter 33, Laws of 1955 and to chapter 30.40 RCW; and adding a new section to chapter 13, Laws of 1955 and to chapter 32.04 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 273, by Senators Bailey and Pritchard:

An Act relating to county printing; and amending section 36.72.050, chapter 4, Laws of 1963 and RCW 36.72.050; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 274, by Senator Dore:

An Act relating to public pensions; amending section 7, chapter 39, Laws of 1909, as last amended by section 3, chapter 191, Laws of 1961 and RCW 41.20.080; and amending section 8, chapter 382, Laws of 1955 as last amended by section 4, chapter 45, Laws of 1965 ex. sess., and RCW 41.18.100.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 275, by Senators Greive and Bailey:

Providing for subsistence and lodging of legislators and the president of the Senate.

On motion of Senator Greive, the rules were suspended and Senate Bill No. 275 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 275 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 275, and the bill passed the Senate by the following vote: Yeas, 26; nays, 23.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, Metcalf,

Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Twigg, Washington—26.

Voting nay: Senators Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Peterson (Ted), Stortini, Talley, Uhlman, Walgren, Williams, Wilson, Woodall—23.

SENATE BILL NO. 275, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Greive, the rules were suspended and Senate Bill No. 275 was ordered immediately transmitted to the House.

SENATE BILL NO. 276, by Senators Durkan and Ryder:

Appropriating for legislative expense including subsistence.

On motion of Senator Durkan, the rules were suspended and Senate Bill No. 276 was advanced to second reading and read the second time in full.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 276 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 276, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—47.

Voting nay: Senators Atwood, Williams—2.

SENATE BILL NO. 276, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Durkan, the rules were suspended and Senate Bill No. 276 was ordered immediately transmitted to the House.

SENATE JOINT RESOLUTION NO. 19, by Senators Durkan, Greive, McCormack, Uhlman, Dore, Sandison, Woodall, Williams and Marquardt:

Proposing a conservation bill of rights.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 259, 260, 267, 270, 271 and Senate Joint Resolution No. 19.

HOUSE CONCURRENT RESOLUTION NO. 7, by Representatives Bledsoe, Bottiger and Cunningham:

Authorizing legislative interns.

On motion of Senator Greive, the rules were suspended and House Concurrent Resolution No. 7 was read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 7 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No. 7, and the resolution passed the Senate by the following Vote: Yeas, 47; nays, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—47.

Voting nay: Senators Guess, Woodall—2.

HOUSE CONCURRENT RESOLUTION NO. 7, having received the constitutional majority, was declared passed.

SECOND READING

SENATE BILL NO. 57, by Senators Holman, Greive and Ryder:

Specifying how a gift of all or part of a human body shall be made or incurred.

The bill was read the second time by sections.

It was moved by Senator Greive that the following amendment by Senators Greive and Foley be adopted:

“On page 2, section 3, line 7, strike “eighteen” and insert “twenty-one”

Debate ensued.

On motion of Senator Greive, the following amendment to the amendment by Senators Greive and Foley was adopted:

After “twenty-one” add “with the exception of persons who are members of the armed services”

There being no objection, Senator Greive moved that Senate Bill No. 57 be placed at the beginning of the second reading calendar for Wednesday, January 29, 1969.

SENATE BILL NO. 103, by Senators Atwood, Uhlman and Woodall:

Eliminating defendants appearance fee in justice court.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 103 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 103, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—47.

Absent or not voting: Senators Durkan, Williams—2.

SENATE BILL NO. 103, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 41, by Senators Herr, Uhlman, Metcalf, Greive, Marquardt and Andersen:

Providing a mandatory jail sentence for persons assaulting a police officer or fireman acting in the course of their duties.

REPORT OF STANDING COMMITTEE

January 23, 1969.

SENATE BILL NO. 41, providing a mandatory jail sentence for persons assaulting a police officer or fireman acting in the course of their duties (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On line 12, after "suspendable" insert a period and strike the remainder of the sentence.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 41 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 41, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED SENATE BILL NO. 41, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 159, by Senators Talley, Knoblauch and Peterson (Ted):

Paying per diem to sewer district commissioners.

The bill was read the second time by sections.

On motion of Senator Peterson (Ted), the rules were suspended, Senate Bill No. 159 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 159, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Ryder—1.

SENATE BILL NO. 159, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Peterson (Ted): "Mr. President, I rise to a point of personal privilege and I think in this case that probably Senator Knoblauch missed here."

"It has been a long time since I have sat in the back of the Senate where Senator Lewis is sitting now and being able to move up here to the front as I am serving as a member of the Committee on Rules and Joint Rules.

"Now, the first meeting of Rules actually for bills was yesterday and I called for this bill and it was only through the kindness of two other sponsors, Senator Knoblauch and the main sponsor, Senator Talley, that I was able to stand up and work this bill through the Senate, so what I am saying is that I wish to suspend that portion of the old Rule 40 pertaining to candy in this case.

"By the way, I want to say that cigars never get over here because you fellows are taking more cigars than you should take so this row here, the minority, doesn't get cigars, so watch that.

"The candy will be forthcoming and I appreciate very much, my fellow sponsors doing this for me and it is nice to be up front. The weather is a little different."

SENATE BILL NO. 93, by Senators Stender, Talley and Greive:

Raising salary of water commissioners.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 93 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 93, and the bill passed the Senate by the following vote: Yeas, 48; nays, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Voting nay: Senator Durkan—1.

SENATE BILL NO. 93, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 22, by Senators Woodall, Greive and Washington (by Joint Committee on Governmental Cooperation request):

Suborning perjury or intimidating witnesses by force.

It was moved by Senator Woodall that Senate Bill No. 22 be placed on the second reading calendar Wednesday, January 29, 1969 immediately following Senate Bill No. 57.

Debate ensued.

With the approval of the Senate, Senator Woodall withdrew his motion.

REPORT OF STANDING COMMITTEE

January 24, 1969.

SENATE BILL NO. 22, suborning perjury or intimidating witnesses by force (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

In section 1, line 13, after "in" and before "degree" strike "either" and insert "any"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was not adopted.

It was moved by Senator Uhlman that the following amendment be adopted:

"On page 1, section 1, line 11, strike all of subsection 2 and renumber the following subsections consecutively."

Debate ensued.

On motion of Senator Greive, Senate Bill No. 22 was placed on the second reading calendar immediately following Senate Bill No. 57 for Wednesday, January 29, 1969.

SENATE BILL NO. 98, by Senators Atwood, Walgren and Woodall:
Defining "resident" for divorce actions.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 98 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 98, and the bill passed the Senate by the following vote: Yeas, 44; nays, 4; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Williams, Wilson, Woodall—44.

Voting nay: Senators Greive, Talley, Uhlman, Washington—4.

Absent or not voting: Senator Lewis (Harry)—1.

SENATE BILL NO. 98, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, January 29, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

SEVENTEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, January 29, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The President declared the Senate to be at ease. The President called the Senate to order at 11:05 a.m. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Dennis Heryford, Color Bearer, and Alice Berry presented the Colors. Father James McGreal, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray: In constant dependence upon our Creator for the spiritual gifts required in the conduct of our affairs as individuals and as a State, we ask, almighty God, for the wisdom and strength to fulfill the high purposes for which we are called, seeking the welfare

of all people through a just and lasting peace upon the face of the earth, desiring happiness for the humblest family as well as for the homes of the mighty.

"We pray with eager expectation that people be inspired to sacrifice at home and abroad to achieve a life worthy of the children of God, now and forever. Amen."

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

REPORTS OF STANDING COMMITTEES

January 23, 1969.

SENATE BILL NO. 7, enabling formation of park and recreation districts in first class counties (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 28, 1969.

SENATE BILL NO. 42, supplying vital statistics on marriage license applications (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 28, 1969.

SENATE BILL NO. 100, granting personal immunity to judges (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Foley, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 28, 1969.

SENATE BILL NO. 240, creating a world's fair commission for the 1970 fair (reported by Committee on State Government):

MAJORITY recommendation: That the bill be referred to Ways and Means Committee.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Durkan, Huntley, McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

MOTION

On motion of Senator Henry, Senate Bill No. 240 was referred to the Committee on Ways and Means—Appropriations.

January 28, 1969.

SENATE JOINT RESOLUTION NO. 5, providing procedure for removal of judges and justices of the peace (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

GUBERNATORIAL APPOINTMENT

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Harold C. Philbrick, appointed June 16, 1967, for a term ending August 11, 1971, succeeding Marshall Forrest.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

MESSAGES FROM THE HOUSE

January 28, 1969.
Mr. President: The House has passed SENATE BILL NO. 275, SENATE BILL NO. 276, and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

January 29, 1969.
Mr. President: The Speaker has signed HOUSE CONCURRENT RESOLUTION NO. 7, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

January 28, 1969.
Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 8, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
HOUSE CONCURRENT RESOLUTION NO. 7,
SENATE BILL NO. 275,
SENATE BILL NO. 276.

MESSAGE FROM THE HOUSE

January 29, 1969.
Mr. President: The Speaker has signed SENATE BILL NO. 275, SENATE BILL NO. 276, and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 277, by Senators Connor, Peterson (Ted), Durkan, Knoblauch and Keefe:

An Act relating to the blind, the visually handicapped, and the otherwise physically disabled; repealing section 1, chapter 48, Laws of 1959 and RCW 49.60.216; repealing section 46.60.260, chapter 12, Laws of 1961 as amended by section 66, chapter 32, Laws of 1967, and RCW 46.61.265; repealing section 46.60.270, chapter 12, Laws of 1961 and RCW 46.61.270; repealing section 81.28.140, chapter 14, Laws of 1961 and RCW 81.28.140; and providing penalties.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 278, by Senators Uhlman, Dore, Durkan and Andersen:

An Act relating to the superior courts and the number of judges therein in certain counties; amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 84, Laws of 1967 ex. sess., and RCW 2.08.061; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 279, by Senators Marquardt, Uhlman, Ridder and Holman (by Joint Committee on Education request):

An Act relating to educational television; repealing chapter 129, Laws of 1965 ex. sess. and chapter 28.91 RCW and chapter 28A.91 RCW if the 1969 education code becomes effective; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 280, by Senators Uhlman, Stortini and Faulk:

An Act relating to the purchase of tax deferred annuities for employees of the state educational institutions or school districts; amending section 1, chapter 54, Laws of 1965 and RCW 28.02.120; amending section 28A.58.560, chapter --, Laws of 1969 (HB 58) and RCW 28A.58.560; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 281, by Senators Elicker, Durkan and Peterson (Ted):

An Act relating to game and game fish; and adding new sections to Chapter 36, Laws of 1955 and to chapter 77.12 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 282, by Senators Atwood, Ryder and Foley (by departmental request):

An Act relating to the investment of state funds; and amending section 43.84.090, chapter 8, Laws of 1965 as last amended by section 1, chapter 66, Laws of 1967, and RCW 43.84.090.

Referred to Committee on State Government.

SENATE BILL NO. 283, by Senators Ridder, Elicker, Holman and Uhlman:

An Act relating to education; amending section 1, chapter 187, Laws of 1959, as amended by section 2, chapter 135, Laws of 1967, and RCW 28.76.410; amending sections 28A.58.420 and 28B.10.660, chapter —, Laws of 1969 (HB 58) and RCW 28.58.420 and 28B.10.660; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 284, by Senators Durkan, Ridder, Holman, Herr, Uhlman, Stortini, Dore, Connor, Lewis (Brian), Marquardt and Pritchard:

An Act relating to highways; adding new sections to chapter 13, Laws of 1961 and to chapter 47.52 RCW; and repealing sections 2, 3, 4, and 6, chapter 75, Laws of 1965 ex. sess. and RCW 47.52.133, 47.52.135, 47.52.137, and 47.52.195.

Referred to Committee on Highways.

SENATE BILL NO. 285, by Senators Donohue, Peterson (Lowell) and Huntley:

An Act relating to state highways; and amending section 47.20.200, chapter 13, Laws of 1961 and RCW 47.20.200.

Referred to Committee on Highways.

SENATE BILL NO. 286, by Senators Pritchard, Bailey, McCormack and Holman:

An Act relating to abortion; amending section 38, page 81, Laws of 1854, as last amended by section 196, chapter 249, Laws of 1909 and RCW 9.02.010; amending section 197, chapter 249, Laws of 1909 and RCW 9.02.020; adding two new sections to chapter 249, Laws of 1909 and to chapter 9.02 RCW; and providing a penalty.

MOTIONS

Senator Gissberg moved that Senate Bill No. 286 be indefinitely postponed.

Debate ensued.

On motion of Senator Ryder, Senator Atwood was excused.

Senators Mardesich, Gissberg and Ridder demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Atwood who was excused.

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

Senator Uhlman demanded a roll call and the demand was sustained by Senators Uhlman, Herr, Greive, Bailey, Pritchard, Ridder, Holman, Faulk and Peterson (Ted).

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg to indefinitely postpone Senate Bill No. 286 and the motion lost by the following vote: Yeas, 15; nays, 33; excused, 1.

Voting yea: Senators Connor, Cooney, Day, Dore, Foley, Gissberg, Greive, Guess, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Sandison, Talley—15.

Voting nay: Senators Andersen, Bailey, Canfield, Donohue, Durkan, Elicker, Faulk, Henry, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—33.

Excused: Senator Atwood—1.

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

Senate Bill No. 286 was referred to the Judiciary Committee.

SENATE BILL NO. 287, by Senators Atwood, Ryder and Foley (by departmental request):

An Act relating to an increase of motor vehicle driver's license fees; disposition of motor vehicle driver's license fees, fines and forfeitures, and state park fees and moneys; increasing vehicle license fees; disposition of the vehicle license fees; use of funds from the highway safety fund; abolishing the parks and parkways account and providing for disposition of funds therein and moneys payable thereto; amending section 43.51.050, chapter 8, Laws of 1965 and RCW 43.51.060; amending section 43.51.090, chapter 8, Laws of 1965 and RCW 43.51.090; amending section 43.51.210, chapter 8, Laws of 1965 and RCW 43.51.210; amending section 46.16.060, chapter 12, Laws of 1961 as last amended by section 1, chapter 25, Laws of 1965, and RCW 46.16.060; amending section 11, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.161; amending section 17, chapter 121, Laws of 1965 ex. sess. as amended by section 46, chapter 170, Laws of 1965 ex. sess. and RCW 46.20.181; amending section 46.68.030, chapter 12, Laws of 1961 as last amended by section 2, chapter 25, Laws of 1965, and RCW 46.68.030; amending section 4, chapter 25, Laws of 1965 as amended by section 3, chapter 174, Laws of 1967, and RCW 46.68.041; amending section 46.68.050, chapter 12, Laws of 1961 and RCW 46.68.050; amending section 46.68.060, chapter 12, Laws of 1961 as last amended by section 4, chapter 174, Laws of 1967 and RCW 46.68.060; creating a new section; and providing an effective date.

Referred to Committee on Highways.

SENATE BILL NO. 288, by Senators Durkan, Mardesich and McDougall:

An Act relating to savings and loan associations; amending section 7, chapter 235, Laws of 1945 as amended by section 1, chapter 246, Laws of 1963 and RCW 33.08.060; amending section 7, chapter 280, Laws of 1959 and RCW 33.08.110; amending section 29, chapter 235, Laws of 1945 as amended by section 2, chapter 246, Laws of 1963 and RCW 33.12.010; amending section 12, chapter 235, Laws of 1945 as amended by section 2, chapter 20, Laws of 1949 and RCW 33.20.010; amending section 67, chapter 235, Laws of 1945, as amended by section 6, chapter 20, Laws of 1949 and RCW 33.24.100; amending section 77, chapter 235, Laws of 1945 as amended by section 4, chapter 222, Laws of 1961 and RCW 33.28.020; amending section 4, chapter 122, Laws of 1955 as amended by section 9, chapter 246, Laws of 1963 and RCW 33.48.030; amending section 9, chapter 122, Laws of 1955 as amended by section 6, chapter 49, Laws of 1967 and RCW 33.48.080; adding new sections to chapter 235, Laws of 1945 and to Title 33 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 289, by Senators Lewis (Harry), Matson and Odegaard (by departmental request):

An Act relating to state personnel; authorizing the receipt and expenditure of federal funds, and authorizing the department of personnel to make its services available to the exempt service; amending section 8, chapter 1, Laws of 1961 and RCW 41.06.080; and adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 290, by Senators Henry, Peterson (Ted) and Stender (by departmental request):

An Act relating to the organization of the Department of Labor and Industries; amending section 43.22.010, chapter 8, Laws of 1965 and RCW 43.22.010; and adding new sections to chapter 8, Laws of 1965 and to chapter 43.22 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 291, by Senators Sandison and Ryder:

An Act permitting persons over eighteen years of age to donate blood without parental permission in certain instances; adding a new section to chapter 70.01 RCW; and declaring an emergency.

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

SENATE BILL NO. 292, by Senators Lewis (Brian), Washington and Huntley (by Joint Committee on Highways request):

An Act relating to highways; amending section 47.12.120, chapter 13, Laws of 1961 and RCW 47.12.120; amending section 47.12.070, chapter 13, Laws of 1961 and RCW 47.12.070; repealing section 47.54.010, chapter 13, Laws of 1961, as amended by section 33, chapter 145, Laws of 1967 ex. sess. and RCW 47.54.010; repealing section 47.54.020, chapter 13, Laws of 1961, as amended by section 34, chapter 145, Laws of 1967 ex. sess. and RCW 47.54.020; and repealing sections 47.54.030 through 47.54.900, chapter 13, Laws of 1961 and RCW 47.54.030 through RCW 47.54.900.

Referred to Committee on Highways.

SENATE CONCURRENT RESOLUTION NO. 6, by Senators Dore, Atwood, Canfield, Mardesich and Andersen (by Legislative Budget Committee request):

Authorizing education cost quality study.

Referred to Committee on Ways and Means—Appropriations.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 277, 278, 279, 283, 284, 286 and Senate Concurrent Resolution No. 6.

HOUSE CONCURRENT RESOLUTION NO. 8, by Representatives Bledsoe and O'Brien:

Relating to memorial services commemorating deceased members of the legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 8 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

SECOND READING

SENATE BILL NO. 57, by Senators Holman, Greive and Ryder:

Specifying how a gift of all or part of a human body shall be made or incurred.

The bill was read the second time by sections.

There being no objection, the pending amendment by Senators Greive and Foley as amended was withdrawn.

On motion of Senator Holman, the following amendment was adopted:

On page 2, section 3, line 28, after "after" strike "or immediately before death" and insert "*death or during the terminal illness*"

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 57 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Holman yield to a question? Senator Holman, under section 3 of this bill in the event that a person stipulated that his body be cremated, could his spouse or adult son override his desire to be cremated?"

Senator Holman: "If he has expressed the desire also that he does not wish to have any of his organs taken then his wish would govern. He could still be cremated after the transplantation."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 57 and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-48.

Excused: Senator Atwood-1.

ENGROSSED SENATE BILL NO. 57, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 22, by Senators Woodall, Greive and Washington (by Joint Committee on Governmental Cooperation request):

Suborning perjury or intimidating witnesses by force.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendment was adopted:

On page 1, section 1, line 11, strike all of subsection (2) and renumber the following subsections consecutively.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 22 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 22 and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Voting nay: Senators Gissberg, McCutcheon, Mardesich-3.

Absent or not voting: Senator Durkan-1.

Excused: Senator Atwood-1.

ENGROSSED SENATE BILL NO. 22, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:10 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, January 30, 1969.

JOHN A. CHERBERG, President of the Senate.
WARD BOWDEN, Secretary of the Senate.

EIGHTEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, January 30, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The President presented the colors. The President called the Senate to order at 11:07 a.m. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages John Petrich, Color Bearer, and Marilyn Rennie presented the colors. Father Dennis Wood, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"O God, give us serenity to accept what cannot be changed. Courage to change what should be changed and wisdom to distinguish one from the other. Amen."

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

REPORTS OF STANDING COMMITTEES

January 28, 1969.

SENATE BILL NO. 11, correcting code sections relating to probation and parole (reported by Committee on Public Institutions):

Recommendation: Do Pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE BILL NO. 12, correcting code sections relating to electricians and electrical installations (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Matson, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE BILL NO. 149, providing certain insurance contract benefits include services performed by licensed chiropractors (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 28, 1969.

SENATE BILL NO. 185, authorizing transfer of certain jail prisoners to department of institutions (reported by Committee on Public Institutions):

Recommendation: Do pass as amended.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE BILL NO. 250, increasing membership on joint committee on education (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, McCutcheon, Marquardt, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE BILL NO. 257, constituting the state parks and recreation commission (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Canfield, Durkan, Lewis (Brian), Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

January 27, 1969.

SENATE CONCURRENT RESOLUTION NO. 1, utilizing school buildings twelve months a year (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE JOINT RESOLUTION NO. 1, changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Cooney, Donohue, Greive, Keefe, Stender, Woodall.

It was moved by Senator McCormack that Senate Joint Resolution No. 1 be referred to the Committee on Ways and Means—Revenue and Taxation.

Debate ensued.

POINTS OF INQUIRY

Senator Metcalf: "Will Senator McCutcheon yield to a question?"

Senator McCutcheon: "I yield."

Senator Metcalf: "Senator McCutcheon, I would ask that you describe the procedure whereby this measure received the 'solid majority vote' which you described came out of your committee on Constitution, Elections and Legislative Processes."

Senator McCutcheon: "Well, it is a rather simple procedure, Senator Metcalf, you were there. You are a member of the committee. We discussed your point of view and it was turned down and we discussed other points of view and they were rejected and we had a quorum at all times when we started and when we finished.

"I have never seen such a popular drawing card as we had there yesterday and when we got done there was a solid majority. We had seventeen or was it fifteen but anyway we had one or two more than necessary and I say solid majority because it is a majority. It is the numerical majority and no bill can be brought out of a committee without a majority."

Senator Metcalf: "Senator McCutcheon may have forgotten one little detail which he did not include in his description and that is when this measure was brought up for a vote of do pass in the committee and I don't remember exactly if it was five to three or six to three in opposition to that motion, the question was put on a motion do pass, the vote was either five to three or six to three not to pass the bill out.

"The chairman then informed the committee that if he could get the required number of signatures, the bill would go out anyway and the members present and voting majority voted do not send it out and I just wanted the record to show that because I don't believe that this is in harmony with the spirit of the rules and in harmony with the concept of representative self-government that we are sent here to uphold."

Senator Bailey: "Mr. President: I would like to have the record show that Senator Metcalf is against passing this bill out."

Further debate ensued.

Senator Holman: "Will Senator Durkan yield to a question?"

Senator Durkan: "I yield."

Senator Holman: "Senator Durkan, if I understood the motion of Senator McCormack, it is to refer this measure to his Committee on Revenue and Taxation and that is what Senator Gissberg and Senator Huntley referred to, but I may have misunderstood you when you spoke, I thought you said refer it to Ways and Means and I am a little unclear in my mind as to the differences between these two committees or subcommittees and I am wondering if the motion is successful, will this mean that it will be in the custody of yourself as chairman of Ways and Means or in the custody of Senator McCormack as chairman of Revenue and Taxation.

"Could you clarify this for me?"

Senator Durkan: "Mr. President: All bills are referred to Ways and Means when they are referred to as such, Ways and Means, Committee on Appropriations, or Ways and Means, Committee on Revenue. They hold hearings on it.

"They have do passes and do not passes or minority report.

"All bills that come out of the Revenue and/or Appropriations come to the committee on Ways and Means. So a bill would go to a committee on Appropriations or in this instance, it would go to the committee on Ways and Means. It is referred to the Ways and Means Committee, Committee on Revenue.

"It would be in Senator McCormack's committee to hold the hearings on it and then when he has finished he would have a report to the major committee and at any time that Senator McCormack and Senator Dore and I have agreed that the Ways and Means Committee can meet and ask to call out the bill."

Further debate ensued.

Senators Mardesich, Durkan and McCutcheon demanded the previous question and the demand was sustained.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Connor, Greive, Donohue, Stender, Sandison, Faulk, Durkan, Cooney and Odegaard.

ROLL CALL

The Secretary called the roll. The motion to refer Senate Joint Resolution No. 1 to the Committee on Ways and Means—Revenue and Taxation carried by the following vote: Yeas, 44; nays 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senators Greive, Holman, McCutcheon, Stender, Talley—5.

January 29, 1969.

SENATE JOINT RESOLUTION NO. 4, regulating the veto power of the governor (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Holman, Keefe, McCormack, Mardesich, Pritchard, Uhlman, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

January 27, 1969.

HAROLD E. LOKKEN, to the position of Member of the Pacific Marine Fisheries, appointed by the Governor on November 3, 1967 for the term ending June 12, 1971, succeeding John Wedin (reported by the Committee on Natural Resources, Fisheries and Game):

Recommends that said appointment be confirmed.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules.

January 27, 1969.

DWIGHT S. HAWLEY, to the position of Member of the Pacific Marine Fisheries, appointed by the Governor on November 3, 1967 for the term ending June 12, 1971,

succeeding Robert L. Charette (reported by the Committee on Natural Resources, Fisheries and Game):

Recommends that said appointment be confirmed.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules.

January 28, 1969.

DALE A. BRIDGES, to the position of Member of the Board of Prison Terms and Paroles, appointed by the Governor on May 6, 1968 for the term ending April 15, 1973, succeeding Harris Hunter (reported by the Committee on Public Institutions):

Recommends that said appointment be confirmed.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules.

MESSAGES FROM THE GOVERNOR

Office of the Governor, January 29, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

This final group of executive request bills is concerned with labor, education and youth, and effective government. Some of the issues with which these bills are concerned deal with specific areas of interest while others have a broader impact. Each one of them in some measure will contribute to the ability of government to serve the people and for the people to have a more active and determining role in the process of government. I urge the legislature to give these bills its full consideration and its approval.

LABOR

1. Unemployment Compensation. It is imperative that this session of the legislature address itself to the unmet problems of the unemployment compensation program, so that updated benefits can be provided to our injured workmen. In the hope that the representatives of labor and management will themselves be able to find a satisfactory solution to their differences, I will not at this time submit an executive request bill on unemployment compensation but will await the outcome of continuing discussion between the representatives of labor and management.

2. Workmen's Compensation. Washington State's Workmen's Compensation Act currently meets 16 of the 23 internationally recognized standards. The primary purpose of the bill is to bring our Act into conformity with two more standards:

(1) Maximum temporary benefits equal to two thirds of the state's average wage;

(2) Temporary disability awards retroactive to date of injury if disability continues through at least 14 days.

3. Full Health Insurance Coverage for State Employees. With the rapid rise in health care costs, adequate health insurance coverage has become increasingly important. Accordingly, I will submit a bill which will authorize the payment of 100% of the health insurance premiums by the state for its employees. Under this program the employees will have the option to include their dependents within the health insurance program at their own expense.

EDUCATION AND YOUTH

1. Coordinating Council for Higher Education. The need for longer-range planning and coordination between the institutions of higher education of our state, both public and private, along with representatives of the public, the legislature and the executive has become increasingly important. The bill submitted by the Temporary Advisory Council on Public Higher Education should accomplish these objectives and I accordingly endorse their bill to establish a Council on Higher Education.

2. Governor's Youth Advisory Council. This bill creates a 14-member Youth Advisory Council which would advise the Governor, the Council on Children and Youth and other appropriate state agencies on the problems and needs of the youth of our state.

3. Student's Representatives on Boards of Regents. This bill authorizes the addition to each university, college and community college board of a student representative selected by the students of the respective institutions.

4. Reduction of the Voting Age to 18 Years. This constitutional amendment will allow persons between the age of 18 and 21 to vote. With the greater knowledge and responsibility placed upon younger adults it has become increasingly important that they also be provided with the privilege to vote and thereby to participate more actively in the critical decisions which so directly effect them.

I also urge the legislature to give serious consideration to the problems of financial aid to persons seeking higher education and the question of providing financial aid directly to private institutions of higher education.

EFFECTIVE GOVERNMENT

1. I endorse the need for implementation of the constitutional amendment approved by the voters at the last election authorizing the creation of an intermediate court of appeals to function between the trial court and the State Supreme Court. Congestion in our courts makes real to many litigants today the maxim that justice delayed is justice denied.

2. Elimination of Fee Justices. I endorse the Judicial Council bill which abolishes the remaining fee justices within the state.

3. Abolition of Capital Punishment. After careful consideration of the use of the death penalty I have concluded it has no significant deterrent effect upon the commission of capital offenses and it, of course, eliminates any possibility of rehabilitation. Experience throughout the country indicates that the death penalty can be both erratically and at times erroneously applied. I am convinced that adequate protection can be provided to the community by the incarceration of persons convicted of violent crimes. Accordingly, I will submit a bill to abolish the use of capital punishment.

4. Community Municipal Corporations. This bill authorizes in cities over 100,000 population to create community municipal corporations to represent areas within a city primarily in an advisory capacity on community development programs which effect their areas. This should create a mechanism whereby government can be brought closer to the people in our larger cities.

5. Doubling Debt Limitation of School Districts. This bill doubles the authorized debt limitation for school districts and should provide greater flexibility to school districts in meeting their capital requirements.

6. Regulation of the Reporting of Campaign Contributions and Expenses. This bill will for the first time provide the state with a strong and comprehensive statute for the reporting of the sources of campaign contributions, their amounts and the expenditures to which such contributions are put. It will require honest reporting and thus encourage higher standards by candidates for public office.

7. Presidential Preference Primary. The need for all of the citizens of our state to participate more directly in the process of the selection of our presidential candidates has become increasingly evident. This bill, patterned closely after the Oregon Primary, will allow every voter to express his preference for a presidential candidate and will bind the delegates sent to the respective national conventions for the first two ballots for the presidential nomination at the national conventions.

Sincerely,
DANIEL J. EVANS
Governor.

Office of the Governor, January 29, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

SENATE BILL NO. 275: Providing for subsistence and lodging of legislators and the president of the Senate.

SENATE BILL NO. 276: Appropriating for legislative expense including subsistence.

Sincerely,
JOHN SHERWOOD
Legislative Council.

GUBERNATORIAL APPOINTMENT

Office of the Governor, January 20, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Pharmacy Board, subject to your confirmation:

DONALD E. KUSLER, appointed January 19, 1969, for a term ending January 18, 1973, succeeding himself.

Sincerely,
DANIEL J. EVANS
Governor.

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

APPOINTMENTS BY STATE HIGHWAY COMMISSION

Department of Highways, January 27, 1969.

THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

In accordance with the provisions of RCW 41.06.060, the Washington State Highway Commission respectfully submits for confirmation of the Washington State Senate the following appointments to the Highway Personnel Board:

(1) Mr. M. E. McLaren, 2800 First Avenue, Seattle, Washington: Reappointed on December 16, 1968, to a six-year term beginning January 2, 1969. Originally appointed September 19, 1967, to fill a vacancy.

(2) Mr. E. Robert Fristoe, Professional Arts Building, Olympia, Washington: Appointed March 19, 1968, to fill a vacancy in a six-year term that began on January 2, 1965.

(3) Mr. C. Lee Coulter, Vashon, Washington: Appointed January 22, 1969, to fill a vacancy in a six-year term that began on January 2, 1967.

Biographical information on the above appointees is attached.

Very truly yours,
GEORGE D. ZAHN
Chairman.

Referred to Committee on Highways.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 293, by Senators Talley, Stender and Lewis (Harry):

An Act relating to public health and safety; requiring ambulances and their operators and attendants to meet certain first aid requirements; and amending section 1, chapter 65, Laws of 1945 and RCW 70.54.060.

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

SENATE BILL NO. 294, by Senators Holman, Washington and Foley:

An Act relating to education; providing for leaves of absence for personnel of community colleges; adding a new section to chapter 8, Laws of 1967 ex. sess., and to chapter 28.85 RCW, unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added to chapter 28B.50 thereof; and repealing section 55, chapter 8, Laws of 1967 ex. sess., and RCW 28.85.550 and section 28B.50.550, chapter --, Laws of 1969 (HB 58) and RCW 28B.50.550 if the 1969 education code becomes effective.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 295, by Senators Washington, Henry and Huntley (by departmental request):

An Act relating to speed limits; and amending section 3, chapter 16, Laws of 1963 as amended by section 55, chapter 155, Laws of 1965 ex. sess., and RCW 46.61.410.

Referred to Committee on Highways.

SENATE BILL NO. 296, by Senators Washington, Henry and Lewis (Brian) (by departmental request):

An Act relating to highways; and amending section 20, chapter 83, Laws of 1967, ex. sess., and RCW 47.26.140.

Referred to Committee on Highways.

SENATE BILL NO. 297, by Senators Uhlman, Walgren and Greive:

An Act relating to justice court judges; providing a mandatory age for retirement; and adding a new section to Title 3 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 298, by Senators Uhlman, Durkan and Woodall:

An Act relating to salaries of full time justices of the peace; amending section 100, chapter 299, Laws of 1961, as amended by section 1, chapter 147, Laws of 1965, and RCW 3.58.010; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 299, by Senators Walgren and Twigg (by departmental request):

An Act relating to cities and towns; amending section 35.33.020, chapter 7, Laws of 1965 and RCW 35.33.020; adding new sections to chapter 7, Laws of 1965 and to chapter 35.33 RCW; Repealing section 35.33.030, chapter 7, Laws of 1965 and RCW 35.33.030; repealing section 35.33.040, chapter 7, Laws of 1965 and RCW 35.33.040; repealing section 35.33.050, chapter 7, Laws of 1965 and RCW 35.33.050; repealing section 35.33.060, chapter 7, Laws of 1965 and RCW 35.33.060; repealing section 35.33.070, chapter 7, Laws of 1965 and RCW 35.33.070; repealing section 35.33.080, chapter 7, Laws of 1965 and RCW 35.33.080; repealing section 35.33.090, chapter 7, Laws of 1965 and RCW 35.33.090; repealing section 35.33.100, chapter 7, Laws of 1965 and RCW 35.33.100; repealing section 35.33.105, chapter 7, Laws of 1965 and RCW 35.33.105; repealing section 35.33.110, chapter 7, Laws of 1965 and RCW 35.33.110; repealing section 35.33.120, chapter 7, Laws of 1965 and RCW 35.33.120; repealing section 35.33.130, chapter 7, Laws of 1965 and RCW 35.33.130; repealing section 35.33.140, chapter 7, Laws of 1965 and RCW 35.33.140; repealing section 35.33.150, chapter 7, Laws of 1965, as amended by section 1, chapter 14, Laws of 1965 extraordinary session, and RCW 35.33.150; repealing section 35.33.160, chapter 7, Laws of 1965 and RCW 35.33.160; repealing section 35.27.420, chapter 7, Laws of 1965 and RCW 35.27.420; repealing section 35.27.430, chapter 7, Laws of 1965 and RCW 35.27.430; repealing section 35.27.440, chapter 7, Laws of 1965 and RCW 35.27.440; repealing section 35.27.450, chapter 7, Laws of 1965 and RCW 35.27.450; repealing section 35.27.460, chapter 7, Laws of 1965 and RCW 35.27.460; repealing section 35.27.470, chapter 7, Laws of 1965 and RCW 35.27.470; repealing section 35.27.480, chapter 7, Laws of 1965 and RCW 35.27.480; and repealing section 35.33.010, chapter 7, Laws of 1965 and RCW 35.33.010.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 300, by Senators Washington and Lewis (Brian) (by departmental request):

An Act relating to highways; and amending section 47.60.140, chapter 13, Laws of 1961, as amended by section 58, chapter 170, Laws of 1965 ex. sess., and RCW 47.60.140.

Referred to Committee on Highways.

SENATE BILL NO. 301, by Senators Walgren, Elicker and Washington (by departmental request):

An Act relating to law enforcement on state ferries and terminals; and adding a new section to chapter 13, Laws of 1961 and to chapter 47.60 RCW.

Referred to Committee on Highways.

SENATE BILL NO. 302, by Senators Walgren, Atwood and Dore:

An Act relating to civil procedure; providing for allowances of attorneys' fees as costs in certain actions; and adding new sections to chapter 4.84 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 303, by Senators Andersen and Walgren:

An Act relating to cities and towns; and amending section 35.84.010, chapter 7, Laws of 1965 and RCW 35.84.010.

Referred to the Committee on Commerce and Regulatory Agencies.

Senator Keefe moved that the Senate Committee on Commerce and Regulatory Agencies be relieved of further consideration of Senate Bill No. 303.

Debate ensued.

Senator Andersen: "Mr. President, I demand a roll call vote on this measure."

REPLY BY THE PRESIDENT

President Cherberg: "The President believes that discussion is not concluded as yet, Senator, the President will recognize your request at the proper time."

Further debate ensued.

Senator Andersen demanded a roll call and the demand was sustained by Senators Woodall, Atwood, Marquardt, Elicker, Henry, Bailey, Sandison, Dore and Durkan.

Senator Gissberg moved that the motion by Senator Keefe to relieve the Senate Committee on Commerce and Regulatory Agencies be tabled.

Senator Dore demanded a roll call on Senator Gissberg's motion and the demand was sustained by Senators Durkan, Gissberg, Connor, Washington, Henry, Guess, Atwood, Woodall, Andersen, Elicker.

POINT OF PARLIAMENTARY INQUIRY

Senator Andersen: "Point of parliamentary inquiry, what effect would the adoption of this motion have on the bill itself?"

REPLY BY THE PRESIDENT

The President: "The bill would remain in the Senate Committee on Commerce and Regulatory Agencies."

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg to table the motion by Senator Keefe, and the motion was lost by the following vote: Yeas, 23; nays, 26.

Voting yea: Senators Bailey, Connor, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Odegaard, Ridder, Sandison, Stortini, Talley, Uhlman, Washington, Wilson—23.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Day, Elicker, Guess, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Walgren, Williams, Woodall—26.

ROLL CALL

The Secretary called the roll on the motion by Senator Keefe to relieve the Committee on Commerce and Regulatory Agencies of further consideration of Senate Bill No. 303 and the motion carried by the following vote: Yeas, 28; nays, 21.

Voting yea: Senators Andersen, Atwood, Canfield, Cooney, Day, Donohue, Elicker, Guess, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Walgren, Williams, Woodall—28.

Voting nay: Senators Bailey, Connor, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Knoblauch, McCormack, McCutcheon, McDougall, Odegaard, Ridder, Sandison, Stortini, Talley, Uhlman, Washington, Wilson—21.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich gave notice that at the proper time tomorrow he would move to reconsider the vote by which the Committee on Commerce and Regulatory Agencies was relieved of further consideration of Senate Bill No. 303.

PARLIAMENTARY INQUIRY

Senator Woodall: "Was it not the ruling last session that reconsideration of a motion of this sort as distinguished from a final passage of a measure must be considered on the same working day?"

Senator Gissberg: "Mr. President: I have a more recent precedent to say to you and that is what has happened this session rather than last session.

"Senator McCutcheon on a similar matter on exactly the same type of motion having given notice of reconsideration did in fact make that motion the following day and the precedent is here before us during this session of the legislature and not at any other previous session."

Senator Woodall: "In response to that of course, no one raised the question, so there wasn't any ruling so when there is no question raised and no ruling made by the Chair, why of course you haven't established any precedent. That of course is very well known to the very able Senator Gissberg that until you raise a point you establish no precedent and I am asking now what the ruling of the Chair will be on this particular point."

Debate ensued.

MOTION

It was moved by Senator Mardesich that the Senate recess until 1:30 p.m.

PARLIAMENTARY INQUIRY

Senator Andersen: "My point of parliamentary inquiry is connected with Senator Woodall's and the language of the motion previously made by Senator Mardesich. Senator Mardesich's motion is, as I recall, that he moves at the proper time that this vote be reconsidered and my point of parliamentary inquiry is, isn't this the proper time now and doesn't this come now? This other motion would therefore be out of order, it seems to me, if this other matter is before us."

REPLY BY THE PRESIDENT

President Cherberg: "The President, in answering your inquiry, states that a motion to recess is in order."

POINT OF ORDER

Senator Andersen: "My point of order is that Senator Mardesich's motion to recess is out of order pursuant to Senate Rule 31 which reads that the motion to reconsider shall have precedence over every other motion except the motion to adjourn.

"We do not have a motion to adjourn before us. We have a motion to reconsider before us. My point of order is this motion to recess not out of order?"

RULING BY THE PRESIDENT

The President: "The President's ruling upon the point is to indicate to the members that there is no motion to reconsider before the body at this time. Notice of reconsideration has been received.

Further debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:35 p.m.

RULING BY THE PRESIDENT

The President: "In reply to the point of parliamentary inquiry presented by Senator Woodall, the President states that if Senator Mardesich wishes to move to reconsider the vote by which the Committee on Commerce and Regulatory Agencies was relieved of Senate Bill No. 303, the rules require that it be done at this time.

MOTION

Senator Woodall moved that Senate Bill No. 303 be referred to the Committee on Cities, Towns and Counties.

MOTION FOR RECONSIDERATION

Senator Mardesich moved that the Senate do now reconsider the vote by which the Committee on Commerce and Regulatory Agencies was relieved of further consideration of Senate Bill No. 303.

POINT OF ORDER

Senator Woodall: "There has been an intervening motion."

Senator Gissberg: "A motion to reconsider the action of the Senate is clearly, on the same order of business at least, superior to a motion in priority such as that which has been put by Senator Woodall."

Senator Woodall: "There was no motion pending at the time I made mine. I submit it is of equal rank, mine being placed first, it is entitled to be put first."

RULING BY THE PRESIDENT

The President: "The President in ruling upon the point of order as presented by Senator Woodall, the President rules that notice of reconsideration has been given by Senator Mardesich and inasmuch as his is a motion of higher rank, the President believes that the body should consider the motion as presented by Senator Mardesich."

Senator Woodall: "Further to the point, he gave notice of an intention but had made no motion. There was nothing before the body at the time I made my motion."

REPLY BY THE PRESIDENT

The President: "That is true, Senator Woodall, but the President did receive notice and the President believes that in fairness that Senator Mardesich should be given the opportunity to make a motion if he so desires."

Further debate ensued.

Senators Keefe, Greive and Woodall demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present.

MOTION

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

The question before the Senate is the motion by Senator Mardesich for the Senate to reconsider the vote by which the Committee on Commerce and Regulatory Agencies was relieved of further consideration of Senate Bill No. 303.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Foley, Durkan, Uhlman, McCutcheon, Stortini, Henry, Faulk, Marquardt, Andersen and Newschwander.

MOTION FOR RECONSIDERATION

The motion by Senator Mardesich to reconsider the vote by which the Committee on Commerce and Regulatory Agencies was relieved of further consideration of Senate Bill No. 303 carried by the following vote: Yeas, 25; nays, 24.

Voting yea: Senators Bailey, Connor, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Washington, Wilson—25.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Elicker, Faulk, Guess, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Stender, Twigg, Walgren, Williams, Woodall—24.

Senators Gissberg, Talley and Mardesich demanded the previous question.

MOTIONS

It was moved by Senator Mardesich that the Senate dispense with the Call of the Senate.

It was moved by Senator Mardesich that the Senate recess until 1:45 p.m.

The motions were lost.

PARLIAMENTARY INQUIRY

Senator Gissberg: "Point of parliamentary inquiry. Will the President please state the motion that is now pending before the Senate?"

REPLY BY THE PRESIDENT

The President: "The question before the Senate is a motion by Senator Keefe to relieve the Committee on Commerce and Regulatory Agencies of further consideration of Senate Bill No. 303. A vote 'aye' will relieve the committee of consideration of the measure. A vote 'no' will leave the measure in the Committee on Commerce and Regulatory Agencies.

RECONSIDERATION

The Secretary called the roll and the Committee on Commerce and Regulatory Agencies was relieved of further consideration of Senate Bill No. 303 by the following vote: Yeas, 25; nays, 24.

Voting yea: Senators Andersen, Atwood, Canfield, Cooney, Day, Elicker, Guess, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Stender, Twigg, Walgren, Williams, Woodall—25.

Voting nay: Senators Bailey, Connor, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Odegaard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Washington, Wilson—24.

MOTION

It was moved by Senator Woodall that Senate Bill No. 303 be referred to the Committee on Cities, Towns and Counties.

Senators Woodall, Atwood and Greive demanded the previous question, and the demand was sustained.

PARLIAMENTARY INQUIRY

Senator Durkan: "Point of parliamentary inquiry, Mr. President: If the 'no' vote should prevail, would the bill go to the Committee on Rules and Joint Rules?"

REPLY BY THE PRESIDENT

The President: "If Senator Woodall's motion fails, the bill will be before the Senate for whatever disposition they desire.

Senator Mardesich demanded a roll call, and the demand was sustained by Senators Gissberg, Keefe, Ridder, Bailey, Talley, Sandison, Connor and McCormack.

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall to refer Senate Bill No. 303 to the Committee on Cities, Towns and Counties was carried by the following vote: Yeas, 25; nays, 24.

Voting yea: Senators Andersen, Atwood, Canfield, Cooney, Elicker, Faulk, Guess, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Walgren, Williams, Woodall—25.

Voting nay: Senators Bailey, Connor, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Washington, Wilson—24.

SENATE BILL NO. 304, by Senators Woodall, Keefe, Day and Guess:

An Act relating to public utility districts; providing for dissolution and reorganization of certain public utility districts; adding a new section to chapter 54.08 RCW; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

The rules were suspended to permit the name of Senator Guess as an additional sponsor to Senate Bill No. 304.

SENATE BILL NO. 305, by Senators Henry, Huntley and Knoblauch (by departmental request):

An Act relating to motor vehicles; and amending section 4, chapter 232, Laws of 1967 and RCW 46.37.530.

Referred to Committee on Highways.

SENATE BILL NO. 306, by Senators Durkan, Stender, Mardesich, Knoblauch, Dore and McCormack:

An Act relating to labor relations in health care activities.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 307, by Senators Lewis (Harry), Uhlman and Elicker (by departmental request):

An Act relating to public documents, records and publications; and amending section 7, chapter 246, Laws of 1957 and RCW 40.14.070.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 308, by Senators Uhlman, Odegaard, Ridder, Holman, Marquardt, McCormack, Faulk, Huntley and Walgren (by departmental and Joint Committee on Education request):

An Act relating to education; amending section 3, chapter 154, Laws of 1965 ex. sess. and RCW 28.41.140; amending section 4, chapter 312, Laws of 1909 and RCW 28.48.040; amending section 9, chapter 21, Laws of 1917 and RCW 28.58.230; amending section 2, chapter 47, Laws of 1963 and RCW 28.58.240; adding new sections to chapter 28.58 RCW; amending sections 28A.41.140, 28A.48.040, 28A.58.230 and 28A.58.240, chapter —, Laws of 1969 (HB 58) and RCW 28A.41.140, 28A.48.040, 28A.58.230 and 28A.58.240; adding new sections to chapter 28A.58 RCW; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 309, by Senators Foley, Gissberg and Peterson (Lowell):

An Act relating to game and game fish; amending section 77.32.150, chapter 36, Laws of 1955, as amended by section 9, chapter 176, Laws of 1957, and RCW 77.32.150; and amending section 77.32.160, chapter 36, Laws of 1955, as amended by section 10, chapter 176, Laws of 1957, and RCW 77.32.160.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 310, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

An Act relating to eminent domain; amending section 4, chapter 125, Laws of 1965 ex. sess. as amended by section 2, chapter 137, Laws of 1967 ex. sess. and RCW 8.25.040; amending section 5, chapter 125, Laws of 1965 ex. sess. and RCW 8.25.050; amending section 6, chapter 125, Laws of 1965 ex. sess. and RCW 8.25.060; amending section 3, chapter 137, Laws of 1967 ex. sess. and RCW 8.25.070; amending section 4, chapter 137, Laws of 1967 ex. sess. and RCW 8.25.900; and adding new sections to chapter 125, Laws of 1965 ex. sess. and to chapter 8.25 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 311, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

An Act relating to highways; amending section 1, chapter 281, Laws of 1961 and RCW 47.12.180; adding new sections to chapter 47.12 RCW; repealing section 2, chapter 281,

Laws of 1961 and RCW 47.12.190; repealing section 3, chapter 281, Laws of 1961 and RCW 47.12.200; repealing section 4, chapter 281, Laws of 1961 and RCW 47.12.210; repealing section 5, chapter 281, Laws of 1961 and RCW 47.12.220; repealing section 6, chapter 281, Laws of 1961 and RCW 47.12.230; repealing section 7, chapter 281, Laws of 1961 and RCW 47.12.240; and making an appropriation.

Referred to Committee on Highways.

SENATE BILL NO. 312, by Senators Donohue, McDougall and Huntley (by departmental request):

An Act relating to Irish seed potatoes; repealing section 15.50.010, chapter 11, Laws of 1961 and RCW 15.50.010; repealing section 15.50.020, chapter 11, Laws of 1961, as amended by section 1, chapter 179, Laws of 1967, and RCW 15.50.020; repealing section 15.50.030, chapter 11, Laws of 1961 and RCW 15.50.030; repealing section 15.50.040, chapter 11, Laws of 1961 and RCW 15.50.040; repealing section 15.50.050, chapter 11, Laws of 1961 and RCW 15.50.050; repealing section 15.50.060, chapter 11, Laws of 1961 and RCW 15.50.060; repealing section 15.50.070, chapter 11, Laws of 1961 and RCW 15.50.070; and repealing section 15.50.080, chapter 11, Laws of 1961 and RCW 15.50.080.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 313, by Senators McDougall, Donohue and Huntley (by departmental request):

An Act relating to livestock diseases; and establishing a diagnostic center.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 314, by Senators Holman, Ridder, and Elicker (by executive request):

An Act relating to local government; permitting certain indebtedness for taxing districts, political subdivisions or municipal corporations; amending section 1, page 324, Laws of 1909, as last amended by section 1, chapter 163, Laws of 1953, and RCW 28.51.010; amending section 28A.51.010, chapter ---, Laws of 1969 (HB ---) and RCW 28A.51.010; amending section 1, chapter 143, Laws of 1917, as last amended by section 4, chapter 107, Laws of 1967, and RCW 39.36.020; providing sections to effect the correlative and *pari materia* construction of this act with the provisions of Title 28 RCW, or of Title 28A if such title is enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 315, by Senators McCormack, Washington, Woodall, Henry and Matson:

An Act relating to highways; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

SENATE JOINT MEMORIAL NO. 4, by Senators McCormack, Woodall, Foley, Peterson (Lowell), Henry, Bailey, Sandison, Donohue, Washington and Canfield:

Memorializing Oregon to declare steelhead a game fish.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE JOINT RESOLUTION NO. 20, by Senators Ridder, Dore, Holman and McDougall (by Joint Committee on Education request):

Providing for annual session of unlimited duration.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTIONS

There being no objections, the rules were suspended to permit additional sponsors to Senate Bills Nos. 306, 308, 310, 311, 315, Senate Joint Memorial No. 4 and Senate Joint Resolution No. 20.

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

At 1:07 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, January 31, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

NINETEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, January 31, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Newschwander. On motion of Senator Andersen, Senator Newschwander was excused.

The Color Guard, consisting of Pages Craig O'Brien, Color Bearer and Benaya Schafer, presented the Colors. Reverend David Wood, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray: God our Father have mercy upon us. Unite us in the common cause of social justice, in worship which is dynamically related to life and in the upholding of moral law.

"Grant us tension, Lord, in the midst of false peace and grant us that peace which surpasses all understanding in the midst of the struggle in which we are engaged on earth for the dignity of man. Amen."

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

REPORTS OF STANDING COMMITTEES

January 21, 1969.

SENATE BILL NO. 34, providing that Washington history as a required subject may be included in a course in United States history (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Talley, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

January 28, 1969.

SENATE BILL NO. 35, eliminating certain special motor vehicle licensing plates (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 28, 1969.

SENATE BILL NO. 105, amending fuel and motor vehicle taxes (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Elicker, Faulk, Huntley, McDougall, Peterson (Lowell), Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE BILL NO. 107, authorizing sound and video recordings in certain police activities (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 112, disqualifying inferior court judges in certain instances (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 121, updating the interest rate on civil judgments (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 123, providing for payment of attorneys fees to a defendant attributable to the plaintiff's bringing action in a wrong county and the defendant's subsequent obtaining of a change of venue to the proper county (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 130, allowing pro tempore police judges for second class cities to reside outside the city (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 29, 1969.

SENATE BILL NO. 228, prescribing procedure for filing of public assistance claims for recovery of funeral expenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 31, 1969.

HOUSE BILL NO. 219, making appropriations for legislative data processing (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Cooney, Day, Donohue, Dore, Faulk, Foley, Guess, Huntley, McCormack, Metcalf, Odegaard, Peterson (Ted), Ridder, Ryder, Stortini, Twigg, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

January 30, 1969.

Mr. President: The Speaker has signed: HOUSE CONCURRENT RESOLUTION NO. 8, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 316, by Senators Stortini, Knoblauch, Stender and Faulk (by departmental request):

An Act relating to highways; and amending section 47.16.020, chapter 13, Laws of 1961 and RCW 47.16.020.

Referred to Committee on Highways.

SENATE BILL NO. 317, by Senator Lewis (Harry):

An Act relating to intercounty rural library districts; and amending section 8, chapter 75, Laws of 1947 and RCW 27.12.160.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 318, by Senator Gissberg:

An Act relating to depositories and deposits of public funds; adding new sections to chapter 8, Laws of 1965 and to chapter 43.85 RCW; adding new sections to chapter 4, Laws of 1963 and to chapter 36.48 RCW; adding new sections to chapter 7, Laws of 1965 and to chapter 35.38 RCW; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 319, by Senator Gissberg:

An Act relating to property taxes; removing authority to assess banks and bank stock; and repealing sections 84.40.270 through 84.40.300, chapter 15, Laws of 1961 and RCW 84.40.270 through 84.40.300.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 320, by Senators Bailey, Knoblauch, Holman and Ridder:

An Act relating to education; raising the maximum dues limit of the Washington state school directors' association; amending section 5, chapter 169, Laws of 1947 as last amended by section 76, chapter 8, Laws of 1967 ex. sess. and RCW 28.58.360; amending section 28A.61.050, chapter —, Laws of 1969 (HB 58) and RCW 28A.61.050; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Title 28A RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 321, by Senators Talley and Bailey:

An Act relating to log patrols; and adding new sections to chapter 76.40 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 322, by Senators Metcalf, Ridder, Stortini, Odegaard, Faulk and Pritchard:

An Act relating to education.

Referred to Committee on Education.

SENATE BILL NO. 323, by Senators Day, Mardesich and Guess (by departmental request):

An Act relating to businesses and professions; amending section 6, chapter 323, Laws of 1959 and RCW 18.08.150; amending section 9, chapter 323, Laws of 1959 and RCW 18.08.180; amending section 10, chapter 323, Laws of 1959 and RCW 18.08.190; amending section 7, chapter 75, Laws of 1923, as last amended by section 9, chapter 223, Laws of 1967, and RCW 18.15.060; amending section 6, chapter 149, Laws of 1955, as amended by section 2, chapter 97, Laws of 1965, and RCW 18.22.120; amending section 5, chapter 5, Laws of 1919, as amended by section 3, chapter 53, Laws of 1959, and RCW 18.25.020; amending section 10, chapter 5, Laws of 1919, as amended by section 5, chapter 53, Laws of 1959, and RCW 18.25.070; amending section 32, chapter 16, Laws of 1923 and RCW 18.29.070; amending section 29, chapter 52, Laws of 1957 and RCW 18.32.110; amending

section 24, chapter 112, Laws of 1935, as amended by section 4, chapter 130, Laws of 1951, and RCW 18.32.180; amending section 1, chapter 83, Laws of 1953 and RCW 18.36.115; amending section 6, chapter 108, Laws of 1937 and RCW 18.39.050; amending section 10, chapter 108, Laws of 1937 and RCW 18.39.120; repealing section 6, chapter 4, Laws of 1919 and reenacting RCW 18.57.050; amending section 7, chapter 239, Laws of 1949, as amended by section 6, chapter 64, Laws of 1961, and RCW 18.74.070; amending section 35, chapter 202, Laws of 1955 and RCW 18.71.040; amending section 36, chapter 202, Laws of 1955 and RCW 18.71.080; amending section 6, chapter 305, Laws of 1955, as amended by section 6, chapter 70, Laws of 1965, and RCW 18.83.060; amending section 9, chapter 305, Laws of 1955, as amended by section 9, chapter 70, Laws of 1965, and RCW 18.83.090; amending section 4, chapter 200, Laws of 1959 and RCW 18.90.040; amending section 3, chapter 201, Laws of 1967 and RCW 18.28.030; amending section 3, chapter 72, Laws of 1967 ex. sess. and RCW 18.82.030; and amending section 43.74.040, chapter 8, Laws of 1965 and RCW 43.74.040.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 324, by Senators Mardesich, Lewis (Harry) and Sandison (by departmental request):

An Act relating to public service companies; amending section 81.80.130, chapter 14, Laws of 1961 and RCW 81.80.130; amending section 81.80.140, chapter 14, Laws of 1961 and RCW 81.80.140; adding new sections to chapter 14, Laws of 1961 and to chapter 81.80 RCW; repealing section 81.80.150, chapter 14, Laws of 1961 and RCW 81.80.150; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 325, by Senators Pritchard, Wilson and Walgren (by Legislative Council request):

An Act relating to escheats; and adding a new section to chapter 11.08 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 326, by Senators Atwood, Durkan, Foley and Andersen (by executive request):

An Act relating to state government; creating an office of program planning and fiscal management within the office of the governor; prescribing its composition, powers, duties and functions; transferring certain powers, duties and functions thereto from the central budget agency and the planning and community affairs agency; abolishing the central budget agency; amending section 43.88.020, chapter 8, Laws of 1965 and RCW 43.88.020; adding new sections to chapter 43.41 RCW; adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW; adding a new section to chapter 8, Laws of 1965 and to chapter 43.88 RCW; repealing sections 43.41.010 and 43.41.020, chapter 8, Laws of 1965 and RCW 43.41.010 and 43.41.020; and declaring an effective date.

Referred to Committee on State Government.

SENATE BILL NO. 327, by Senators McCormack, Canfield, and Pritchard (by executive and Joint Committee on Nuclear Energy request):

An Act relating to nuclear development; adding new sections to chapter 43.31 RCW; and declaring an emergency.

Referred to Committee on State Government.

SENATE BILL NO. 328, by Senator McCormack, Canfield and Pritchard (by executive and Joint Committee on Nuclear Energy request):

An Act relating to the development, regulation, and utilization of sources of ionizing radiation; and amending section 7, chapter 207, Laws of 1961 as amended by section 4, chapter 88, Laws of 1965, and RCW 70.98.070.

Referred to Committee on State Government.

SENATE BILL NO. 329, by Senators Atwood, Foley and Ryder (by executive request):

An Act relating to state government; redesignating the planning and community affairs agency as the department of community affairs and development; prescribing its powers, duties and functions; authorizing the governor to transfer certain programs thereto; redesignating the law against discrimination as the human rights law; creating within the department a division of human rights and outlining in detail its powers, duties and functions with respect to the human rights law; transferring certain powers, duties and functions to the division of human rights from the Washington state board against discrimination; abolishing the Washington state board against discrimination; amending section 1, chapter 74, Laws of 1967 and RCW 43.63A.010; amending section 2, chapter 74, Laws of 1967 and RCW 43.63A.020; amending section 3, chapter 74, Laws of 1967 and RCW 43.63A.030; amending section 4, chapter 74, Laws of 1967 and RCW 43.63A.040; amending section 6, chapter 74, Laws of 1967 and RCW 43.63A.060; amending section 8, chapter 74, Laws of 1967 and RCW 43.63A.080; amending section 10, chapter 74, Laws of 1967 and RCW 43.63A.100; amending section 11, chapter 74, Laws of 1967 and RCW 43.63A.110; amending section 12, chapter 74, Laws of 1967 and RCW 43.63A.120; amending section 13, chapter 74, Laws of 1967 and RCW 43.63A.130; amending section 1, chapter 183, Laws of 1949, as amended by section 1, chapter 37, Laws of 1957 and RCW 49.60.010; amending section 12, chapter 183, Laws of 1949, as amended by section 2, chapter 37, Laws of 1957 and RCW 49.60.020; amending section 3, chapter 183, Laws of 1949, as last amended by section 1, chapter 103, Laws of 1961 and RCW 49.60.040; amending section 7, chapter 270, Laws of 1955 and RCW 49.60.100; amending section 5, chapter 183, Laws of 1949 and RCW 49.60.110; amending section 8, chapter 270, Laws of 1955 as amended by section 7, chapter 37, Laws of 1957 and RCW 49.60.120; amending section 9, chapter 270, Laws of 1955 and RCW 49.60.130; amending section 10, chapter 270, Laws of 1955 and RCW 49.60.140; amending section 11, chapter 270, Laws of 1955 and RCW 49.60.150; amending section 12, chapter 270, Laws of 1955 and RCW 49.60.160; amending section 13, chapter 270, Laws of 1955 and RCW 49.60.170; amending section 1, chapter 68, Laws of 1959 and RCW 49.60.175; amending section 9, chapter 37, Laws of 1957, as amended by section 1, chapter 100, Laws of 1961 and RCW 49.60.180; amending section 10, chapter 37, Laws of 1957, as amended by section 2, chapter 100, Laws of 1961 and RCW 49.60.190; amending section 11, chapter 37, Laws of 1957, as amended by section 3, chapter 100, Laws of 1961 and RCW 49.60.200; amending section 15, chapter 270, Laws of 1955, as amended by section 16, chapter 37, Laws of 1957 and RCW 49.60.230; amending section 16, chapter 270, Laws of 1955, as amended by section 17, chapter 37, Laws of 1957 and RCW 49.60.240; amending section 17, chapter 270, Laws of 1955, as amended by section 18, chapter 37, Laws of 1957 and RCW 49.60.250; amending section 19, chapter 37, Laws of 1957 and RCW 49.60.255; amending section 21, chapter 37, Laws of 1957 and RCW 49.60.260; amending section 22, chapter 37, Laws of 1957 and RCW 49.60.270; amending section 24, chapter 37, Laws of 1957 and RCW 49.60.290; amending section 10, chapter 183, Laws of 1949, as last amended by section 4, chapter 100, Laws of 1961 and RCW 49.60.310; amending section 11, chapter 183, Laws of 1949 and RCW 49.60.320; amending section 43.01.100, chapter 8, Laws of 1965 and RCW 43.01.100; adding new sections to chapter 43.63A RCW; adding new sections to chapter 49.60 RCW; repealing section 5, chapter 74, Laws of 1967 and RCW 43.63A.050; repealing section 7, chapter 74, Laws of 1967 and RCW 43.63A.070; repealing section 9, chapter 74, Laws of 1967 and RCW 43.63A.090; repealing section 2, chapter 14, Laws of 1965 and RCW 43.06.110; repealing section 2, chapter 270, Laws of 1955, section 5, chapter 37, Laws of 1957 and RCW 49.60.050; repealing section 3, chapter 270, Laws of 1955 and RCW 49.60.060; repealing section 4, chapter 270, Laws of 1955 and RCW 49.60.070; repealing section 5, chapter 270, Laws of 1955 and RCW 49.60.080; repealing section 6, chapter 270, Laws of 1955, section 6, chapter 37, Laws of 1957 and RCW 46.60.090; repealing section 25, chapter 37, Laws of 1957 and RCW 49.60.300; providing penalties; and declaring an effective date.

Referred to Committee on State Government.

SENATE BILL NO. 330, by Senators Uhlman, Durkan, Gissberg and Herr:

An Act relating to elections; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.04 RCW; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SIGNED BY THE PRESIDENT

The President signed: HOUSE CONCURRENT RESOLUTION NO. 8.

SECOND READING

SENATE BILL NO. 9, by Senators Uhlman and Elicker (by departmental request):

Correcting code sections relating to motor vehicles.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 9 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 9, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators, Canfield, Henry—2.

Excused: Senator Newschwander—1.

SENATE BILL NO. 9, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Peterson (Ted) moved that Senator Canfield be allowed to vote on Senate Bill No. 9.

Debate ensued.

Senator Peterson (Ted) withdrew the motion.

SENATE BILL NO. 10, by Senators Uhlman and Elicker (by departmental request):

Correcting code sections relating to cities and towns.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 10 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 10, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Guess, McCormack—2.

Excused: Senator Newschwander—1.

SENATE BILL NO. 10, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 13, by Senators Uhlman and Elicker (by departmental request):
Correcting code section relating to municipal corporations.

The bill was read the second time by sections.

On motion of Senator Herr, the rules were suspended, Senate Bill No. 13 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 13, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Guess, Pritchard, Twigg—3.

Excused: Senator Newschwander—1.

SENATE BILL NO. 13, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 14, by Senators Uhlman and Elicker (by departmental request):
Correcting code sections relating to state government.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 14 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 14 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson

(Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Guess—1.

Excused: Senator Newschwander—1.

SENATE BILL NO. 14, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 100, by Senators Greive and Uhlman:

Granting personal immunity to judges.

The bill was read the second time by sections.

It was moved by Senator Andersen that the following amendment be adopted:

On page 1, section 1, line 20 after "moneys" strike the period and insert " ; PROVIDED, That the provisions of this section shall not apply to any cause of action in existence as of the effective date of this act."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

Further debate ensued.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 100 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Senator Greive: "Mr. President: I'm going to ask if Senator Woodall would yield to a question.

"I have explained several of the provisions but there is one provision he wrote in this particular bill and I would like to have him explain it to us."

Senator Woodall: "Mr. President and members of the Senate: Several years ago when the justices of the peace . . . when they had many of these rural ones . . . and they did not have clerical help, a rule was pronounced and in fact a law that when a defendant filed a notice to appeal, you had to personally go and get the transcript from the justice of the peace and carry it up to the court, to the superior court.

"Now, when you appeal from the superior court to the supreme court you don't go get the transcript and carry it over to Olympia. But it is rather ridiculous when you have clerks in the same building and some of them just do it voluntarily, the point is, the burden is on you to get it up there and if you do not, it has been ruled that that is jurisdictional and your case can go out the window, so all this provides is that the justices of the peace should send it on up to the clerk of the superior court instead of the defense attorney having to call every few days and say 'do you have the transcript ready? Can I carry it up today?'

"This merely puts the burden where it ought to be and has him pick it up."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 100, and the bill passed the Senate by the following vote: Yeas, 29; nays, 19; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Wilson, Woodall—29.

Voting nay: Senators Andersen, Atwood, Dore, Durkan, Elicker, Faulk, Gissberg, Guess, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Metcalf, Peterson (Ted), Pritchard, Walgren, Williams—19.

Excused: Senator Newschwander—1.

SENATE BILL NO. 100, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Andersen: "Mr. President: I ask permission to file an explanation of vote in the record and for anyone that voted against this bill to join me in that explanation."

Senator Gissberg: "Solely for the record I think it should be that the Senator has the privilege of filing a protest but we have either a rule or constitutional provision that no Senator shall be allowed to explain his vote as such and a protest is perfectly proper but not an explanation of the vote."

Senator Andersen: "Mr. President: The only privilege I would ask would be the same privilege extended to other Senators in the past as expressed by the journal and I would presume that this would be duly noted."

PROTEST

We, the undersigned, protest the passage of Senate Bill No. 100 by the Senate on January 31, 1969; herewith explain why we voted against this bill; and ask that this protest be filed in the Senate Journal.

We voted against this bill because of the failure to carry Senator Andersen's amendment. This amendment would have removed the provisions of the bill extending retroactive immunity to District Justice Court Justices for embezzlement and other illegal acts of their employees.

This bill, without the mentioned amendment, releases not only the judges, but the bonding companies of the judges on the judges' bonds. These bonding companies have been paid premiums out of public funds to cover just such losses.

While there is much in this bill that is good and desirable legislation, we felt obliged to vote against it for the reasons stated.

Signed by: Senators Andersen, Mardesich, Walgren, Durkan, Elicker, Marquardt, Atwood, Peterson (Ted), Faulk, Huntley, Matson, McDougall, Lewis (Brian), Williams, Guess.

SENATE BILL NO. 42, by Senators Uhlman, Huntley, Talley and Guess:

Supplying vital statistics on marriage license applications.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 42 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 42, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Newschwander—1.

SENATE BILL NO. 42, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 88, by Senators Lewis (Brian), Dore and Williams (by Legislative Council request):

Providing for intergovernmental cooperation.

The bill was read the second time by sections.

On motion of Senator Lewis (Brian), the rules were suspended, Senate Bill No. 88 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 88, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Newschwander—1.

SENATE BILL NO. 88, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 18, by Senators Uhlman and Herr:

Providing penalties for the manufacture, use, possession or disposal of fire bombs.

REPORT OF STANDING COMMITTEE

January 24, 1969.

SENATE BILL NO. 18, providing penalties for the manufacture, use, possession or disposal of fire bombs (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

On page 1, beginning on line 18, strike all of Sec. 4 and 5 and renumber the remaining section consecutively.

On page 2, section 6, line 10, after "this" and before the period strike "act" and insert "section"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Atwood, the following amendments were adopted:

On page 2, section 6, line 2, strike "Sections (3), (4) and (5)" and insert "Section 3"

On line 8, after "purpose." strike "Sections (3), (4) and (5)" and insert "Section 3"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 18 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 18, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Newschwander—1.

ENGROSSED SENATE BILL NO. 18, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Washington moved that the Senate return to the first order of business for the purpose of making a motion.

PARLIAMENTARY INQUIRY

Senator Greive: "Mr. President: I would like to inquire through you to Senator Washington what is the nature of the motion."

Senator Washington: "The motion will be to discharge the Committee on Highways of a bill so it can go to the Judiciary Committee."

Senator Greive: "I have no objection."

There being no objections, the Senate returned to the first order of business for the purpose of a motion.

MOTIONS

It was moved by Senator Washington that Senate Bill No. 104 which relates to the occupational driver's license be discharged from the Senate Committee on Highways and be referred to the Senate Judiciary Committee.

There being no objection, it was so ordered.

At 12:20 p.m. on motion of Senator Greive, the Senate adjourned until noon, Monday, February 3, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TWENTY-SECOND DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, February 3, 1969.

The Senate was called to order at 12:00 o'clock noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Pritchard. There being no objection and with the consent of the Senate, Senator Pritchard was excused.

The Color Guard, consisting of Pages Tony Mardesich, Color Bearer, and Nadine Ostroski presented the colors. Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia offered prayer as follows:

"For this quiet moment before the pressing concerns of this new day and week move in upon us, Great and Eternal God, come into our midst and meet with us, lift us from the confusion and bafflement of these frustrating times into the unburied, unruffled, healing calm of Thy presence. Solemnize us with the responsibility of our task, grant us unusual ability as we make decisions affecting the lives and fortunes of the citizens of this State. Keep us aware of the trust, confidence and expectations of the constituency which elected us to this place of privilege and power and who look eagerly to this hall of the legislature for the wise word and the right action. We pray in Thy Holy Name. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Commandante Ramon Saucedo of Mexico City, Commandante of the world famous police motorcycle drill team of Mexico City and General Llewellyn, former acting general of the Washington State National Guard and appointed a special committee consisting of Senators Henry and Woodall to escort Commandante Saucedo and General Llewellyn to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Commandante Saucedo to address the Senate. Senator Woodall acting as interpreter.

REPORTS OF STANDING COMMITTEES

January 30, 1969.

SENATE BILL NO. 55, voting requirements for county commissioner action, (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Faulk, Guess, McDougall, Mardesich, Ridder, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 87, setting a new qualification for incorporation of a municipal corporation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Faulk, Guess, McDougall, Mardesich, Stortini, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

January 31, 1969.

SENATE BILL NO. 141, relating to the survival of actions and damages (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 161, voting requirements for county commissioner action (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Faulk, Guess, McDougall, Mardesich, Ridder, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 199, authorizing state departments and agencies to lease public lands from each other (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 202, allowing recreational use of leased state lands (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

January 31, 1969.

SENATE BILL NO. 255, prohibiting unauthorized remaining in buildings (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR
 GUBERNATORIAL APPOINTMENTS

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Canal Commission, subject to your confirmation:

Ray E. Davis, appointed July 1, 1967, for a term ending June 30, 1973, succeeding himself.

Sincerely,
 DANIEL J. EVANS
 Governor.

Referred to Committee on State Government.

Office of the Governor, January 13, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Canal Commission, subject to your confirmation:

John A. Earley, appointed July 1, 1967, for a term ending June 30, 1973, succeeding himself.

Sincerely,
 DANIEL J. EVANS
 Governor.

Referred to Committee on State Government.

MOTION

At 12:30 p.m. on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

REPORTS OF STANDING COMMITTEES

February 3, 1969.

SENATE BILL NO. 94, authorizing fire protection for state colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 3, 1969.

SENATE BILL NO. 246, establishing a state higher education personnel board (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

January 31, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 1,

HOUSE BILL NO. 40,

HOUSE BILL NO. 92,

ENGROSSED HOUSE BILL NO. 103,

ENGROSSED HOUSE BILL NO. 127,

HOUSE BILL NO. 169,

and the same are herewith transmitted. SIDNEY R. SNYDER, Asst. Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 331, by Senators Lewis (Harry), Durkan and Day:

An Act adopting a supplemental budget; making transfers and appropriations; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 332, by Senators Stender, Sandison and Marquardt:

An Act relating to public employees' collective bargaining; amending section 10, chapter 108, Laws of 1967 ex. sess., and RCW 41.56.100; and adding new sections to chapter 108, Laws of 1967, and to chapter 41.56 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 333, by Senators Canfield, Donohue, Wilson and McCormack:

An Act relating to glass beverage containers; adding a new chapter to Title 70 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 334, by Senators Canfield and Donohue:

An Act relating to collection of glass bottles or containers along public highways and roads; and prescribing penalties.

Referred to Committee on Highways.

SENATE BILL NO. 335, by Senators Lewis (Harry) and Durkan:

An Act relating to state government; providing for adopting of regulations governing per diem by the budget director, and increasing per diem allowances; and amending section 43.03.050, chapter 8, Laws of 1965 as amended by section 1, chapter 77, Laws of 1965, ex. sess. and RCW 43.03.050.

Referred to Committee on State Government.

SENATE BILL NO. 336, by Senators Keefe and Ridder:

An Act relating to alcoholic beverage control; permitting the employment of certain professional musicians and entertainers in taverns and other licensed liquor establishments; and adding a new section to chapter 62, Laws of 1933 ex. sess. and to Title 66 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 337, by Senators McDougall, Marquardt, and Ridder:

An Act relating to elections; and amending section 29.18.035, chapter 9, Laws of 1965 and RCW 29.18.035.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 338, by Senators McDougall and Day:

An Act regulating and licensing prophylactics for treatment of venereal disease; and amending section 1, chapter 192, Laws of 1939 and RCW 18.81.010.

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

SENATE BILL NO. 339, by Senators Stortini, Talley and Faulk:

An Act relating to drainage districts; and amending section 38, chapter 115, Laws of 1895 as last amended by section 1, chapter 209, Laws of 1959 and RCW 85.06.380.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 340, by Senators Washington, Guess, Twigg and Keefe (by departmental request):

An Act relating to highways.

Referred to Committee on Highways.

SENATE BILL NO. 341, by Senators Walgren, Herr, Holman, Andersen, Knoblauch, Henry, Durkan, Woodall and Twigg (by departmental request):

An Act relating to intoxicating liquor; amending section 69, chapter 62, Laws of 1933 ex. sess., as last amended by section 3, chapter 239, Laws of 1963, and RCW 66.08.050; amending section 5, chapter 67, Laws of 1949, as amended by section 8, chapter 111, Laws of 1959, and RCW 66.20.200; amending section 27, chapter 62, Laws of 1933 ex. sess., as last amended by section 1, chapter 144, Laws of 1947, and RCW 66.24.010; amending section 23F added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937, and RCW 66.24.270; amending section 23S added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.380; amending section 23S-3 added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 5, Laws of 1949, as amended by section 3, chapter 143, Laws of 1965 ex. sess., and RCW 66.24.420; amending section 1, chapter 55, Laws of 1967 and RCW 66.24.490; amending section 27A added to chapter 62, Laws of 1933, ex. sess. by section 3, chapter 217, Laws of 1937, as amended by section 7, chapter 5, Laws of 1949, and RCW 66.28.080; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.24 RCW; adding a new section to chapter 62, Laws of 1933 ex. sess. and to chapter 66.44 RCW; repealing section 23U added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.025; and prescribing penalties.

Referred to Committee on Liquor Control.

MOTION

On motion of Senator Walgren, the rules were suspended to permit additional sponsors to Senate Bill No. 341.

SENATE BILL NO. 342, by Senators Metcalf, Odegaard, Twigg, Andersen, Newschwander, Guess, Knoblauch and Holman (by executive request):

An Act relating to work release prisoners of state correctional institutions; and amending section 8, chapter 17, Laws of 1967 and RCW 72.65.080; and providing an effective date.

Referred to Committee on Public Institutions.

MOTION

On motion of Senator Metcalf, the rules were suspended to permit additional sponsors to Senate Bill No. 342.

SENATE BILL NO. 343, by Senators Andersen, Odegaard, McDougall, Peterson (Ted), Canfield, Newschwander, Elicker, Knoblauch, Holman and Marquardt (by executive request):

An Act relating to mentally or physically deficient persons who are residents of state residential schools; amending section 72.33.160, chapter 28, Laws of 1959 and RCW 72.33.160; and providing an effective date.

Referred to Committee on Public Institutions.

SENATE BILL NO. 344, by Senators Faulk, Odegaard, Marquardt, Peterson (Ted), Andersen, Guess, Connor, Knoblauch, Matson, Twigg, Newschwander, Canfield, Elicker, Herr and Holman (by executive request):

An Act relating to work incentive programs for recipients of aid to families with dependent children; and declaring an emergency.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 345, by Senators Marquardt, Odegaard, Faulk, Peterson (Ted), Connor, Andersen, Twigg, Newschwander, Guess, Elicker, Herr, Knoblauch and Holman (by executive request):

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959, and to Title 74 RCW as a new chapter thereof.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 346, by Senators Marquardt, Odegaard, Andersen, Newschwander, McDougall, Peterson (Ted), Knoblauch, Holman and Lewis (Brian) (by executive request):

An Act relating to prison terms and paroles; providing procedures for the arrest, detention and fair hearings on the revocation of parole of alleged parole violators; adding two new members to the board of prison terms and paroles; amending section 13, chapter 133, Laws of 1955, as amended by section 2, chapter 106, Laws of 1961 and RCW 9.95.120; amending section 11, chapter 134, Laws of 1967 and RCW 72.04A.090; amending section 9, chapter 340, Laws of 1955, as amended by section 1, chapter 32, Laws of 1959 and RCW 9.95.003; and providing an effective date.

Referred to Judiciary Committee.

MOTION

On motion of Senator Ryder, the rules were suspended to permit additional sponsors to Senate Bill No. 346.

SENATE BILL NO. 347, by Senators McDougall, Wilson and Canfield (by departmental request):

An Act relating to public service companies; and adding a new section to chapter 14, Laws of 1961 and to chapter 81.80 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

MOTION

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 333, 340, 343, 344 and 345.

HOUSE BILL NO. 1, by Representatives Bledsoe, O'Brien and Copeland (by Legislative Council request):

An Act relating to elections; amending section 29.13.010, chapter 9, Laws of 1965, as amended by section 2, chapter 123, Laws of 1965, and RCW 29.13.010; adding a new section to chapter 9, Laws of 1965 and to chapter 29.13 RCW; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 40, by Representatives Flanagan, Kalich, Charette, Zimmerman and Thompson (by departmental request):

An Act relating to game and game fish; amending section 77.12.020, chapter 36, Laws of 1955 and RCW 77.12.020; amending section 77.12.030, chapter 36, Laws of 1955 and RCW 77.12.030; and amending section 77.12.040, chapter 36, Laws of 1955 and RCW 77.12.040.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 92, by Representatives Clarke (George W.), Clark (Newman H.) and Francis:

An Act relating to municipal courts; amending section 35.20.100, chapter 7, Laws of 1965 as amended by section 2, chapter 241, Laws of 1967 and RCW 35.20.100; amending sections 35.20.210, 35.20.220, 35.20.230 and 35.20.250, chapter 7, Laws of 1965 and RCW 35.20.210, 35.20.220, 35.20.230 and 35.20.250; adding new sections to chapter 7, Laws of 1965 and to chapter 35.20 RCW; and repealing section 35.20.130, chapter 7, Laws of 1965 as amended by section 3, chapter 241, Laws of 1967 and RCW 35.20.130.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 103, by Representatives Hawley, Veroske and Kink (by departmental request):

An Act relating to the Pacific Marine Fisheries Compact; and amending section 75.40.030, chapter 12, Laws of 1955, as amended by section 1, chapter 7, Laws of 1959 ex. sess., and RCW 75.40.030.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 127, by Representatives Hoggins, Cunningham, Charette, Saling, Brouillet and Conway:

An Act relating to the common schools and the support thereof; authorizing the sale of limited obligation bonds and the use of the proceeds for needed common school plant facilities, modernization of existing common school facilities; providing ways and means to pay said bonds; making appropriations; and declaring an emergency.

Referred to Committee on Education.

HOUSE BILL NO. 169, by Representatives Charette, Copeland, Bottiger, Chatalas, O'Brien and Bledsoe (by departmental request):

An Act relating to state government; providing for the publication of session laws; amending section 2, chapter 136, Laws of 1907 and RCW 44.20.020; amending section 3, chapter 136, Laws of 1907 as last amended by section 1, chapter 21, Laws of 1961, and RCW 44.20.030; amending section 4, chapter 136, Laws of 1907 as last amended by section 2, chapter 31, Laws of 1933 ex. sess., and RCW 44.20.040; amending section 5, chapter 136, Laws of 1907 as last amended by section 18, chapter 157, Laws of 1951, and RCW 44.20.050; amending section 8, page 632, Laws of 1890 and RCW 44.20.060; amending section 6, chapter 136, Laws of 1907 and RCW 44.20.080; amending section 43.78.080, chapter 8, Laws of 1965 and RCW 43.78.080; amending section 4, chapter 150, Laws of 1941 and RCW 40.04.040; repealing section 7, page 632, Laws of 1890 and RCW 44.20.070; making an appropriation; and declaring an emergency.

On motion of Senator Greive, the rules were suspended, House Bill No. 169 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 169 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 169 and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Dore—1.

Excused: Senator Pritchard—1.

SECOND READING

SENATE BILL NO. 257, by Senator Wilson (by departmental request):
Constituting the state parks and recreation commission.

REPORT OF STANDING COMMITTEE

January 29, 1969.

SENATE BILL NO. 257, constituting the state parks and recreation commission (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

On page 2, section 1, line 11, after "shall" and before "if" strike "be appointed" and insert "serve".

Signed by: Senators Wilson, Chairman; Canfield, Durkan, Lewis (Brian), Lewis (Harry), Pritchard.

The bill was read the second time by sections.

On motion of Senator Wilson, the committee amendment was adopted.

On motion of Senator Wilson, the rules were suspended, Engrossed Senate Bill No. 257 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 257, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Pritchard—1.

ENGROSSED SENATE BILL NO. 257, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 7, by Senator Gissberg:

Enabling formation of park and recreation districts in first class counties.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendments were adopted:

On page 1, section 1, line 21 after "in" strike all the matter down to and including "class" on page 1, line 22 and insert "[class AA counties and class A counties and in counties of the second, fourth, eighth or ninth class] *each and every class of county*"

On page 2, section 2, line 3, after "district" strike all the matter down to and including "class" on page 2, line 5 and insert [in class AA counties and class A counties or in counties of the second, fourth, eighth or ninth class]

On page 3, section 3, beginning on line 1, after "district" strike all the matter down to and including "class" on line 3, and insert "[in class AA counties and class A counties and in counties of the second, fourth, eighth or ninth class]"

On page 3, section 4, line 12, after "districts" strike all the matter down to and including "class" on line 14, and insert "[in class AA counties and class A counties and in counties of the second, fourth, eighth or ninth class]"

On page 4, section 5, beginning on line 5 after the word "district" strike all the matter down to and including "class" on line 7 and insert "[in class AA counties or in class A counties or in counties of the second, fourth, eighth or ninth class]"

On page 4, section 6, beginning on line 24 after the word "district" strike all the matter down to and including "class" on line 26 and insert "[in class AA counties or class A counties or in counties of the second, fourth, eighth or ninth class]"

On page 5, section 7, line 4, strike lines 4 and 5 and insert "[class AA counties, for class A counties, and for counties of the second, fourth, eighth or ninth class.] *Counties.*"

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 7 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 7, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-48.

Excused: Senator Pritchard-1.

ENGROSSED SENATE BILL NO. 7, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 91, by Senators Atwood and Uhlman:

Foreclosing statutory liens.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 91 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 91, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Absent or not voting: Senator Dore-1.

Excused: Senator Pritchard-1.

SENATE BILL NO. 91, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 219, by Representatives Copeland and O'Brien:

Making appropriations for legislative data processing.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, House Bill No. 219 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Durkan yield? Senator Durkan, I assume that by retrieval systems you simply mean the equipment being used by the docket clerk."

Senator Durkan: "It permits the conduit from the legislative budget committee to tie in below and it permits the information which you see at the docket desk to be in the Governor's office as well and it is just a sixty-day appropriation."

Senator Atwood: "The item in the budget is for the budget retrieval system which is a separate item. It is a separate system for the budget supporting data. The Governor does not have that. The Central Budget Agency turned over those systems to us."

Senator Durkan: "In answer to Senator Gissberg's question, what the Governor will get, is the same as is being used by the docket clerk, not what the budget committee has."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 219, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Pritchard—1.

HOUSE BILL NO. 219, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 123, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

Providing for payment of attorneys' fees to a defendant attributable to the plaintiff's bringing action in a wrong county and the defendant's subsequent obtaining of a change of venue to the proper county.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 123 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 123, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 0; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Pritchard--1.

SENATE BILL NO. 123, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

With the approval of the Senate, Senator McCutcheon was excused.

SENATE BILL NO. 149, by Senators Day, Mardesich and Woodall:

Providing certain insurance contract benefits include services performed by licensed chiropractors.

REPORT OF STANDING COMMITTEE

January 29, 1969.

SENATE BILL NO. 149, providing certain insurance contract benefits include services performed by licensed chiropractors (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

On page 1, section 1, line 13, after "RCW" and before the period insert "PROVIDED, HOWEVER, That no provision of Chapter 18.71 RCW shall be asserted to deny benefits under this section"

On page 1, section 2, line 23, after "RCW" and before the period insert "PROVIDED, HOWEVER, That no provision of Chapter 18.71 RCW shall be asserted to deny benefits under this section"

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Odegaard, Peterson (Lowell), Woodall.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendments were adopted.

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 149 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Ryder: "Would Senator Day yield? Senator Day, you mentioned that this would include medical contracts. Is this correct?"

Senator Day: "On private contracts they would include chiropractors. Similar legislation was enacted in 1961 for optometrists and in 1963 for podiatry."

Senator Ryder: "You said existing contracts also, is this correct?"

Senator Day: "Upon renewal of the contracts then they would have to be included."

Senator Ryder: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 149, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall-44.

Voting nay: Senators Newschwander, Williams-2.

Absent or not voting: Senator Ridder-1.

Excused: Senators McCutcheon, Pritchard-2.

ENGROSSED SENATE BILL NO. 149, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley:

Eliminating certain special motor vehicle license plates.

On motion of Senator Washington, Senate Bill No. 35 was ordered to retain its place on the second reading calendar for tomorrow.

SENATE BILL NO. 107, by Senators Uhlman, Andersen and Dore:

Authorizing sound and video recordings in certain police activities.

REPORT OF STANDING COMMITTEE

January 29, 1969.

SENATE BILL NO. 107, authorizing sound and video recordings in certain police activities (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

On page 1, line 9, after "police" and before "officers" insert "and fire"

On page 1, line 10, after "police" and before "stations" insert "and fire"

On page 1, line 26, after "recording" strike the comma and insert a period.

On page 1, line 27, before "recordings" strike "(d) the" and insert "(3) The"

On page 1, line 27, after "police" and before "or" insert "and fire"

On page 1, line 27, after "police" and before "activities" on page 2, line 1, strike "or court"

In line 3 of the title after "police" and before "officers" insert "and fire"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

PARLIAMENTARY INQUIRY

Senator Uhlman: "Mr. President: I have a parliamentary inquiry."

The President: "Senator Uhlman will state his parliamentary inquiry, please."

Senator Uhlman: "I have an amendment, an individual amendment on the desk which would amend line 27 which is also being amended by the committee amendment. In what order should these be taken?"

REPLY BY THE PRESIDENT

The President: "Does your amendment affect the committee amendment, Senator Uhlman?"

Senator Uhlman: "My amendment would not directly, it would simply add two more words and would change the designation from a subsection to a section."

The President: "The President believes it would be proper to act on the committee amendment as read and then act upon your amendment at a later time."

Senator Uhlman: "Thank you, Mr. President."

On motion of Senator Uhlman, the committee amendment was adopted.

POINTS OF INQUIRY

Senator Andersen: "Would Senator Uhlman yield to a question? Senator Uhlman, there is a little confusion in my mind in connection with the latter part of the committee amendment and I wanted to ask you a question concerning it before this bill moves to the third reading calendar."

"What is now section 3 reads, the way it was originally, 'the recordings shall only be used for valid police or court activities and shall not be released to news or communications media'. The words 'or court' were deleted as I understood in the committee amendment."

"Now my question is this, is the effect of that particular amendment that if a person makes a confession which is recorded, that this cannot be introduced in evidence if it becomes germane?"

Senator Uhlman: "Senator, you will note that the purpose of the exemption is up in line 10 which says 'recording incoming telephone calls to police and fire stations for the purpose and only for the purpose of verifying the accuracy, etc.'"

Senator Andersen: "I am worried about section 2 basically. I am talking about where you can take a recording of a confession."

Senator Uhlman: "This was discussed in committee. Senator Woodall made the motion and the majority of the committee agreed that the principal purpose of the original act that we passed last session was to greatly delineate and prohibit all recordings that were made and this would include video recordings, without the consent of the individual. This was originally designed to permit a very limited extension of the recordings and they would be utilized principally for police purposes and not for obtaining information and not for obtaining tapes or video tapes of confessions for court purposes."

Senator Andersen: "Senator Uhlman, I don't believe this answers the thing that I am talking about and I would like to make it more clear if I could."

"Section 2 provides for recordings, sound and video recordings of confessions as it is in the original bill. I wasn't talking about section 1, whatever the intention is with reference to section 1 but obviously it relates to incoming telephone conversations and the purpose, etc. But what I am talking about is section 2 which authorizes taping of confessions or video recordings of confessions after the constitutional statements have been made, I am wondering if this new section, the way we have changed it, subsection 2(d) which would become subsection 3, if that section, if the effect of that, is to make these confessions inadmissible in court. I can't conceive of the purpose of the law insofar as the second section is concerned if we don't permit the matter to be admissible in court."

"That is the reason for my asking with relation to the second paragraph in the bill."

Senator Uhlman: "There was a vigorous and spirited discussion in the Judiciary Committee concerning this precise issue and I suspect the best thing for me to do would be to turn this question over to the most vigorous and spirited proponent of this. Frankly, I have no feeling at all either way. You do raise the precise point that we did discuss in committee and I'll now defer, with your permission, with the Senate's permission, to Senator Woodall who felt most strongly about this precise issue."

Senator Woodall: "Mr. President and members of the Senate: It was our thought that as long as the recording itself contained the declaration of this man's right and so you did

not get into an academic discussion as to whether he was or was not, it was the feeling of the committee that as long as the record itself recorded no words depriving the man of his constitutional rights so you did not run the hazard of someone saying, 'yes, he was advised' instead of saying 'no, he was not advised', but to compel the words which advised him to be inserted, so a court could then pass on the adequacy of it. The court being satisfied that his rights have been adequately protected and he has been advised, then this would be admissible as evidence in court."

Senator Andersen: "To get it clear and of course the purpose of the question is to clarify before we move on. Then what was section 2(d), Senator Woodall, which is now section 3 as I understand it. By deleting the words, which the committee amendment has done, the words 'or court', this does not then as I understand it from your answer, say that these confessions are inadmissible providing they meet the other requirements specified in this statute. Because it seems to be ambiguous to me is why I'm asking the clarification on the record. I can just see some judge saying 'Well, the legislature took out the words "being used for valid police purpose activities" but not for "court activities" and that's why I wanted to make the record completely clear on that.'"

Senator Woodall: "It was the feeling of the committee at that time that those words were not needed, however, if there's any doubt in the world I certainly would have no objection to rejecting this amendment which would leave the words 'or court' in because we had no desire to take that away, so with that thought in mind I would support . . ."

PARLIAMENTARY INQUIRY

Senator Andersen: "All right, with the consent of the body, if I may, Mr. President, I'm sorry, I would like to state a parliamentary inquiry."

The President: "The Senator will please state his point of parliamentary inquiry."

MOTION FOR RECONSIDERATION

Senator Andersen: "I simply want to reconsider the matter . . . the amendment whereby the words 'or court' were removed so that we may put them back in the interests of clarifying a very important point. And I'm inquiring as to the appropriate and most expeditious way of doing it if there is no opposition here."

Senator Mardesich: "Mr. President: If there be no objection I suggest that Senate Bill No. 107 be placed on tomorrow's second reading calendar."

POINT OF INQUIRY

Senator Woodall: "I do not think we have adopted this amendment as yet, have we?"

The President: "The committee amendments have been adopted."

The President: "Senator Mardesich has moved that Senate Bill No. 107 take its place on the second reading calendar for tomorrow."

Senator Uhlman: "Speaking on the motion if this is the only point that we need to clarify, it can be done very easily by any one of the Senators who voted on the prevailing side after that last amendment, simply by moving at this time for reconsideration of the vote by which this last amendment was adopted and there would be no necessity to hold it over."

The President: "The President understands that Senator Andersen has already moved for reconsideration."

Senator McCormack: "I wish to speak on behalf of Senator Mardesich's motion. It clearly is a very important matter and we all recognize it although we are not expert in it. We now are thoroughly confused as to where we are and I think it wouldn't hurt to take a day to completely straighten this thing out. It will come back on second reading and at that time the motion to reconsider may be put if it's in order. But I think it would give the sponsors of the bill an opportunity to straighten out a situation and come out with a clear picture."

Senator Stender: "Mr. President: I would request in holding it over that the proposed amendment by Senator Uhlman be printed and put on our desks so that we could follow it . . . in fact what he's trying to do with this bill. I have some questions of the effects of it. I did get confused, I might add, with these amendments if the bill is in the same form that I thought it was at the beginning of the second reading calendar."

The President: "Members of the Senate: The president has recognized Senator Andersen's motion to reconsider the vote by which the amendment was adopted. Does it meet with your approval, Senator, to hold the bill over?"

"If there are no objections, Senate Bill No. 107 will hold its place on the second reading calendar for tomorrow."

SECOND READING

SENATE BILL NO. 112, by Senators Greive, Woodall and Cooney (by Legislative Council request):

Disqualifying inferior court judges in certain instances.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 112 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Atwood: "Would Senator Greive yield? Does this only apply to King county?"

Senator Greive: "No, it applies to all judges. There is no reason why, as I see it, if you come in and ask for an affidavit of prejudice and transfer to another court you shouldn't have the right, regardless of what county made the arrangements."

Senator Atwood: "In section 2, line 21 down to line 25, you have stricken the proviso of municipal court transfers. Has this been replaced any place in this bill?"

Senator Uhlman: "If I could refer Senator Atwood in answer to his question to page 3, line 22 and following."

MOTIONS

On motion of Senator Greive, there being no objections, Senate Bill No. 112 was placed on tomorrow's calendar.

Senator Uhlman moved that the rules be suspended and the Senate revert to the first order of business for the purpose of making a motion. There being no objection, it was so ordered.

Senator Uhlman moved that permission be granted for the use of the Senate Chamber for the purpose of a public hearing on February 10, 1969 at 8:00 p.m.

There being no objection, it was so ordered.

At 2:55 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, February 4, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TWENTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, February 4, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Andersen. On motion of Senator Atwood, Senator Andersen was excused.

The Color Guard, consisting of Pages Chris Sharpe, Color Bearer, and Kathy Walgren presented the Colors. Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

“In the quiet moment of devotion, O God, with all other voices stilled, breathe on us, breath of God, fill us with life anew. Forgive us our wordiness. We talk so much and are so seldom silent. We are constantly in motion and rarely still.

“When things just won’t come out right in our thoughts, our debates, our search for solutions, help us to be still and know that Thou art God, the Source of all wisdom, truth and love.

“Now strengthen and encourage us for the high enterprise of building here a more decent society and living space for all citizens, Great God. Amen.”

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

REPORTS OF STANDING COMMITTEES

February 4, 1969.

SENATE BILL NO. 135, authorizing mosquito control in Chelan County (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 4, 1969.

SENATE BILL NO. 263, providing assistance for capital improvements to agricultural fair property (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 348, by Senator Dore:

An Act relating to education; amending section 31, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.310; amending section 28B.15.500, chapter --, Laws of 1969 (HB 58) and RCW 28B.15.500; providing sections to correlative and pari materia construction of this act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 349, by Senator Dore:

An Act relating to public employment; providing executive retirement benefits for municipal police and fire departments; adding a new section to chapter 382, Laws of 1955 and to chapter 41.18 RCW; amending section 4, chapter 39, Laws of 1909 as last amended by section 1, chapter 191, Laws of 1961 and RCW 41.20.050; and amending section 5, chapter 39, Laws of 1909 as last amended by section 2, chapter 191, Laws of 1961 and RCW 41.20.060.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 350, by Senators Foley, Mardesich and Gissberg:

An Act relating to youth development and conservation committee; amending section 1, chapter 215, Laws of 1961 and RCW 43.51.500; amending section 43.51.520; chapter 8, Laws of 1965 and RCW 43.51.520; and amending section 43.51.530, chapter 8, Laws of 1965 and RCW 43.51.530.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 351, by Senators Atwood, Donohue, Huntley and Henry:

An Act relating to fire protection districts; amending section 3, chapter 239, Laws of 1967 and RCW 39.34.020; adding new sections to chapter 34, Laws of 1939 and to chapter 52.36 RCW; and repealing section 47, chapter 34, Laws of 1939 and RCW 52.36.030.

Referred to Committee on State Government.

SENATE BILL NO. 352, by Senators Henry, Uhlman and Huntley:

An Act relating to coin or currency operated receptacles; amending section 1, chapter 133, Laws of 1963 and RCW 9.61.220; and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 353, by Senators McDougall and Herr:

An Act relating to cities and towns; providing for the investment of excess or inactive funds; amending section 35.39.030, chapter 7, Laws of 1965 as amended by section 1, chapter 46, Laws of 1965 ex. sess. and RCW 35.39.030; adding new sections to chapter 7, Laws of 1965 and to chapter 35.39 RCW; and declaring an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 354, by Senator Bailey:

An Act relating to elections; and amending section 29.45.120, chapter 9, Laws of 1965 and RCW 29.45.120.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 355, by Senators Peterson (Lowell), Gissberg, Uhlman, Holman, Canfield and Twigg (by departmental request):

An Act relating to law enforcement by employees of the department of natural resources and the commissioner of public lands; and adding a new section to chapter 43.30 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 356, by Senators Peterson (Lowell), Gissberg, Mardesich and Holman (by departmental request):

An Act relating to the sale of state-owned tidelands of the second class; and adding a new section to chapter 79.01 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 357, by Senators Peterson (Lowell), Holman, Talley, Sandison and Matson (by departmental request):

An Act relating to public lands; adding a new section to chapter 79.01 RCW; amending section 33, chapter 255, Laws of 1927, as last amended by section 1, chapter 73, Laws of 1961, and RCW 79.01.132; amending section 46, chapter 255, Laws of 1927, as amended

by section 18, chapter 257, Laws of 1959, and RCW 79.01.184; amending section 50, chapter 255, Laws of 1927, as last amended by section 3, chapter 73, Laws of 1961, and RCW 79.01.200; repealing section 1, chapter 76, Laws of 1937 and RCW 76.12.130; repealing section 1, chapter 266, Laws of 1951 and RCW 79.12.232; repealing section 2, chapter 266, Laws of 1951 and RCW 79.12.234; and repealing section 3, chapter 266, Laws of 1951, as amended by section 41, chapter 257, Laws of 1959, and RCW 79.12.236.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 358, by Senators Bailey and Durkan:

An Act relating to the recall; and adding a new section to chapter 29.82 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 359, by Senators Washington, Lewis (Brian) and Wilson:

An Act relating to highways; adopting a supplemental budget; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 360, by Senators Peterson (Lowell), Bailey, Wilson, Pritchard and Canfield (by departmental request):

An Act relating to the withdrawal of public lands for the benefit of the public; and adding a new section to chapter 79.01 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 361, by Senators Peterson (Lowell), Sandison, Talley and Canfield (by departmental request):

An Act relating to forest protection; and amending section 2, chapter 12, Laws of 1965, ex. sess., and RCW 76.04.251.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 362, by Senators Peterson (Lowell), Herr, Talley and Henry (by departmental request):

An Act relating to assessments against state lands; and amending section 1, chapter 20, Laws of 1963 and RCW 79.44.003.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 363, by Senators Peterson (Lowell), Gissberg, Mardesich, Holman, Sandison and Atwood (by departmental request):

An Act relating to state-owned lands; and amending section 54, chapter 255, Laws of 1927, as last amended by section 24, chapter 257, Laws of 1959, and RCW 79.01.216.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 364, by Senators Peterson (Lowell), Odegaard, Talley, Canfield, Sandison and Ridder (by departmental request):

An Act relating to sustained yield forest management of certain state-owned lands; adding two new sections to chapter 79.56 RCW; repealing section 1, chapter 175, Laws of 1933, as last amended by section 1, chapter 301, Laws of 1955 and RCW 79.56.010; and repealing section 1, chapter 73, Laws of 1939 and RCW 79.56.020.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 365, by Senators Keefe, Greive, Guess, Peterson (Ted), Atwood and Faulk:

An Act relating to the loaning or the sale or the exhibition of certain material harmful to minors; defining crimes; and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 366, by Senators Henry, Woodall and Washington:

An Act relating to vehicle licenses; and amending section 46.16.220, chapter 12, Laws of 1961 and RCW 46.16.220.

Referred to Committee on Highways.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 351, 355, 356, 357, 360, 361, 362, 363, 364 and 365.

SECOND READING

SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley:

Eliminating certain special motor vehicle license plates.

The bill was read the second time by sections.

It was moved by Senator Lewis (Brian) that the following amendment by Senators Lewis (Brian) and Washington be adopted:

On page 2, section 1, line 30 after the double parentheses add a new sentence to read as follows:

"The mass transit trust account heretofore created in the general fund shall remain an account of the general fund."

POINT OF INQUIRY

Senator Mardesich: Would Senator Lewis (Brian) yield to a question? Is it your intention that the five dollars which will still be collected continue to go into that fund?"

Senator Lewis: "No, Senator, I think the earlier language deletes any reference to that."

Senator Mardesich: "Is there other language then that provides where this five dollars will go? Line 11 excludes the disposition of the fund and there should be some correction to take care of that."

Senator Washington: "Senator Mardesich, it is my understanding that the five dollar fund would continue to go where the ordinary funds for license plates go."

MOTION

On motion of Senator Washington, Senate Bill No. 35 was placed at the end of the second reading calendar for today.

ENGROSSED SENATE BILL NO. 107, by Senators Uhlman, Andersen and Dore:

Authorizing sound and video recordings in certain police activities.

The Senate resumed consideration of Engrossed Senate Bill No. 107 on second reading.

POINT OF INFORMATION

Senator Woodall: "Point of information, Mr. President. Was the one amendment adopted, that Senator Andersen raised the question about, the one which struck the matter of 'courts'. The good Senator is not here this morning."

REPLY BY THE PRESIDENT

The President: "Senator Uhlman's amendment was adopted and also the committee amendment, Senator Woodall."

POINT OF INQUIRY

Senator Uhlman: "Mr. President, point of inquiry. As I recall there was pending before us when we ceased consideration of this measure, a motion for reconsideration of the vote by which the amendment was adopted striking the words 'or courts' which are found on the bottom of page 1, line 27 and 'or court' on the top of page 2. Am I correct on that?"

REPLY BY THE PRESIDENT

The President: "Senator Uhlman, your remarks are correct. A notice of reconsideration was given by Senator Andersen and the President later recognized a motion of reconsideration had been made by Senator Andersen."

Senator Uhlman: "For the record, it should be noted that it was a committee amendment. The committee amendment was 'or court'. Those are the only words that we are voting on at the present time. That was a portion of the committee amendment."

REPLY BY THE PRESIDENT

The President: "It is the understanding of the Secretary that it was your amendment, Senator Uhlman."

Senator Uhlman: "Mr. President, I refer the President to the amendment in the bill book on Senate Bill No. 107 which states on page 2, line 1, strike 'or court'. That amendment was a committee amendment, it was adopted. It really doesn't matter as to whose amendment it was, but for the record it should be noted correctly that this was a committee amendment and it so shows in the books."

REPLY BY THE PRESIDENT

The President: "Thank you, Senator Uhlman, the Secretary is checking the minutes." Debate ensued.

There being no objection, the Senate proceeded to reconsider the vote by which the last committee amendment was adopted.

The motion was lost and the amendment was not adopted.

MOTION

On motion of Senator Woodall, there being no objection, Senate Bill No. 107 was placed at the end of the second reading calendar for today.

SENATE BILL NO. 161, by Senators Talley, McDougall and Williams:
Changing name of sewer district.

REPORT OF STANDING COMMITTEE

January 30, 1969.

SENATE BILL NO. 161, voting requirements for county commissioner action (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

Section 1, line 7, after "may" and before "change", insert "apply to"

Section 1, line 10, after "the " and before "vote" strike "unanimous" and insert "majority"

Section 1, line 12, after "name" and before "all" insert a period, strike "; and thereafter", and insert "The new name shall reflect the service offered by the sewer district. After approval of the new name by the county commissioners."

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Faulk, Guess, McDougall, Mardesich, Ridder, Stortini, Uhlman, Wallgren.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendments were adopted.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 161 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 161, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 1; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Absent or not voting: Senator Pritchard-1.

Excused: Senator Andersen-1.

ENGROSSED SENATE BILL NO. 161, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING

SENATE BILL NO. 112, by Senators Greive, Woodall and Cooney (by Legislative Council request):

Disqualifying inferior court judges in certain instances.

On motion of Senator Atwood, there being no objection, the rules were suspended to revert to second reading for the purpose of amendments to Senate Bill No. 112.

On motion of Senator Greive, the following amendments by Senators Atwood and Greive were adopted:

On page 4, line 8, insert as section 6 the following:

"Sec. 6. Section 8, chapter 241, Laws of 1967 and RCW 35.24.465 are each amended to read as follows:

A change of venue from the police judge to a judge pro tempore appointed in the manner prescribed in RCW 35.24.480, as now or hereafter amended, shall be allowed in accordance with the provisions of RCW 3.20.100 and 3.20.110, as now or hereafter amended, in all civil and criminal proceedings. *In addition, the provisions of RCW 3.34.110, as now or hereafter amended, pertaining to the transfer of cases by the administrator for the state courts shall apply to police judges, except that such cases shall be transferred to a judge pro tempore appointed in the manner prescribed by RCW 35.24.480.*"

Renumber section 6 of the bill as section 7, and renumber the following sections consecutively.

On page 1, line 7 of the title, following "RCW 35.22.485;" and before "amending" insert "amending section 8, chapter 241, Laws of 1967 and RCW 35.24.465;"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 112 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 112, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Pritchard—1.

ENGROSSED SENATE BILL NO. 112, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL COMMITTEE

Senators Connor, Durkan and Marquardt were appointed to escort former member of the Washington State Senate, the Honorable Wayne G. Angevine, to the rostrum.

With leave of the Senate, business was suspended to permit former Senator Angevine to address the Senate.

MOTION

On motion of Senator Greive, Senators Peterson (Lowell), Peterson (Ted) and Talley were excused to attend a discussion on fisheries problems that affects the states of Washington and Alaska together with the governor of Alaska and the Alaska legislature.

SENATE BILL NO. 87, by Senators Williams, Talley and Dore (by Legislative Council request):

Setting a new qualification for incorporation of a municipal corporation.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, the second reading considered the third and the bill placed on final passage.

Senator Williams moved that Senate Bill No. 87 be returned to second reading for the purpose of an amendment.

MOTION

On motion of Senator Stender, Senate Bill No. 87 was placed on the second reading calendar for tomorrow.

SPECIAL COMMITTEE

Senators Woodall, Talley and Henry were appointed as a special committee to escort Congresswoman Julia Butler Hansen to the rostrum.

PRESIDENT'S PRIVILEGE

"The President: Honored members of the Senate, ladies and gentlemen, the Senate Chamber is graced with yet another distinguished and noted visitor from Washington D. C. The President would like to request of Senator Woodall, Senator Talley and Senator Henry, would you please act as a committee of honor to escort the Honorable Julia Butler Hansen from the Lieutenant Governor's chambers to the bar of the Senate, and would Senator Foley please join the committee of honor."

"Gentlemen of the Senate, ladies and gentlemen, the President takes a great deal of pleasure in presenting to you one of the graduates of the Washington State Legislature who achieved a record second almost to no one in the history of our state. I believe the people of our state are deeply appreciative of the wonderful work that Julia Butler Hansen has accomplished during her stay in the legislature. From the legislature she has gone on to far greater achievements in the Halls of Congress of Washington, D. C. Whereas the three million citizens of our state are deeply grateful to Julia for her work, now we have two-hundred million people gathered throughout the country and millions more throughout the world who are well acquainted and familiar with the wonderful job that the Honorable Julia Butler Hansen has done in Washington, D. C.

"And now, ladies and gentlemen, it is with great pride that we request of Julia that she address the Senate this morning."

Congresswoman Julia Butler Hansen: "Lieutenant Governor Cherberg and a very distinguished Senate, members who I notice many of them are, shall I say retiring or refugees from the House of Representatives across the way where I have just been, and interestingly enough today is the first day I have been in the House of Representatives since I left in the session in 1959 and it was sort of a sentimental journey.

"I had the privilege of talking last night with Senator Zahn and Senator Woodall who began in that session in 1939 with me in the House thirty years ago. It's a real joy to be here today and I wish both houses of this session extremely well because as I told the House, the more successful and better the state government operates, the more successful and the better the entire nation operates, since the problems of the national government and the problems of state government are deeply intermeshed. The welfare of one is impossible without the welfare of the other.

"I would like while I'm here to make a very brief announcement. This afternoon at two o'clock in the General Services Administration Auditorium there is going to be a showing by the geological survey on the proposed satellite, the appropriation for which is before my particular subcommittee. This should be of deep interest to people of the Northwest relative to the future of our water, our resources, our mineral resources, mapping of our state, etc. So I invite any of you who may be free to attend that meeting.

"When I leave here today. I go on to speak to the Northwest Roadbuilders tomorrow in Seattle and then I'm going to San Francisco, and from there down through the redwoods, because we have several problems there on timber and national park equipment and to determine the appropriation. Then most interesting of all we will go Sunday to New Mexico to look at some of the Indian hospitals and schools, some of the worst schools and some of the better schools, some of the problems that confront each of us as Americans.

"Again, Lieutenant Governor, as I said I'm not sure that the Senate was always happy with my activities. I seem to remember lilies on Senator Nat Washington's door one time. Do you remember those? And so there are no lilies today. But it is a real joy to be here with many of my very beloved colleagues and so many of you who are new and just beginning in the government of our state. It is a great state and those of us who have the joy and the

privilege of serving it know the greatness of it and particularly as we measure it in the stature of our entire nation.

"My very best to all of you. Thank you for your courtesy and your non-lilies this morning."

"Goodbye."

Senator Talley: "I wonder if our esteemed Congresswoman would yield to a question? I would like to know if she has met Mr. Hickie yet."

Congresswoman Hansen: "I have, indeed. He presented himself in my office and I went out and introduced myself."

The President: "Thank you very much, Julia. We appreciate your taking the time to be with us and to give us such well chosen remarks and as a small indication of the high regard and esteem that the members of the Senate and the President hold for you, Senator Sandison, Chairman of the Senate Dining Room Committee and the other members of this committee, have relayed a very, very rare invitation to you to join the members of the Senate and the President for lunch today in the Senate dining room."

Congresswoman Hansen: "I wish it were possible for me to do so, however, I am meeting with Bert Cole this noon to discuss some of our natural resources problems, and as you know we have many problems with timber, so I will take a rain check on it, Lieutenant Governor, because I feel that I had better take care of some of the pressing problems. But I will take a rain check and the next time I'm back I hope to see you."

"Goodbye."

The President: "Will the committee please come to the rostrum and escort our lovely visitor from the Chamber." -

SENATE BILL NO. 121, by Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request):

Updating the interest rate on civil judgments.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 121 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ryder: "Would Senator Twigg yield to a question? Senator, I notice in the first part of section one of this bill, they talk about a contract rate which I would assume would be the rate of interest contained in any contractual obligation and that if they sued in case of default or foreclosure, that the top rate then would be the rate of the contract itself, that is if it is a four percent contract or a five or six percent contract, that would be the maximum rate, is that true?"

Senator Twigg: "That is true, Senator Ryder, but I might add I don't think I have ever seen a real estate mortgage note nor have I seen many contracts that do not contain a provision that in the event a judgment or foreclosure is interested or in the event legal action is required but what they automatically accelerate to the maximum interest rate provided under the law which in this state is twelve percent. And so in the case you cite, I believe that your judgment of foreclosure or your judgment on contract carries virtually in all instances a ten percent rate on appeal."

Senator Ryder: "That is if the judgment was held."

Senator Twigg: "Right."

Senator Ryder: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 121, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Dore—1.

SENATE BILL NO. 121, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 250, by Senators Ridder, Uhlman, Huntley, Holman and Marquardt (by Joint Committee on Education request):

Increasing membership on joint committee on education.

On motion of Senator Sandison, there being no objection, Senate Bill No. 250 was held for the second reading calendar for tomorrow.

SENATE BILL NO. 255, by Senators Gissberg, Uhlman, Foley, Atwood and Huntley (by departmental request):

Prohibiting unauthorized remaining in buildings.

REPORT OF STANDING COMMITTEE

January 31, 1969.

SENATE BILL NO. 255, prohibiting unauthorized remaining in buildings (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 23, after "is" and before "defense" strike "an affirmative" and insert "a"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, McCormack, Ridder, Twigg, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 255 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 255, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED SENATE BILL NO. 255, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 199, by Senators Andersen, Mardesich, Foley and Canfield (by Legislative Budget Committee request):

Authorizing state departments and agencies to lease public lands from each other.

The bill was read the second time by sections.

On motion of Senator Andersen, the rules were suspended, Senate Bill No. 199 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 199, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator McCormack—1.

SENATE BILL NO. 199, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 34, by Senator Stortini:

Providing that Washington history as a required subject may be included in a course in United States history.

REPORT OF STANDING COMMITTEE

January 21, 1969.

SENATE BILL NO. 34, providing that Washington history as a required subject may be included in a course in United States History (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, beginning on line 15, after "general." strike all the material down to "[: PROVIDED" on line 16, and insert "[No person shall be graduated from any eighth grade or high school without completing such courses of study]"

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Talley, Uhlman.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendment was adopted.

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 34 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Stortini yield to a question? This hasn't anything to do with the qualification of teachers. I had a sort of an impression that we had a law that required teachers to be qualified before they could teach in the state of Washington, who have so many semesters or quarters in Washington State history. Is that true?"

Senator Stortini: "Yes, that is true, Senator. A teacher teaching in the state of Washington if he or she comes in from outside of the state will have had to take Washington State History within a five year period."

Senator McCutcheon: "And this has only to do with blending these two courses, is what it amounts to."

Senator Stortini: "That is correct. I personally feel that the students, and they are the ones we are concerned about, would develop better concepts and much more knowledge by integrating the two courses as some school districts have done for the requirement at the present time in this state."

PERSONAL PRIVILEGE

Senator McCutcheon: Mr. President, I would have you know that this is my native state. I was born in my district and this is the native state also I believe, of Senator Stortini, quite removed in point of years. He is a very distinguished history teacher at Mt. Tahoma High School. Obviously he knows his subject and I am greatly impressed by what he says but I was going to question that matter of letting teachers come in to this state without any qualifications to teach Washington State history and I thought well, maybe that is just to satisfy a few teachers to come here and not be put off that they should have less interest than some others in the history of the state of Washington.

"Now it's not big, it's not great, but it is interesting and very informative and I think everyone should know something about this subject but I think this bill is all right.

Senator Stortini: "Mr. President, I might remind Senator McCutcheon that if we look back through the elementary years the students here in the state of Washington get United

States history and Washington state history in the fifth, eighth and eleventh grade and I think that the thing that we have to be concerned about would be the students and there is no doubt in my mind in teaching these two courses for the past fourteen years that the answer or the solution would be to integrate these two courses on behalf of the young students.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 34, and the bill passed the Senate by the following vote: Yeas, 43; nays, 5; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—43.

Voting nay: Senators Gissberg, Knoblauch, Lewis (Brian), Sandison, Washington—5.
Absent or not voting: Senator Huntley—1.

ENGROSSED SENATE BILL NO. 34 having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Knoblauch: "I simply want to say that Washington state history was made here today in the state Senate when the great Senator from Tacoma made his maiden speech. He didn't convince me but he convinced forty-five others and I would like to explain, I am chopping these names off the list and so far there are a few of you who haven't done your stuff yet: Donohue, Elicker, McDougall, Matson, Newschwander, Odegaard and Walgren. I know your turn is coming but Senator Stortini, your turn is here.

MOTIONS

On motion of Senator Greive, all bills remaining on the second reading calendar were held for tomorrow's calendar.

At 12:40 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m. Wednesday, February 5, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TWENTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, February 5, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The President declared the Senate to be at ease. The President called the Senate to order at 11:05 a.m. The Secretary called the roll and announced to the President that all Senators were present except Senators Foley, Peterson (Lowell) and Talley. On motion of Senator Gissberg, Senator Foley was excused. Senators Peterson (Lowell) and Talley had been excused the previous day by Senator Greive so they could attend a meeting in Alaska.

The Color Guard, consisting of Pages Dan Bowman, Color Bearer, and Maureen Cooney, presented the Colors. Reverend Maurice L. Haehlen, minister of the United Churches of Olympia, offered prayer as follows:

"Almighty God thou eternal Father of us all, save this moment of quietness from being merely a gesture to custom or convention and make it a real seeking for Thy guidance and help on the part of each of us. Just as we have sometimes felt Thee near us in church or synagogue, make us now to feel Thy nearness in the business of this day, be the unseen Senator, present and voting. Inspire us with Thy love and truth so that we say and do what may be in accordance with Thy will for this land that we love so much. Amen."

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

AMENDMENTS TO SENATE RULES

It was moved by Senator Greive that the following resolution be adopted:

BE IT RESOLVED, That the Temporary Rules of the Senate be adopted as the Permanent Rules of the Senate with the following amendments:

RULE 2

On page 264 of the 1967 Legislative Manual, beginning on line 5, strike the balance of Rule 2, and insert:

"Agriculture and Horticulture	8
Cities, Towns and Counties	16
Commerce and Regulatory Agencies	19
Constitution, Elections and Legislative Processes	15
Education	14
Higher Education and Libraries	13
Highways	28
Judiciary	15
Labor and Social Security	10
Liquor Control	9
Medicine, Dentistry, Public Health, Air and Water Pollution	13
Natural Resources, Fisheries and Game	9
Parks, Recreation, Capitol Grounds and Veterans' Affairs	9
Public Institutions	9
Rules and Joint Rules	16
State Government	14
Ways and Means	36
Committee on Appropriations	(31)
Committee on Revenue and Taxation	(26)
Committee on Claims and Auditing	(7)"

RULE 12

On page 267 of the 1967 Legislative Manual, strike all the matter after "order:" on line 3 of Rule 12 down to but not including the last paragraph and insert:

- "FIRST. Reports of standing committees.
- SECOND. Reports of select committees.
- THIRD. Messages from the governor and other state officers.
- FOURTH. Messages from the house of representatives.
- FIFTH. Introduction, first reading, and reference of bills, memorials and resolutions.
- SIXTH. Presentation of petitions, memorials, resolutions and motions.
- SEVENTH. Second reading of bills.
- EIGHTH. Third reading of bills."

RULE 46

On page 276 of the 1967 Legislative Manual, add the following paragraph to Rule 46:

"VOTING IN COMMITTEES

No vote in any standing committee shall be taken by secret ballot nor shall any committee have a policy of secrecy as to any vote on action taken in such committee."

RULE 61

On page 282 of the 1967 Legislative Manual, under "READING OF BILLS" after line 4 and immediately preceding the last paragraph insert the following:

"A bill shall be reported back by the committee chairman upon written petition therefor signed by a majority of its members. The petition shall designate the recommendation as provided in Rule 47.

No committee chairman shall exercise a pocket veto of any bill."

POINT OF INQUIRY

Senator Dore: "Would Senator Washington yield to a question?"

Senator Dore: "Senator Washington, what do you mean by pocket veto? Do you mean that if the majority of the committee reports the bill out and the committee chairman does not circulate a report that that is a pocket veto? Do you want to prohibit that conduct?"

Senator Washington: "I would say that would possibly be a proper ruling. The old pocket veto that was referred to as a pocket veto was where the chairman just actually put the bill in his pocket and walked around with it or put it in a locked drawer, so even if the committee voted it out you couldn't get the original bill and he could by that way defy the wishes of the majority of the committee."

Senator Dore: "I understand that Senator Washington. This is what I am trying to get at, I understand what the literal meaning of pocket veto means, taking the bill in your pocket and walking away with it. It has also been interpreted in some quarters that it also means if a majority of the committee vote the bill out and the committee chairman does not circulate the report, of course, it can't come out.

"Now, by this position in the rule do you want to prohibit that conduct of the chairman?"

Senator Washington: "I would say that that certainly should be prohibited."

Senator Dore: "And that is your intent with this rule change, and you want your remarks in the journal?"

Senator Washington: "This was not a rule that was suggested by me. I think it was suggested by members of the Committee on Rules and Joint Rules but certainly this would be my understanding and if some member of the Rules Committee would like to have a different interpretation, perhaps it should come from him."

Senator Gissberg: "Mr. President, since I am the scrivener of the rule, I suppose that it is proper to respond to the question and in doing so I will make a short speech myself about the abuse that I think this very important rule will prevent in the future and I personally know, of course, that there has been abuse in that area.

"This rule, quite aside from the pocket veto, will really and truly make committees democratic in function in that the majority will of the members of the committee will no longer have to be frustrated by a committee chairman, by his failure to call a bill up for consideration in executive session. I don't think any chairman has ever refused to have a hearing on a bill that I know of but the hearing itself does little good when the chairman in preparing his calendar for bills to be considered in executive session simply does not put it on the calendar.

"This rule by implementation will be a good one in that even though the committee chairman sees fit not to call a public hearing or not to call an executive session on a particular bill or not to put it on a calendar, any supporter of the measure may, by preparing his own petition and circulating it for signature of a majority of the members of

that committee, take away from the committee chairman or the minority members of that committee that particular bill and it will automatically come out for second reading.

"The reason for the pocket veto provision in it, that is the prohibition against the so-called pocket veto, is so that the committee chairman would not be able to put the bill in a file cabinet. It would be an idle gesture if you just had a petition and the petition itself came out here before the President of the Senate. The bill itself, the original bill, as a matter of law must come back with it. The pocket part is not literal in any sense of the word. It includes the location of the bill in whatever filing cabinet it might be.

"I am sure that we will not have that type of a problem of having to force open a filing cabinet to get the original bill but none the less I think that provision against the pocket veto is an effective enforcement tool in making this bill work.

"I would say that it indeed is a step forward and would make the other committees function in a democratic way that the Committee on Rules and Joint Rules has always functioned. As a matter of fact, I might say for the newcomers, the Rules Committee has historically, and I think I have served on it since 1957, operated in a way where every committee member in turn can raise the bill out of the committee and place it before the committee unlike the method of proceeding in the various standing committees. There of course we all know that in order to raise a bill before the committee, that the chairman, himself, must put it on the calendar.

"It is within the whim of one man as to whether or not that bill is going to be considered, unlike the Rules Committee where the members sit around the table and each take a turn consecutively in raising that bill for the consideration of the membership, which I have always felt was a very fine way indeed. It was impossible for any person or group of persons to prohibit or prevent consideration of any bills that were in the Rules Committee.

"I think generally these rules will be a great improvement to the functioning of the legislative process. There has been, I think, some of what I concede to be unfair criticism of the Rules Committee in a sense that it was felt that we were operating behind closed doors, but we have never done so except in the same manner as the existing committees now operate behind closed doors. The Rules Committee has always taken the same policy that the other committees do, namely that when you go into executive session the doors are closed and you are free to discuss the various measures before the committee.

"I know of only one instance in all the time I have been a member of the Rules Committee where there has been a bill which has been killed by the Rules Committee in which I thought, and I think a majority of the members of the committee subsequently thought, that there was a great public need to have out. But I find that really there are very few bills that are killed in the Rules Committee that are desired by the majority of the members of this floor.

"I do believe, however, that it is a bad practice to take the bill away from any committee, that is like the members sitting out here on the floor trying to take a bill away from committee. I think that by so doing you break down the committee system which, after all, is the only way whereby I think that you can really dissect and digest, analyze and improve the legislative analysis of the particular bill and I am hopeful that what I concede to be a good tradition and custom to follow will not be asserted, that is to say it is my hope that there will not be motions made on the floor to take bills away from committees except in very, very rare circumstances and I can't really recall when we have done it.

"There have been motions made but I think that in order to preserve the committee system that it just has to be frowned upon by us, and this amendment will indeed allow members of the committee themselves to take the bill away which would be perfectly proper."

Senator Durkan: "Mr. President and members of the Senate: I was very interested in Senator Gissberg's defense of the chastity of the Rules Committee and as one who has always supported the Rules Committee as a strong and independent and necessary adjunct to the Senate, I intend to likewise support it, but I don't think neither discussion between Senator Washington and Senator Dore nor explanation by Senator Gissberg are interpretations which are going to govern this Senate as far as the rules are concerned and I would like to make it perfectly clear as a chairman and one who has served in this body for ten years that I also believe in the democratic processes and I think that anybody who wants, in my committee, can get a bill without trying to circulate and trade off with each other outside the committee.

"So just to make it perfectly clear as far as I am concerned as a chairman and a member of this body, I applaud Senator Gissberg's explanation of the rules as far as the Rules Committee is concerned and while I agree with him on the necessity of open hearings in committees, I think that many of us as committee chairmen will be able to interpret the rules as well as the Rules Committee members when the proper time comes."

PARLIAMENTARY INQUIRY

Senator Metcalf: "Point of parliamentary inquiry. Rule 61 as amended provides: 'A bill shall be reported back by the committee chairman upon written therefor by a majority of its members.'

"My point of inquiry is, what is the effect of a vote in any committee, a vote to 'do pass' on a bill and that vote fails by the members present and voting?"

Senator Greive: "I would like to answer that, I think on behalf of the majority, since we have the committee chairmanship.

"A committee is a democratic procedure. It is governed by a majority of all the people appointed to that committee and a bill can't be voted out unless it has a majority.

"Now, beyond that we leave it to the discretion of the chairman. Sure, he has an executive session and finds if the majority 'do' or 'don't' want to, but I can remember one session when we had the budget bill when we had Senator Lindsay, no longer with us, who voted his budget and thought he held a meeting. It came out and then he couldn't get enough signatures. He resigned because he found out that he just simply didn't have control of his committee, so whatever procedure short of actually signing the report, that is entirely a matter of discretion with the chairman.

"Basically, he has to have a report and the signatures on that report are what govern and not any temporary vote that merely governs his, that is for his guidance and guidance alone."

Senator Metcalf: "Mr. President, I wanted to make that point very clear that in a committee a majority of those members present and voting can vote 'do not pass' on a bill and then that bill can be circulated and come out. I believe that this is not a good practice. Many members are very careful to attend meetings religiously and listen to the testimony and many members do not attend well and yet we have the problem that I mentioned specifically. I just make the comment for the record that if the time comes when the minority party, and the tide swings back and forth as we know, are in the majority here and if the constituents in my district smile on me and I am still here, I will at that time move to push this issue to be sure that the vote of the people present and voting would be the first prerequisite of a bill leaving committee.

"I believe it is an improper practice from a basic point of view of representative government to allow the kind of thing that is allowed under this rule. I recognize the problem and I just say that I couldn't agree more with Senator Gissberg when he said that it will make the committees democratic in function."

Further debate ensued.

Senator Mardesich demanded the previous question. The demand was not sustained.

MOTION

Senator McCormack moved that the motion to adopt the Permanent Rules be amended to change the number of members on the Committee on Ways and Means, Revenue and Taxation, to twenty-six.

PARLIAMENTARY INQUIRY

Senator Andersen: "Mr. President, point of parliamentary inquiry. Would it be in order for me to ask Senator Atwood if he would yield to a very brief question?"

Senator Atwood: "I yield."

Senator Andersen: "Senator Atwood, the Republican caucus has taken the position on this matter of wanting to permit each party to designate its members on each committee at the outset. Now is there a change in this regard in these rules and if not, why not?"

Senator Atwood: "Senator Andersen, we made this proposal to the majority party and as Senator McCutcheon says, there is no substitute for having the majority vote.

"In direct response to your question, on the proposal that we made, we merely asked that we be allowed to nominate to the standing committees which is Rule 2 and rather than put it in the rule, the leadership of the majority party has assured us that when we come around to this point again that they will permit us to make the nominations.

"Of course, as always the majority can and probably will exercise a restrained veto, I hope, only in those areas which they feel are highly sensitive to them and we thought that that was a fair proposal and we are sure that they are men of their word and we will have an opportunity to make our nominations. I might add that although we started out this session on this side of the aisle very concerned about our membership on the committees, they have proved to be more than fair in most areas. There are one or two areas where we feel we were not treated fairly but this is not without precedent in this body and if we are successful, Senator Metcalf, I am sure that we will exercise a majority voice in this type of proceeding.

"In regards to Senator McCormack's motion, Senator Andersen, this is an agreement that is not adding anything to the committee. They are moving around membership in this gigantic committee. We suspect that we could probably put the whole Senate on this one."

There being no objection, the amendment by Senator McCormack was adopted.

PRESIDENT'S APPOINTMENTS

The President appointed Senators Ridder, Stortini, Washington and Williams to the Committee on Ways and Means, Revenue and Taxation.

Senator McCormack moved the confirmation of the appointments.

The motion was carried and the appointments were confirmed.

Senator Stender moved the adoption of the following amendment:

READING OF BILLS

RULE 56. Joint resolutions and joint memorials, up to the signing thereof by the president of the senate, shall be subject to the rules governing the course of bills: *PROVIDED, HOWEVER, That amendments to joint resolutions must receive an affirmative vote of two-thirds of the members elected.*

RULE 61. Every bill shall be read on three separate days unless the senate deems it expedient to suspend this rule: *PROVIDED, HOWEVER, That after the 49th day of every regular session this rule may be suspended by a majority vote.*

The first reading of a bill shall be by title only, unless a majority of the members present demand a reading in full.

After the first reading, bills shall be referred to an appropriate standing committee.

Upon being reported back by committee, all bills shall be referred to the committee on rules and joint rules for second reading, unless otherwise ordered by the senate.

Should there be a two-thirds majority report of the committee membership against the bill, a vote shall be immediately ordered for the indefinite postponement of the bill.

COMMITTEE BILLS

Committee bills introduced by a standing committee may be filed with the secretary of the senate and introduced, and the signature of each member of the committee shall be endorsed upon the cover of the original bill.

Committee bills shall be read the first time by title, ordered printed, and referred to the committee on rules and joint rules for second reading.

SECOND READING

Upon second reading, the bill shall be read section by section, in full, and be subject to amendment: *PROVIDED, HOWEVER, That amendments to joint resolutions must receive an affirmative vote of two-thirds of the members elected.*

AMENDMENTS

No amendment shall be considered by the senate until it shall have been sent to the desk in writing and read by the secretary, and all amendments on the desk shall be read.

All amendments adopted on the second reading shall then be securely fastened to the original bill.

All amendments on joint resolutions must receive a favorable vote of two-thirds of the members elected.

All amendments rejected by the senate shall be spread upon the journal, and the journal shall show the disposition of all amendments.

When no further amendments shall be offered, the president shall declare the bill has passed its second reading, and shall be referred to the committee on rules and joint rules for third reading.

The bill with the amendments, if there be any attached thereto, shall be sent to the committee on claims and auditing which committee shall see that all amendments are properly engrossed upon the original bill, and the bill returned to the secretary before the opening of the senate on the next succeeding day.

THIRD READING

Bills on third reading shall be read in full by sections, and no amendment shall be entertained.

When a bill shall pass, it shall be certified to by the secretary, together with the vote upon final passage, noting the day of its passage thereon.

The vote must be taken by yeas and nays, the names of the senators voting for and against the same to be entered upon the journal and the majority of the members elected to the senate must be recorded thereon as voting in its favor to secure its passage by the senate. (See also Rule 3.)

Debate ensued.

The motion by Senator Stender to amend the resolution was lost.

Senator Greive demanded a roll call and the demand was sustained by Senators Ridder, Sandison, Bailey, Washington, Day, Stender, Knoblauch and Herr.

ROLL CALL

The Secretary called the roll and the Permanent Rules as amended were adopted by the following vote: Yeas, 43; nays, 2; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—43.

Voting nay: Senators McDougall, Woodall—2.

Absent or not voting: Senator Henry—1.

Excused: Senators Foley, Peterson (Lowell), Talley—3.

The Senate Resolution, having received a constitutional majority, the Permanent Rules as amended were adopted.

MOTION

It was moved by Senator Greive that the rules be suspended and that the Senators that were excused previously be permitted to indicate their assent to the Rules as adopted today.

POINT OF INQUIRY

Senator Mardesich: "I am rising to question whether that is an actual casting of the votes or an indication of how they might have voted."

Senator Greive: "It is an indication of how they would have voted if they were here. We have very few votes against it. I just want to be sure that they can keep the record straight. They couldn't cast a vote because the vote is staid and adopted."

Senator Mardesich: "I object to this procedure. I think that we would be setting a precedent and it is entirely uncalled for. I think in the past we have seen, we have recognized that those Senators who are legitimately excused are recognized as excused in any recording of their votes and they are shown as excused. I think their constituents recognize that a Senator cannot make every vote that is here.

"I object to the principle of this thing, Senator Greive. I think it is a precedent-setting objective you have in mind. I think it could be used on power bills. I think it could be used on labor bills and I just think that we are establishing a procedure which is not in keeping with the decorum of the Senate."

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, Herr, Washington, Knoblauch, Ridder, Uhlman, Day and Stortini.

There being no objection, Senator Greive withdrew his motion.

REPORTS OF STANDING COMMITTEES

February 4, 1969.

SENATE BILL NO. 67, authorizing vocational rehabilitation workshops (reported by Committee on Public Institutions):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Peterson (Lowell), Sandison, Stortini.

On motion of Senator Durkan, there being no objection Senate Bill No. 67 was referred to the Committee on Ways and Means, Appropriations.

February 4, 1969.

SENATE BILL NO. 128, allows bargaining unit representatives to receive salary while representing bargaining unit in legislature (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Faulk, Matson, Metcalf, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 4, 1969.

SENATE BILL NO. 176, providing procedure for notification of findings of responsibility for charges of state hospitals for the mentally ill (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 359, adopting a supplemental budget for highways (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Ridder, Stender, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

February 4, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 169,

HOUSE BILL NO. 219,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

February 4, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 16,

ENGROSSED HOUSE BILL NO. 117,

ENGROSSED HOUSE BILL NO. 121,

ENGROSSED HOUSE BILL NO. 128,

HOUSE BILL NO. 170,

and the same are herewith transmitted. SIDNEY R. SNYDER, Asst. Chief Clerk.

February 4, 1969.

Mr. President: Under the provisions of House Concurrent Resolution No. 8, the Speaker has appointed: Representatives Veroske, McCormick and North. SIDNEY R. SNYDER, Asst. Chief Clerk.

APPOINTMENT OF MEMORIAL COMMITTEE

The President appointed the following Senators to the Memorial Committee under the provisions of House Concurrent Resolution No. 8: Senators Knoblauch, Ridder and Guess.

On motion of Senator Henry, the Memorial Committee appointments were confirmed.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 367, by Senators Uhlman, Holman and Herr:

An Act relating to nominating and election campaigns; creating new sections, repealing section 29.18.140, chapter 9, Laws of 1965, as amended by section 9, chapter 150; Laws of 1965 ex. sess., and RCW 29.18.140; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 368, by Senator McCutcheon:

An Act relating to lien of taxes; and amending section 84.60.010, chapter 15, Laws of 1961 and RCW 84.60.010.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 369, by Senator Holman:

An Act relating to consumer credit and financing; adopting a uniform consumer credit code; amending section 1, chapter 80, Laws of 1899 and RCW 19.52.010; repealing chapter 172, Laws of 1923, chapter 186, Laws of 1925 ex. sess., chapter 71, Laws of 1929, chapter 95, Laws of 1939, chapter 19, Laws of 1941 and RCW 31.04.010 through 31.04.250; repealing chapter 208, Laws of 1941, chapter 212, Laws of 1959, section 1, chapter 180, Laws of 1967 and RCW 31.08.010 through 31.08.270 and 31.08.900 through 31.08.920; repealing sections 2 and 7, chapter 80, Laws of 1899, sections 2 through 7, chapter 23, Laws of 1967 ex. sess., and RCW 19.52.005 and 19.52.020 through 19.52.036; repealing chapter 236, Laws of 1963, chapter 234, Laws of 1967, chapter 2, Laws of 1969 and RCW 63.14.010 through 63.14.210 and 63.14.900 through 63.14.921; providing penalties; providing effective dates; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 370, by Senator Talley:

An Act relating to highways.

Referred to Committee on Highways.

SENATE BILL NO. 371, by Senators Walgren, Elicker and Herr:

An Act relating to cities and towns; amending section 35.23.220, chapter 7, Laws of 1965, and RCW 35.23.220; amending section 34.24.090, chapter 7, Laws of 1965 as amended by section 1, chapter 105, Laws of 1965, and RCW 35.24.090; and amending section 35.27.130, chapter 7, Laws of 1965 as amended by section 2, chapter 105, Laws of 1965 and RCW 35.27.130.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 372, by Senators Williams and Foley:

An Act relating to public lands; amending section 128, chapter 255, Laws of 1927 and RCW 79.01.512; amending section 129, chapter 255, Laws of 1927 and RCW 79.01.516; amending section 130, chapter 255, Laws of 1927 and RCW 79.01.520.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 16, by Representatives Copeland, Jolly and Hubbard (by Legislative Council request):

An Act relating to cities and towns; amending section 35.18.190, chapter 7, Laws of 1965, and RCW 35.18.190; amending section 35.18.210, chapter 7, Laws of 1965 and RCW 35.18.210; and amending section 35.24.190, chapter 7, Laws of 1965, and RCW 35.24.190.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 117, by Representatives Harris, Bottiger and Pardini (by Legislative Council request):

An Act relating to criminal procedure; amending section 46.64.015, chapter 12, Laws of 1961, as amended by section 70, chapter 32, Laws of 1967 and RCW 46.64.015; and amending section 46.64.030, chapter 12, Laws of 1961, as amended by section 72, chapter 32, Laws of 1967 and RCW 46.64.030.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 121, by Representatives Harris, Bottiger and Evans (by Legislative Council request):

An Act relating to guardianship; and amending section 11.92.150, chapter 145, Laws of 1965 and RCW 11.92.150.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 128, by Representatives Newhouse, Bledsoe and Morrison:

An Act relating to outdoor recreation; limiting the liability of owners and others in lawful possession and control of land and water areas or channels made available to the public for recreational purposes; amending section 1, chapter 216, Laws of 1967 and RCW 4.24.200; and amending section 2, chapter 216, Laws of 1967 and RCW 4.24.210.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

HOUSE BILL NO. 170, by Representatives King, Kiskaddon, Clarke (George W.) and Bottiger:

An Act relating to district courts; and amending section 109, chapter 299, Laws of 1961 as amended by section 2, chapter 213, Laws of 1963 and RCW 3.62.050.

Referred to Judiciary Committee.

MOTION

At 12:20 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order at 1:30 p.m. by President Cherberg.

SECOND READING

SENATE BILL NO. 87, by Senators Williams, Talley and Dore (by Legislative Council request):

Setting a new qualification for incorporation of a municipal corporation.

The Senate resumed consideration of Senate Bill No. 87 on second reading.

The following amendments by Senators Williams and Talley were adopted:

On page 1, section 1, line 12, after "less than" and before "thousand" strike "[three] five" and insert "three"

On page 1, section 1, lines 10 and 11, after "or more" on line 10 and before "shall be" on line 11 insert "*and lying within the same county*"

It was moved by Senator Lewis (Brian) that the following amendment be adopted:

On page 1, section 1, line 9 after "five" add "road".

Debate ensued.

The motion was lost on a rising vote.

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 87 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 87, and the bill passed the Senate by the following vote: Yeas, 29; nays, 11; absent or not voting, 6; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Dore, Elicker, Faulk, Greive, Guess, Henry, Herr, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Peterson (Ted), Pritchard, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—29.

Voting nay: Senators Andersen, Day, Donohue, Gissberg, Holman, Lewis (Brian), McCutcheon, Matson, Newschwander, Ridder, Wilson—11.

Absent or not voting: Senators Cooney, Durkan, Huntley, Metcalf, Odegaard, Ryder—6.

Excused: Senators Foley, Peterson (Lowell), Talley—3.

ENGROSSED SENATE BILL NO. 87, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 250, by Senators Ridder, Uhlman, Huntley, Holman and Marquardt (by Joint Committee on Education request):

Increasing membership on joint committee on education.

The bill was read the second time by sections.

Senator Lewis (Harry) moved the adoption of the following amendment by Senators Lewis (Harry) and Sandison:

On page 2, section 3, line 5 insert as section 3 the following: Section 11, chapter 299, Laws of 1959 as last amended by section 11, chapter 130 of the Laws of the first extraordinary session of 1965 and RCW 44.33.300 are each amended to read as follows:

"The committee is authorized to ascertain and study facts and matters relating to common school education in the state of Washington, including but not limited to:

(1) Inter-relationship of state board of education and superintendent of public instruction;

(2) Office of county superintendent of schools;

(3) School districts including relationships to counties and the state;

(4) (Relationship of post high school education to common schools, community colleges, vocational and technical schools, and colleges and universities.) *Adult education carried out in the common schools;*

(5) Potential for teaching use of new media and devices such as television, teaching machines, and data processing;

(6) Educational research potential areas leading to improvement in instruction;

(7) Length of school year and summer school support;

(8) Vocational and technical education (:) *carried out as part of the common school program;*

(9) Teacher preparation;

(10) Student teaching;

(11) Supervision of beginning teachers;

(12) Finance; and

(13) Impact of increased federal funds.

Renumber section 3 of new bill as section 4.

Debate ensued.

Senator Holman moved that the amendment by Senators Lewis (Harry) and Sandison be laid upon the table.

The motion to table the amendment was lost on a rising vote.

POINT OF INQUIRY

Senator Dore: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, this bill is expanding membership from ten to eighteen and you have taken away half its function. Don't you think the bill should be properly conformed to reduce the ten to five if you are going to take away half its function? But my question to you is this: Would you be willing to limit to the schools and universities of higher learning and leave the community colleges out because at our hearing the other day in the Appropriations Committee, we find that the interest of the community college is not only not the same as the state and the universities but it is completely antagonistic to them and I think they are hybrid in themselves.

"Maybe we should have a separate committee for community colleges but I think they are more closely identified to the K-12 rather than the state universities. I have no objection to voting for your amendment if it is limited to the four-year colleges and universities and eliminate the community colleges. Do you accept this amendment?"

Senator Lewis (Harry): "Mr. President, Senator Dore, I am shocked and surprised that you would receive an interpretation out of that hearing the other day. I did not have that reaction. I think that we have clearly, during the last session, broken the community colleges after extensive debate and many, many days and weeks of work, we have broken the area of higher education, the community colleges to this date out of the common schools.

"I think that this is a clear mandate from the legislature that we do this. Certainly there are problems in integrating the community colleges when they have been for so many years, involved with the common schools when their budgets have been mixed up and stirred together with common school budgets and I think it is reasonable that there are going to be some difficulties.

"The bill was not perfect last time in breaking the way but it certainly was a long step forward, and so I would object to any type of amendment that would tend to split higher education. I would like to say in direct answer to your question I think that the subject that we are discussing today is an extremely important one.

"Those of you who have read the report of the Temporary Advisory Committee on Higher Education will see that for the first time, to my knowledge, we have come close to a coordinated effort and cooperative effort with all the institutions of higher education. I believe sincerely if the amendment does not carry in its present form or we have a clear separation between common schools and higher education that we will lose much of the

work Senator Sandison's committee has done in attempting to achieve this type of coordination.

"Senator Dore, I would just have to say that my understanding at that hearing as to the feelings of the community college people, I just cannot agree with you nor do I think that your suggestion is a valid one."

It was moved by Senator Dore that Senate Bill No. 250 be made a special order of business for 2:30 p.m. today.

Debate ensued.

The motion by Senator Dore carried.

SENATE BILL NO. 94, by Senators Guess and Washington:

Authorizing fire protection for state colleges.

The bill was read the second time by sections.

On motion of Senator Guess, the rules were suspended, Senate Bill No. 94 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 94, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Durkan, Huntley-2.

Excused: Senators Foley, Peterson (Lowell), Talley-3.

SENATE BILL NO. 94, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 11, by Senators Uhlman and Elicker (by departmental request):

Correcting code sections relating to probation and parole.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 11 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 11, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Dore, Durkan-2.

Excused: Senators Foley, Peterson (Lowell), Talley-3.

SENATE BILL NO. 11, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 12, by Senators Uhlman and Elicker (by departmental request):

Correcting code sections relating to electricians and electrical installations.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 12 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 12, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Dore, Durkan, Henry—3.

Excused: Senators Foley, Peterson (Lowell), Talley—3.

SENATE BILL NO. 12, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, the remaining bills on the second reading calendar were held for tomorrow's calendar.

Senator Greive moved that the Senate adjourn until 11:00 a.m. Thursday, February 6, 1969.

Debate ensued.

At 2:20 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, February 5, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TWENTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, February 6, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Greive, Talley and Peterson (Lowell). On motion of Senator Atwood, Senators Pritchard and Andersen were excused. Senators Peterson (Lowell) and Talley had previously been excused.

The Color Guard, consisting of Pages Craig O'Brien, Color Bearer, and Dana Martin, presented the Colors. Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"As a man thinketh in his heart, so is he, Gracious God, so we come with our feverish spirits, our anxious cares, our burdensome responsibilities, into the renewing influence of Thy presence; seeking the perfect peace that comes to those whose minds are fixed on Thee.

"Drive from us all equivocation and pretense. Let not ignorance, nor mean partisanship, nor selfish greed, nor temptation of privilege, block or impede the way to a splendid new order in our society.

"Come now to us, and remain with us, throughout this day, speaking through our words and attitudes and deeds, sustaining and guiding, correcting and empowering us, each one. Amen."

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

REPORTS OF STANDING COMMITTEES

February 4, 1969.

SENATE BILL NO. 187, changing the time when port commissioners may reestablish the boundaries of the districts from which they are elected (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Ted), Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 206, changing state patrol retirement benefits (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Matson, Metcalf, Ridder, Stender.

On motion of Senator Durkan, there being no objection Senate Bill No. 206 was referred to the Committee on Ways and Means—Appropriations.

February 4, 1969.

SENATE BILL NO. 211, increasing county auditor's car tax collection fees (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 4, 1969.

SENATE BILL NO. 253, providing for the sale of port district personal property (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 4, 1969.

SENATE BILL NO. 254, regulating contract sales, terms and conditions of port districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 4, 1969.

SENATE BILL NO. 330, providing for the cancellation or postponement of certain special elections (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

SENATE RESOLUTION: 1969-10

By Senators Huntley, Washington, Ridder and Greive:

WHEREAS, The recent winter blizzards throughout the state have deposited an unprecedented amount of snow on our public highways; and

WHEREAS, The safety of the motoring public has necessitated the rapid removal of this snow; and

WHEREAS, The snow has been rapidly and efficiently removed from the public highways by dedicated employees of the department of highways who have worked twelve hours a day, seven days a week; and

WHEREAS, The public highways which are our most important line of communication throughout the state have been kept open because of the dedication and personal sacrifice of these employees of the department of highways; and

WHEREAS, The efforts of the department of highways and its maintenance employees are representative of the highest tradition of public service;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the department of highways and the employees of its maintenance division are congratulated and commended for their efforts in removing the unprecedented amount of snow from the public highways for the past two months.

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to Charles G. Prah, director of the department of highways, Vern Dorsey, assistant director of highways for maintenance and to each of the directors of the seven highway districts.

On motion of Senator Huntley, the resolution was adopted.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 373, by Senators Peterson (Ted), Peterson (Lowell) and Talley (by executive request):

An Act relating to the Columbia River Compact.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 374, by Senators Lewis (Brian), Matson, Ridder, Marquardt, McCormack and Holman:

An Act relating to revenue and taxation; and amending section 84.56.020, chapter 15, Laws of 1961 and RCW 84.56.020.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 375, by Senators Canfield, Odegaard, Donohue and McDougall (by departmental request):

An Act relating to agriculture; amending section 15.66.060, chapter 11, Laws of 1961 and RCW 15.66.060; amending section 15.66.260, chapter 11, Laws of 1961 and RCW 15.66.260; adding a new section to chapter 256, Laws of 1961 and to chapter 15.65 RCW; and adding a new section to chapter 11, Laws of 1961 and to chapter 15.66 RCW.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 376, by Senators Walgren and Atwood:

An Act relating to comprehensive liability insurance.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

An Act relating to insurance and health care programs for employees of the state, counties, municipal corporations, and political subdivisions of the state; amending section 1, chapter 75, Laws of 1963, as amended by section 1, chapter 135, Laws of 1967, and RCW 41.04.180; adding new sections to chapter 75, Laws of 1965 and to chapter 41.04 RCW; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 378, by Senators Marquardt, Uhlman, Elicker and Durkan (by executive request):

An Act relating to education; amending section 3, chapter 97, page 239, Laws of 1909 and RCW 28.77.090; amending section 5, chapter 97, page 245, Laws of 1909 as amended by section 1, chapter 115, Laws of 1949 and RCW 28.80.070; amending section 3, chapter 147, Laws of 1957 as amended by section 2, chapter 5, Laws of 1967 ex. sess. and RCW 28.81.020; amending section 10, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.100; amending section 28B.20.100, chapter —, Laws of 1969 (House Bill No. 58) and RCW 28B.20.100; amending sections 28B.30.100, 28B.40.100 and 28B.50.100, chapter —, Laws of 1969 (House Bill No. 58) and RCW 28B.30.100, 28B.40.100 and 28B.50.100; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring emergencies.

Referred to Committee on Higher Education and Libraries.

There being no objections, the rules were suspended to permit additional sponsors to Senate Bills Nos. 374, 375 and 378.

Senator McCormack moved that the Senate be at ease.

The President declared the Senate to be at ease at 11:12 a.m.

POINT OF INQUIRY

Senator Ryder: "Would Senator McCormack yield to a question? Senator McCormack, for what reason are you requesting the Senate to be at ease?"

Senator McCormack: "We would like to consider whether or not Senate Joint Memorial No. 5 should be read in today."

The President declared the Senate to be in order at 11:15 a.m.

Senate Joint Memorial No. 5 was withdrawn from the introductions and held for first reading tomorrow.

SENATE CONCURRENT RESOLUTION NO. 7, by Senators Canfield and McCormack:

Directing or dedicating property tax revenue for school, municipal and county purposes.

Referred to Committee on Ways and Means—Revenue and Taxation.

SECOND READING

SENATE BILL NO. 250, by Senators Ridder, Uhlman, Huntley, Holman and Marquardt (by Joint Committee on Education request):

Increasing membership on joint committee on education.

The bill was read the second time by sections.

Senator Dore moved the adoption of the following amendment by Senator Dore to the amendment by Senators Lewis (Harry) and Sandison:

After "(4)" strike the balance of subsection (4) and insert "Relationship of post high school education to common schools, [adult education,] community colleges, and vocational and technical schools; [, and colleges and universities.]"

POINT OF INQUIRY

Senator Holman: "I wonder if Senator Sandison would yield to a question? Senator, could you tell me, is there any difference between your amendment as distributed on the desk yesterday and your amendment as it exists up on the Secretary's desk?"

Senator Sandison: "I haven't checked the amendment up on the Secretary's desk but I understand there is a difference. Perhaps Senator Lewis (Harry) could give you a more definitive answer."

Senator Lewis (Harry): "Senator Holman, yes, there is a difference. The amendment that is on your desk is the substance of the amendment. The technical amendment that is on the desk and is accurately drawn."

Senator Holman: "Thank you for your response. The point I wish to make here is that we are considering Senator Dore's amendment to an amendment which is up on the desk but is not the amendment that we have studied since yesterday and I would, therefore, move that this be made a special order of business at 12:15 p.m. for the purpose of getting copies of the amendment before the membership."

POINT OF INQUIRY

Senator Bailey: "Point of inquiry. If I were to move that the bill be re-referred to the Rules Committee, would I be out of order at this time?"

REPLY BY THE PRESIDENT

The President: "No, Senator, the motion is quite in order."

MOTION

It was moved by Senator Bailey that Senate Bill No. 250 be re-referred to the Committee on Rules and Joint Rules. There being no objection, it was so ordered.

SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley:

Eliminating certain special motor vehicle license plates.

The Senate resumed consideration of Senate Bill No. 35 on second reading.

There being no objection, the Secretary read the following proposed amendment by Senator Metcalf:

On page 1, section 1, line 14, after "numbers" add "*at an additional fee of five dollars*" and restore the original wording to the balance of the bill.

The question before the Senate is consideration of Senator Metcalf's proposed amendment first.

POINT OF ORDER

Senator Gissberg: "Point of order, Mr. President. Senator Metcalf has not made a motion, Mr. President. He merely made a suggestion and not having made a motion, the only thing that is before the Senate at this time is the motion that was carried over from the past day's business and that is the motion by Senator Lewis (Brian) to adopt these amendments."

"So, if Senator Lewis objects to considering first a proposal by Senator Metcalf, that will take care of the matter unless Senator Metcalf makes an affirmative motion to that effect."

REPLY BY THE PRESIDENT

The President: "The point of order as expressed by Senator Gissberg is well taken."

MOTION

It was moved by Senator Atwood that Senate Bill No. 35 be placed at the end of the second reading calendar for today and that all amendments on the desk be printed and distributed to the members.

The motion carried.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE BILL NO. 169,
HOUSE BILL NO. 219.

SENATE BILL NO. 107, by Senators Uhlman, Andersen and Dore:
Authorizing sound and video recordings in certain police activities.

On motion of Senator Woodall, there being no objection, Senate Bill No. 107 was placed at the end of the second reading calendar for today.

SENATE BILL NO. 202, by Senators Canfield, Dore, Mardesich and Andersen (by Legislative Budget Committee request):

Allowing recreational use of leased state lands.

The bill was read the second time by sections.

On motion of Senator Canfield, the rules were suspended, Senate Bill No. 202 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 202, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—44.

Voting nay: Senators Huntley, Wilson—2.

Absent or not voting: Senator Ryder—1.

Excused: Senators Peterson (Lowell), Talley—2.

SENATE BILL NO. 202, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 99, by Senators Atwood and Uhlman:

Serving process in actions involving motor vehicles.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 99 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Mr. President, would Senator Atwood yield to a question? Senator Atwood, when you put the letter into the mail with return receipt requested, if the post office does not return that receipt to you indicating that it was signed for, does the process go on?"

Senator Atwood: "I am not sure I follow you. If I don't get the return receipt back?"

Senator Guess: "Right."

Senator Atwood: "Well, you don't have good service. You have to get the return receipt back, signed or unsigned, the way the bill reads."

Senator Guess: "If it comes back unsigned, then what?"

Senator Atwood: "Then you can take judgment but I don't know what judgment you would have, Senator Guess. In several of these cases the insurance companies know all about these and they tell their people not to accept these and the result is that they escape debt and liability under this guise."

Senator Guess: "Then under the law, wouldn't you have personal service to make sure that they receive the notice?"

Senator Atwood: "In some cases, maybe, but under this bill you would have personal service when you received the return receipt showing addressee refused to accept or something of that nature. If, in fact, the fellow has moved and left no forwarding address that is another matter."

Senator Guess: "And if he moves and has no forwarding address and you don't get the receipt back, then what is your course of action?"

Senator Atwood: "Well, you are kind of up a tree. You have to find some other means of getting jurisdiction over him. This happens quite a bit."

Senator Guess: "Thank you."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 99, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Marquardt, Matson, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-42.

Voting nay: Senators Andersen, Lewis (Harry), McCormack, Mardesich, Metcalf-5.

Excused: Senators Peterson (Lowell), Talley-2.

SENATE BILL NO. 99, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 185, by Senators Uhlman, Donohue and Marquardt:
Authorizing transfer of certain jail prisoners to department of institutions.

REPORT OF STANDING COMMITTEE

January 28, 1969.

SENATE BILL NO. 185, authorizing transfer of certain jail prisoners to department of institutions (reported by Committee on Public Institutions):

Recommendation: Do pass with the following amendments:

In section 1, line 9 after "has" and before "appealed" strike "either"

In section 1, line 10, after "viction" and before "may" strike "or is awaiting a presentence investigation report"

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

The bill was read the second time by sections.

On motion of Senator Odegaard, the committee amendments were adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 1, section 1, beginning on line 8, strike all of the matter down to and including "conviction." on line 12, and insert:

"Any person imprisoned in a county jail pending the appeal of his conviction of a felony and who has not obtained bail bond pending his appeal shall be transferred after

thirty days but within forty days from the date judgment was entered against him to a state institution for felons designated by the director of the department of institutions: PROVIDED, That when good cause is shown, a superior court judge may order the prisoner detained in the county jail beyond said forty days for an additional period not to exceed ten days."

On motion of Senator Odegaard, the rules were suspended, Engrossed Senate Bill No. 185 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 185 and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-46.

Absent or not voting: Senator Ryder-1.

Excused: Senators Peterson (Lowell), Talley-2.

ENGROSSED SENATE BILL NO. 185, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 32, by Senator Uhlman:

Increasing the salary of the administrator for the courts.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 32 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Peterson (Ted): "Will Senator Uhlman yield to a question? Senator Uhlman, what are the qualifications leading up to this?"

Senator Uhlman: "He has to be an attorney, he has to be someone very highly qualified, very diplomatic and skillful and someone who could earn far more than \$15,000 which is what we are paying him, on the outside so to speak. He has to be a very highly qualified person and the present court administrator is and I think this will help us to retain him and when he leaves to obtain somebody equally qualified."

Senator Washington: "Also for the enlightenment of Senator Peterson, he has many years of training in the FBI. His chief qualification, however, is that he is a graduate of the Ephrata High School."

Senator Durkan: "Would Senator Uhlman yield? Senator, is the court administrator in King county a retired federal employee?"

Senator Uhlman: "I don't know that there is a court administrator in King county. You mean in this position? I don't believe he is retired. I think he was with the FBI for a long period of time but I couldn't tell you if he is retired. Perhaps Senator Washington can answer whether or not he personally is retired from the FBI with full pension rights."

Senator Washington: "He is retired from the FBI. There are many people appointed to positions who may have stocks and bonds, they may have inherited real estate, they may be rich in their own right but here is a highly capable man who has held this position for many years. He has the background and training to do the job and unless we are going to determine what the financial facilities are outside of his salary, we are going to have to consider this, I suppose in the judges of the superior court, the supreme court, the governor and various other officers to determine what their outside economic resources are before we are going to give them a raise. In this we are attempting to make a raise for a position and in the future the position may be held by someone with no outside resources, or it can possibly be held by someone who does have additional resources."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 32 and the bill failed to pass the Senate by the following vote: Yeas, 19; nays, 28; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Elicker, Foley, Greive, Henry, Holman, McCormack, McDougall, Marquardt, Metcalf, Pritchard, Ridder, Twigg, Walgren, Washington, Williams, Woodall—19.

Voting nay: Senators Andersen, Atwood, Canfield, Day, Donohue, Dore, Durkan, Faulk, Gissberg, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Matson, Newschwander, Odegaard, Peterson (Ted), Ryder, Sandison, Stender, Stortini, Uhlman, Wilson—28.

Excused: Senators Peterson (Lowell), Talley—2.

SENATE BILL NO. 32, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Uhlman served notice that he would on the next working day move that the Senate reconsider the vote by which Senate Bill No. 32 failed to pass the Senate.

MOTION

At 12:35 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

SECOND READING

SENATE BILL NO. 135, by Senators McDougall, Washington and Canfield:

Authorizing mosquito control in Chelan county.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 135 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 135, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Durkan, Gissberg, McCormack—3.

Excused: Senators Peterson (Lowell), Talley—2.

SENATE BILL NO. 135, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 246, by Senators Ryder, Lewis (Harry) and Sandison (by Advisory Council on Public Higher Education request):

Establishing a state higher education personnel board.

The bill was read the second time by sections.

On motion of Senator Sandison, the following amendment by Senator Durkan was adopted:

On page 4, section 6, line 5, after "shall be" strike all the material down to and including "also be" on line 9.

POINT OF INFORMATION

Senator Ryder: "May I ask, is the amendment on Senator Durkan's amendment on the desk?"

Senator Henry: "Mr. President, Senator Durkan has cleared these amendments with the sponsors and they are okay with us."

MOTIONS

On motion of Senator Greive, Senate Bill No. 246 was ordered to hold its place on the second reading calendar for tomorrow.

On motion of Senator Greive, Senate Bill No. 33 was ordered placed at the beginning of the second reading calendar for tomorrow.

At 2:20 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, February 7, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TWENTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, February 7, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary presented the roll and announced to the President that all Senators were present except Senators Lewis (Brian) and Cooney. On motion of Senator Greive, Senator Cooney was excused. On motion of Senator Andersen, Senator Lewis (Brian) was excused.

The Color Guard, consisting of Pages Dennis Heryford, Color Bearer, and Laura Extine, presented the Colors. Reverend Homer Demopolous, pastor of St. Demetrios Greek Orthodox Church of Seattle, offered prayer as follows:

"As a man thinketh in his heart, so is he, Let us pray: "Oh, Lord, who has blessed us with the privilege of serving our fellow man in respected positions of authority, as we begin another day of enlightened deliberation and important decision making, we humbly ask Thy divine blessing with increased patience and broadened understanding may we read carefully the many pages of printed word, may we listen with a third ear to all wise teachings humbly.

"Grant us in our doubts and uncertainties the grace to ask what Thou would have us do. May Thy spirit of wisdom guide us and protect us from false choices and selfish decisions along Thy path of truth. May we continue to seek righteousness, defend justice and support personal and God-given freedom.

"May we never from love of Thee, decline Thy straight path nor for fear of shame turn away from it, we beseech Thee. Grant us the grace to use Thy manifold gift of faith, of hope, of love, the strength of body, clarity of mind and courage of conviction. May we carry on our work in Thy name and to Thy glory. Amen."

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

REPORTS OF STANDING COMMITTEES

February 6, 1969.

SENATE BILL NO. 51, establishing charges for state printing farmed out (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 4, 1969.

SENATE BILL NO. 108, raising salary of court reporters (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE BILL NO. 131, establishing legal holidays (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE BILL NO. 136, designating steelhead trout as official state fish (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE BILL NO. 193, preserving certain benefits to personnel transferring from private schools within the state to school districts and community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Lewis (Harry), Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE BILL NO. 268, permitting facsimile signatures by officials (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 291, permitting persons over eighteen to donate blood without parental consent (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution).

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 297, providing mandatory retirement ages for justice court judges (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 298, providing salaries for full time justices of the peace (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Holman, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE BILL NO. 335, prescribing per diem rates for state officials and employees (reported by Committee on State Government).

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

On motion of Senator Henry, there being no objections, Senate Bill No. 335 was referred to the Committee on Ways and Means, Appropriations.

February 6, 1969.

SENATE BILL NO. 351, permitting fire protection districts to provide protection outside its boundaries (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE JOINT RESOLUTION NO. 11, resolving that an amendment be made to the Constitution authorizing the legislature to locate harbor lines and harbor usage (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Greive, Holman, Keefe, Metcalf, Uhlman, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

February 5, 1969.

DONALD E. KUSLER, to the position of Member of the Pharmacy Board, appointed by the Governor on January 19, 1969 for the term ending January 18, 1973, succeeding himself (reported by the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Woodall.

Passed to Committee on Rules and Joint Rules.

MESSAGES FROM THE HOUSE

February 6, 1969.

Mr. President: The House has passed:
ENGROSSED HOUSE BILL NO. 58,
ENGROSSED HOUSE BILL NO. 123,
HOUSE BILL NO. 36,
HOUSE BILL NO. 8,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

February 6, 1969.

Mr. President: The House has passed: ENGROSSED HOUSE BILL NO. 100, and the same is herewith transmitted. SIDNEY R. SNYDER, Asst. Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 379, by Senators Holman, Marquardt, Elicker, Ridder and McDougall:

An Act relating to education; amending section 3, chapter 68, Laws of 1955 as amended by section 1, chapter 241, Laws of 1961 and RCW 28.67.070; amending section

28A.67.070, chapter --, Laws of 1969 (HB 58) and RCW 28A.67.070; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Title 28A if such title shall be enacted; and declaring an emergency.

Referred to Committee on Education.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bill No. 379.

SENATE BILL NO. 380, by Senator Keefe:

An Act relating to issuance of game and game fish licenses; and amending section 77.32.010, chapter 36, Laws of 1955 as amended by section 1, chapter 245, Laws of 1959, and RCW 77.32.010.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 381, by Senators Lewis (Brian) and Durkan:

An Act relating to highways; amending section 47.16.050, chapter 13, Laws of 1961, as amended by section 14, chapter 145, Laws of 1967 ex. sess., and RCW 47.16.050.

Referred to Committee on Highways.

SENATE BILL NO. 382, by Senators Henry, Donohue and Canfield:

An Act relating to beef and beef products and the sale and promotion thereof; creating a state beef commission; levying assessments; and declaring an emergency.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 383, by Senators Andersen and Walgren:

An Act relating to crimes, criminal procedure and search warrants; and amending section 2, page 101, Laws of 1854 as last amended by section 1, chapter 86, Laws of 1949 and RCW 10.79.015.

Referred to Judiciary Committee.

SENATE BILL NO. 384, by Senators Andersen and Walgren:

An Act relating to criminal procedure and alibi witnesses; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 385, by Senators Andersen and Walgren:

An Act relating to crimes and criminal procedure; creating a new section; and providing a penalty.

Referred to Judiciary Committee.

SENATE BILL NO. 386, by Senators Andersen and Walgren:

An Act relating to the grant of civil and criminal immunity to citizens aiding police; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 387, by Senators Andersen and Walgren:

An Act relating to crimes and police officers' power of arrest; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 388, by Senators Andersen and Walgren:

An Act relating to criminal procedure; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 389, by Senators Andersen and Walgren:

An Act relating to crimes; amending section 46.56.040, chapter 12, Laws of 1961 as amended by section 63, chapter 155, Laws of 1965 ex. sess., and RCW 46.61.520; amending section 16, page 78, Laws of 1854 as last amended by section 143, chapter 249, Laws of 1909 and RCW 9.48.060; adding a new section to chapter 12, Laws of 1961 and to chapter 46.61 RCW; and prescribing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 390, by Senators Andersen and Walgren:

An Act relating to drugs; adding new sections to Title 69 RCW; and providing a penalty.

Referred to Judiciary Committee.

SENATE BILL NO. 391, by Senators Andersen and Walgren:

An Act relating to narcotic drugs, dangerous drugs and poisons; adding a new section to chapter 69.40 RCW; and amending section 69.33.300, chapter 27, Laws of 1959 and RCW 69.33.300.

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

SENATE BILL NO. 392, by Senators Andersen and Walgren:

An Act relating to state government; crimes and disorder; creating a new chapter; amending section 43.06.050, chapter 8, Laws of 1965 and RCW 43.06.050; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 393, by Senators Stender and Andersen (by executive request):

An Act relating to industrial insurance; amending section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080; amending section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110; amending section 51.16.130, chapter 23, Laws of 1961 and RCW 51.16.130; amending section 51.32.090, chapter 23, Laws of 1961, as last amended by section 3, chapter 122, Laws of 1965 ex. sess., and RCW 51.32.090; adding a new section to chapter 23, Laws of 1961 and to chapter 51.16 RCW; repealing section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; repealing section 51.16.020, chapter 23, Laws of 1961, as amended by section 6, chapter 274, Laws of 1961 and RCW 51.16.020; and repealing section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 394, by Senators Uhlman and Twigg (by executive request):

An Act relating to crimes and punishment; amending section 12, page 78, Laws of 1854 as last amended by section 1, chapter 112, Laws of 1919 and RCW 9.48.030; amending section 1, chapter 6, Laws of 1933 ex. sess. and RCW 9.52.010; amending section 65, chapter 249, Laws of 1909 and RCW 9.82.010; repealing section 8, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.040; repealing sections 3, 4, 5 and 6, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.070, 10.70.080, 10.70.100 and 10.70.110; repealing section 152, page 125, Laws of 1854 as last amended by section 1, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.050; repealing section 153, page 125, Laws of 1854 as last amended by section 1131, Code of 1881 and RCW 10.70.090; repealing section 155, page 125, Laws of 1854 as last amended by section 1133, Code of 1881 and RCW 10.70.120; repealing section 154, page 125, Laws of 1854 as last amended by section 7, chapter 9, Laws of 1901 ex. sess. and RCW 10.70.130; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 395, by Senator Mardesich:

An Act relating to insurance, and amending section 19.03, chapter 79, Laws of 1947 and RCW 48.19.030.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 396, by Senator Mardesich:

An Act relating to insurance; and amending section 19.03, chapter 79, Laws of 1947 and RCW 48.19.030.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE JOINT MEMORIAL NO. 5, by Senators Durkan, Gissberg, Keefe, Cooney and McCormack:

Memorializing Congress to exempt OASDI benefits from "resources" for benefits under public assistance.

Referred to Committee on Labor and Social Security.

There being no objection, the rules were suspended to permit additional sponsors to Senate Joint Memorial No. 5.

SENATE JOINT RESOLUTION NO. 21, by Senators Canfield and Greive:

Relating to legislative redistricting.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 8, by Representatives O'Dell, Zimmerman and Smythe:

An Act relating to certain state forest lands; and amending section 3-b, chapter 154, Laws of 1923 as created by section 3, chapter 288, Laws of 1927 and as last amended by section 1, chapter 167, Laws of 1957, and RCW 76.12.030.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 36, by Representatives Kalich, Flanagan, Zimmerman, Charette and Thompson (by departmental request):

An Act relating to game and game fish; and amending section 77.12.210, chapter 36, Laws of 1955 and RCW 77.12.210.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 58, by Representatives Brouillet, Mahaffey, Zimmerman, Charette and Hoggins (by Joint Committee on Education request):

An Act relating to education; enacting a common school and higher education code to be known as Titles 28A and 28B of the revised Code of Washington; providing penalties; repealing certain acts and parts of acts; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 100, by Representatives Ceccarelli, Haussler, Charette, Juelling, Leckenby, Whetzel, Bottiger, Sprague, Kalich, Kopet, Gladder, Wanamaker, Randall, Adams, Bagnariol, Brown, Murray, Hubbard, O'Dell and Wolf (by Legislative Council request):

An Act relating to intoxicating liquor; amending section 23J added to chapter 62, Laws of 1933 extraordinary session by section 1, chapter 217, Laws of 1937 and RCW 66.24.160; amending section 23K added to chapter 62, Laws of 1933 extraordinary session by section 1, chapter 217, Laws of 1937, and RCW 66.24.200; amending section 24A added to chapter 62, Laws of 1933 extraordinary session by section 3, chapter 158, Laws of 1935 as last amended by section 2, chapter 216, Laws of 1943 and RCW 66.24.210; amending section 25, chapter 62, Laws of 1933 extraordinary session and RCW 66.24.230; amending section 23i added to chapter 62, Laws of 1933 extraordinary session by section 1, chapter 217, Laws of 1937, as amended by section 2, chapter 172, Laws of 1939, and RCW 66.24.310; amending section 27D added to chapter 62, Laws of 1933 extraordinary session by section 8, chapter 172, Laws of 1939 and RCW 66.28.030; amending section 42, chapter 62, Laws of 1933 extraordinary session as amended by section 4, chapter 217, Laws of 1937 and RCW 66.28.050; amending section 82.08.150, chapter 15, Laws of 1961, as last amended by section 16, chapter 173, Laws of 1965 extraordinary session, and RCW 82.08.150; amending section 82.08.160, chapter 15, Laws of 1961 and RCW 82.08.160; adding new sections to chapter 62, Laws of 1933 extraordinary session and to chapter 66.24 RCW; amending section 3, chapter 62, Laws of 1933 extraordinary session as amended by section 1, chapter 158, Laws of 1935, and RCW 66.04.010; and providing an effective date.

Referred to Committee on Liquor Control.

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

An Act relating to firearms and other dangerous weapons; adding a new section to chapter 9.41 RCW; prescribing penalties; and declaring an emergency.
Referred to Judiciary Committee.

MOTION FOR RECONSIDERATION

Senator Uhlman having given notice on the preceding day, moved that the Senate do now reconsider the vote by which Senate Bill No. 32 failed to pass the Senate.

There being no objection, the Senate agreed to reconsider the vote by which Senate Bill No. 32 failed to pass.

MOTION

Senator Uhlman moved that the rules be suspended and that Senate Bill No. 32 be returned to second reading for the purpose of an amendment.

Debate ensued.

The motion was carried and Senate Bill No. 32 was returned to second reading.

On motion of Senator Uhlman, Senate Bill No. 32 was placed on the second reading calendar following Senate Bill No. 35.

SENATE BILL NO. 33, by Senators McCutcheon and Woodall:

Providing for distribution of school equalization funds.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the following amendments were adopted:

On page 1 add a bill subheading on the line following the enacting clause, and centered, to read as follows: "Part I. Sections affecting current law."

On page 3 strike section 2 and insert in lieu thereof the following:

"Part II. Sections affecting proposed 1969 education code.

Sec. 2. Section 28A.41.130, chapter —, Laws of 1969 (H.B. 58) and RCW 28A.41.130 are each amended to read as follows:

From those funds made available by the legislature for the current use of the common schools, other than the proceeds of the state property tax, the state superintendent of public instruction shall distribute annually as provided in RCW 28A.48.010 to each school district of the state operating a program approved by the state board of education, an amount which, when combined with the following revenues, will constitute an equal guarantee in dollars for each weighted student enrolled, based upon one full school year of one hundred eighty days:

(1) Eighty-five percent of the amount of revenues which would be produced by a levy of fourteen mills on the assessed valuation of taxable property within the school district adjusted to twenty-five percent of true and fair value thereof as determined by the state department of revenue's indicated county ratio: PROVIDED, That in each of the calendar years 1968 and 1969 the funds otherwise distributable under this section to any school district which is collecting property taxes based upon a levy of less than five-sixths of the maximum levy permissible for the district for such year under RCW 84.52.050 shall be reduced by an amount equal to the difference between the proceeds of the actual school district tax levy in the district and the proceeds which five-sixths of such maximum permissible levy for the district would produce irrespective of any delinquencies: PROVIDED, FURTHER, That the funds otherwise distributable under this section to any school district for any year other than the calendar years 1968 and 1969 shall be reduced by the difference between the proceeds from the actual school district tax levy in the district and the amount the maximum levy permissible for the district under RCW 84.52.050 would produce irrespective of any delinquencies; and

(2) The receipts from the one percent tax on real estate transactions which may be imposed pursuant to chapter 28A.45 RCW: PROVIDED, That the funds otherwise distributable under this section to any school district in any county which does not impose a tax in the full amount authorized by chapter 28A.45 RCW shall be reduced by five percent; and

(3) [Eighty-five percent of the net receipts from those funds received pursuant to Title 20, sections 236 through 244, United States Code; net receipts are gross receipts of the district less the cost to the district of processing the records and claims required for the administration of Title 20, sections 236 through 244, United States Code; and

(4) Eighty-five percent of the maximum receipts collectible from the high school district fund pursuant to chapter 28A.44 RCW; and

[(5)] (4) Eighty-five percent of the receipts from public utility district funds distributed to school districts pursuant to RCW 54.28.090; and

[(6)] (5) Eighty-five percent of the receipts from federal forest revenues distributed to school districts pursuant to RCW 36.33.110;

[(7)] (6) Eighty-five percent of such other available revenues as the superintendent of public instruction may deem appropriate for consideration in computing state equalization support, *other than federal funds received pursuant to Title 20, sections 236 through 244, United States Code which funds shall be distributed without affecting the state distribution under this section.*

Part III. Construction.

NEW SECTION. Sec. 3. The forty-first legislature has before it a bill proposing a complete revision of the education laws of this state (1969 HB 58). The provisions of Part I of the instant bill seek to change existing laws. The provisions of Part II seek to change correlative provisions of the proposed 1969 education code if such code becomes law. It is the intent of the legislature that the provisions of Part I shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of Part I shall expire and the provisions of Part II shall concomitantly become effective. It is the further intent of the legislature that Part II of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then the amendatory provisions of Part II of this bill shall be construed as amending the correlative sections of the 1969 education code, and shall be construed as being in pari materia with the 1969 education code.

NEW SECTION. Sec. 4. Part II of this 1969 amendatory act shall be effective July 1, 1969, if the 1969 education code (HB 58) becomes effective prior thereto, otherwise at such date such education code becomes effective.

NEW SECTION. Sec. 5. The effective date of Part I of this 1969 amendatory act shall be July 1, 1969.

In line 3 of the title after the semicolon after the numerals "130" strike the remainder of the title and insert "amending section 28A.41.130, chapter —, Laws of 1969 (HB 58) and RCW 28A.41.130; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles be enacted; and making an effective date."

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Bill No. 33 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators McCutcheon, Greive and Talley demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 33, and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; absent or not voting, 0; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senators Dore, Mardesich, Peterson (Ted)—3.

Excused: Senators Cooney, Lewis (Brian)—2.

ENGROSSED SENATE BILL NO. 33, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator McCutcheon, the rules were suspended and Engrossed Senate Bill No. 33 was ordered immediately engrossed and transmitted to the House.

SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley:

Eliminating certain special motor vehicle license plates.

The Senate resumed consideration of Senate Bill No. 35 on second reading.

The following amendment by Senator Mardesich was adopted:

On page 2, section 1, line 16, after "issued." insert "*Such special fee shall be deposited in the motor vehicle fund.*"

The following amendment by Senators Lewis (Brian) and Washington was adopted:

On page 2, section 1, line 30, after "purpose.]" add "*The mass transit trust account heretofore created in the general fund shall remain an account of the general fund.*"

The following amendment as proposed by Senator Metcalf on the preceding day was reread:

On page 1, section 1, line 14, after "numbers" add "*at an additional fee of five dollars*" and restore the original wording to the balance of the bill.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Metcalf: "Mr. President, point of parliamentary inquiry. Now that these other amendments have been adopted and we have dealt with the disposal of the money, my amendment may have to be perfected as to restoring the balance of the bill except as amended. Is it proper to go ahead and make my amendment with that understanding?"

REPLY BY THE PRESIDENT

The President: "The President believes so, Senator Metcalf."

MOTION

Senator Metcalf moved the adoption of the amendment.

POINT OF ORDER

Senator Mardesich: "Point of order."

The President: "Senator Mardesich will state his point of order."

Senator Mardesich: "As I recall the amendment offered by Senator Metcalf, it is to strike all the material that had been deleted which in effect was returning the law to its original position. In that event, on line 15, page 2, 'thirty' would become part of the law again."

RULING BY THE PRESIDENT

The President: "Members of the Senate, the point of order as presented by Senator Mardesich is well taken. The amendment does restore the number 'thirty' to the measure."

POINT OF INFORMATION

Senator McCormack: "I was going to speak on behalf of this amendment. Now the point of order has been ruled upon by the Chair. I presume we are at a point where we don't have such an amendment before us, is that correct, Mr. President?"

REPLY BY THE PRESIDENT

The President: "The amendment is before the body."

MOTION

It was moved by Senator McCormack that Senate Bill No. 35 take its place at the end of today's second reading calendar.

Further debate ensued.

POINT OF INQUIRY

Senator Bailey: "I would like to ask a question of Senator Metcalf. What you are trying to do is put some more money into the mass transit fund and if this goes through we will have about \$200 more and we will have a total of \$500 in the mass transit fund which matched by the city of Seattle will get us on the way with \$1,000 to start our program."

MOTION

It was moved by Senator Sandison that the amendment by Senator Metcalf be laid upon the table.

POINT OF ORDER

Senator Stender: "Point of order, Mr. President. I thought there was a motion by Senator McCormack that this bill be placed at the end of the second reading calendar for today."

REPLY BY THE PRESIDENT

The President: "The point is well taken."

The motion to place Senate Bill No. 35 at the end of the second reading calendar for today was carried by a standing vote.

MOTIONS

On motion of Senator Dore, there being no objections, the Senate Chamber will be used to hold a public hearing on Monday, February 10, 1969 at 7:30 p.m.

At 12:15 p.m. on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, February 10, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

TWENTY-NINTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, February 10, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Sandison. There being no objection, Senator Sandison was excused.

The Color Guard, consisting of Pages Taylor Terao, Color Bearer, and Linda Battin, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shephard of Olympia, offered prayer as follows:

"Our God, and Father: We stand before you today as men into whose hands has been placed tremendous social responsibility. It is not easy to bear this responsibility. It is not easy to make right choices, especially when there are so many extraneous pressures and contradicting opinions which must be taken into account.

"So help us then we pray, to bear the burden of the responsibility of this day. Give us wisdom, clear sightedness and a sense of honor. Amen."

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

REPORTS OF STANDING COMMITTEES

February 6, 1969.

SENATE BILL NO. 133, distributing school equalization funds (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McCutcheon, Chairman; Cooney, Donohue, Greive, McCormack, Mardesich, Uhlman, Washington.

Senator Durkan moved that Senate Bill No. 133 be referred to the Committee on Ways and Means—Revenue and Taxation.

Debate ensued.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Greive, Herr, Uhlman, Guess, Faulk, Peterson (Lowell), Henry and Dore.

ROLL CALL

The Secretary called the roll on the motion by Senator Durkan and Senate Bill No. 133 was referred to the Committee on Ways and Means—Revenue and Taxation, by the following vote: Yeas, 30; nays, 16; absent or not voting, 2; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Guess, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Walgren, Washington, Williams—30.

Voting nay: Senators Andersen, Atwood, Gissberg, Greive, Henry, Herr, McCutcheon, McDougall, Mardesich, Odegaard, Peterson (Lowell), Stortini, Talley, Uhlman, Wilson, Woodall—16.

Absent or not voting: Senators Huntley, Ridder—2.

Excused: Senator Sandison—1.

February 6, 1969.

SENATE BILL NO. 138, regulating computation of police pensions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR GUBERNATORIAL APPOINTMENTS

Office of the Governor, February 7, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

Rollo R. Rathfelder, appointed January 24, 1969, for a term ending January 4, 1975, succeeding Stanbery Foster.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on State Government.

Office of the Governor, February 7, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Parks and Recreation Commission, subject to your confirmation:

Jeff Domaskin, appointed February 5, 1969 and expiring December 31, 1974, succeeding Clair Greeley.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 397, by Senator Talley:

An Act relating to industrial insurance; amending section 51.32.070, chapter 23, Laws of 1961, as last amended by section 1, chapter 166, Laws of 1965 ex. sess., and RCW 51.32.070; making an appropriation; and declaring an effective date.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 398, by Senator Talley:

An Act relating to medical care for welfare recipients; and amending section 5, chapter 30, Laws of 1967 ex. sess. and RCW 74.09.520.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 399, by Senators Bailey and Durkan:

An Act relating to state jurisdiction over Indians and Indian territories, country or lands; providing for retrocession of state jurisdiction; and adding a new section to chapter 240, Laws of 1957 and to chapter 37.12 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 400, by Senators Durkan and Uhlman:

An Act relating to civil service in fire departments in cities and towns; amending section 1, chapter 31, Laws of 1935 and RCW 41.08.010; and amending section 9, chapter 31, Laws of 1935 and RCW 41.08.090.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 401, by Senators Williams, Uhlman and Gissberg:

An Act relating to assignment of rents; and amending section 546, Code of 1881 and RCW 7.28.230.

Referred to Judiciary Committee.

SENATE BILL NO. 402, by Senators Talley and Williams:

An Act relating to sewer districts; permitting the correction of clerical errors in assessment rolls; and amending section 33, chapter 210, Laws of 1941 and RCW 56.20.070.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 403, by Senators McCutcheon and Faulk:

An Act relating to lien of taxes; and amending section 84.60.010, chapter 15, Laws of 1961 and RCW 84.60.010.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 404, by Senators Bailey, Cooney, Keefe, Woodall, Atwood and Ryder:

An Act relating to political parties, providing for party conventions and caucuses; adding new sections to chapter 9, Laws of 1965 and to chapter 29.42 RCW; and prescribing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 405, by Senators Stender, Woodall and Sandison:

An Act relating to the retail sale of authentic and imitation Indian arts and crafts to prevent misrepresentation in the sale thereof; requiring labeling of imitation Indian arts and crafts; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE NO. 406, by Senators McCutcheon, Keefe and Donohue (by Joint Committee on Highways request):

An Act relating to rules of the road; providing for two-way left turn facilities; and amending section 40, chapter 155, Laws of 1965, ex. sess., and RCW 46.61.290; and providing penalties.

Referred to Committee on Highways.

SENATE BILL NO. 407, by Senators Holman, Henry and Day:

An Act relating to the business of making certain installment loans not exceeding five thousand dollars; providing for the licensing of persons engaged in such business; prescribing maximum rates of charge which such licensees are permitted to make; authorizing credit insurance and permit charges therefor; providing for the administration and enforcement of this act; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 408, by Senators McCormack, Holman, Sandison, Huntley, Lewis (Harry), Ryder, Ridder, Marquardt and Uhlman:

An Act relating to education; amending section 2, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.020; amending section 3, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.030; amending section 5, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.050; amending section 6, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.060; amending section 8, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.080; amending section 9, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.090; amending section 10, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.100; amending section 14, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.140; amending section 24, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.240; amending section 25, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.250; amending section 31, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.310; amending section 34, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.340; amending section 35, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.350; amending section 36, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.360; amending section 2, chapter 162, Laws of 1967 and RCW 43.75.020; repealing section 11, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.110; repealing section 12, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.120; amending sections 28B.50.020, 28B.50.030, 28B.50.050, 28B.50.060, 28B.50.080, 28B.50.090, 28B.50.100, 28B.50.140, 28B.50.240, 28B.50.250, 28B.50.340, 28B.50.350 and 28B.50.360; chapter --, Laws of 1969 (HB 58) and RCW 28B.50.020, 28B.50.030, 28B.50.050, 28B.50.060, 28B.50.080, 28B.50.090, 28B.50.100, 28B.50.140, 28B.50.240, 28B.50.250, 28B.50.340, 28B.50.350 and 28B.50.360; adding a new section to chapter --, Laws of 1969 (HB 58) and to chapter 28B.50 RCW; repealing sections 28A.58.110 and 28A.58.120, chapter --, Laws of 1969 (HB 58) and RCW 28A.58.110 and 28A.58.120; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 409, by Senators Dore and Herr:

An Act relating to education; creating new sections; providing for a permanent student loan program and the funding of such; and repealing section 6, chapter 139, Laws of 1921 and RCW 28.77.080.

Referred to Committee on Higher Education and Libraries.

On motion of Senator Dore, Senator Herr was added as a sponsor to Senate Bill No. 409.

SENATE BILL NO. 410, by Senators Dore and Uhlman:

An Act relating to probate law and procedure; amending section 11.20.020, chapter 145, Laws of 1965 and RCW 11.20.020; and providing an effective date.

Referred to Judiciary Committee.

On motion of Senator Dore, Senator Uhlman was added as a sponsor to Senate Bill No. 410.

SENATE JOINT RESOLUTION NO. 22, by Senator Dore:

Amending the state Constitution to allow state loans for educational purposes.

Referred to Committee on Constitution, Elections and Legislative Processes.

There being no objections, the rules were suspended to permit additional sponsors to Senate Bills Nos. 404 and 408.

SENATE RESOLUTION: 1969-11

By Lieutenant Governor Cherberg, Senators Dore, Connor, Holman, Herr, Greive, Stender, Uhlman, Williams, Andersen, Marquardt, Durkan, Ryder, Peterson (Ted), Mardesich, Pritchard, Lewis (Brian) and Ridder:

WHEREAS, The Honorable Dorm Braman has served with great distinction as the Mayor of Seattle since he first assumed that office in April of 1964; and

WHEREAS, While leading the city of Seattle into a new era of growth and prosperity, he has also actively participated in the development of urban affairs policy on the national level having held the position of chairman of the transportation committee of The National League of Cities and other positions of equal prominence; and

WHEREAS, In recognition of his personal warmth and vitality, and his wealth of experience in municipal affairs especially in the field of transportation and environmental development both at the local and national levels, Mayor Braman has been offered and has accepted the post of assistant secretary for urban systems and environment in the United States Department of Transportation; and

WHEREAS, Seattle's loss is truly our nation's gain;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, that we do hereby express our appreciation to Dorm Braman for the splendid service which he has rendered to his beloved Seattle and to this state; and with the knowledge that we will henceforth share with the entire nation the bounteous fruits of his endeavors, we wish him every success in his new post; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate shall forward to Mayor Braman a suitably inscribed copy of this resolution.

On motion of Senator Dore, the resolution was unanimously adopted.

SENATE RESOLUTION: 1969-12

By Senators Metcalf and Mardesich:

WHEREAS, The Boeing 747 flight yesterday demonstrated once again, in a tangible and thrilling way, the technology of the Boeing Company, and the competence and educational level of the people of the state of Washington;

NOW, THEREFORE, BE IT RESOLVED, That the Senate hereby congratulate the Boeing Company on this major step forward; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate shall forward to the Boeing Company a suitably inscribed copy of this resolution.

On motion of Senator Metcalf, the resolution was unanimously adopted.

MOTION

At 12:40 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Andersen, Senator Huntley was excused.

SECOND READING

SENATE BILL NO. 32, by Senator Uhlman:

Increasing the salary of the administrator for the courts.

The Senate resumed consideration of Senate Bill No. 32 on second reading.

On motion of Senator Uhlman, the following amendment was adopted:

On page 1, section 1, line 13, after "salary" strike the remainder of the section down to the period on line 15 and insert "not to exceed [fifteen] *twenty* thousand dollars per year [, to be fixed by the supreme court]."

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 32 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 32, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Durkan—1.

Excused: Senators Huntley, Sandison—2.

ENGROSSED SENATE BILL NO. 32, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 107, by Senators Uhlman, Andersen and Dore:

Authorizing sound and video recordings in certain police activities.

On motion of Senator Uhlman, there being no objections, Senate Bill No. 107 was referred to the Judiciary Committee.

SENATE BILL NO. 246, by Senators Ryder, Lewis (Harry) and Sandison (by Advisory Council on Public Higher Education request):

Establishing a state higher education personnel board.

The Senate resumed consideration of Senate Bill No. 246 on second reading.

On motion of Senator Durkan, the following amendment was adopted:

On page 12, section 20, line 17, after "approval" strike "by the state central budget agency" and insert "and appropriation by the legislature"

POINT OF INQUIRY

Senator Woodall: "Would Senator Ryder yield to a question? Senator Ryder, I notice on page 3, line 25 after the word 'governor', we have these words: 'subject to confirmation by the Senate'. Do you have any advance information on the possibility of an item veto if we pass this bill in this particular state?"

Senator Ryder: "Senator, as long as we have the present rule on vetoes, why sure, I suppose there would be this possibility on any bill we pass."

On motion of Senator Ryder, the following amendment was adopted:

On page 2, section 4, line 26 after "(1)" and before "presidents" strike "All" and insert "Members of the governing board of each institution and related boards, all"

On motion of Senator Ryder, the following three amendments were adopted:

On page 6, section 10, line 25, after "institution" and before the colon insert "or related board"

On page 7, line 13, strike "supervising" and insert "supervisory"

On page 7, line 21, after "institution" insert "or related board"

POINT OF INQUIRY

Senator Gissberg: "Will Senator Ryder yield to a question? Senator Ryder, referring to section 20 which you just amended, I take it that an amount not to exceed one-half of one percent of the salaries and wages for all the positions to be covered by this act which would be all the community colleges and institutions of higher education to be contributed by each of the institutions covered by this act for its administration.

"Now then, how do you arrive at one-half of one percent and secondly, how much is one-half of one percent in dollars that would be going into the administration of this act.

"In other words, I have two questions: Why one-half of one percent, what is that related to in terms of experience of the existing personnel board; and secondly, how much money are we talking about that is going into this fund?"

Senator Ryder: "Senator Gissberg, I can't answer your second question because I have no figures on how much. The first question comprised, if I understand it correctly, brings the act into conformity with our present personnel board and civil service policy on state

employees. How much money is involved because of bringing the community colleges into this, I don't know. I have no figures on it."

On motion of Senator Woodall, the following amendment was adopted:

On page 1, beginning on line 16, strike all of section 1. Renumber the remaining sections consecutively.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Ryder yield to a question? Senator Ryder, on page 3 at the bottom and page 4 at the top, section 6, creating a higher educational personnel board and providing for who may serve on that board, it excludes from the right to hold such an office those persons who are an officer of a political party for a period of one year immediately prior to such appointment and on line 3, page 2 and shall not be or become a candidate for partisan elective public office during the terms for which they are appointed.

"Now, I would assume that this refers to the terms to which they are appointed and if they should resign. It doesn't say so, however. What if a person were to hold one of these offices and then resign and couldn't run for any public office for a period of five years."

Senator Ryder: "I am sure the interpretation would be that when he resigned, he would be able to file for public office."

Senator Mardesich: "Now, you are assuming that. I only raised the question because I am not certain as to that, and also it provides that the expense of these members shall be fifty dollars per day and if there is no limit on the number of daily payments which they receive . . ."

Senator Ryder: "Senator Mardesich, that has been stricken by an amendment by Senator Durkan."

Senator Lewis (Brian): "Would Senator Ryder yield? Senator Ryder, section 11 of this bill on page 8 provides for the board to make reviews from time to time to make sure that these employees covered under this section, that their salary schedules shall reflect not less than prevailing rates in private industry and other governmental units for positions of a similar nature in the locality in which the institutional or related board is located.

"My questions to you would be: What private industries would be similar, and second, how do we cover the situation of these surveys? I have seen from time to time they don't seem to give due recognition to the fact that employees in private industry oft times do not get a month or more vacation and are not entitled to retirement with considerable benefits after only maybe twenty years of employment so that a direct across-the-board comparison of remuneration is not exactly germane, but yet it is always the one that is used as a way of getting a raise in salary."

Senator Ryder: "Senator Lewis, the only way that I would see that we could overcome this would be perhaps to appoint the board . . . the survey team from this body and have them give them instructions to follow along the rules and regulations which you set down in your question. I think that this is a standard procedure in the civil service act and is now in the state civil service act directing the personnel board to conduct a survey periodically, certainly a survey team or whoever it is that they hire to do this job should take into consideration all of the economic facts that pertain to the situation, so the questions which you raise in any responsible group of survey people should be automatic."

MOTION

Senator Gissberg moved the adoption of the following amendment:

On page 12, section 20, line 18, strike lines 18 through 23 down to and including the words "RCW."

The motion by Senator Gissberg was lost on a rising vote and the amendment was not adopted.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Ryder yield to another question? Senator Ryder, on page 14, section 23, provides for the exemption, line 11 says the provisions of this chapter do not apply to and down on line 20 it strikes certain matter 'academic personnel' and reinstates language indicating that academic personnel and employees of state institutions of higher education.

"Now, I don't know exactly what this chapter, or section of this chapter, applies to when this act seems to be an attempt to include employees of state institutions under this merit system, and I am wondering what this language excluding employees of state institutions means?"

Senator Ryder: "Senator, you will have to give me the line that you are looking at."

Senator Mardesich: "Page 14, line 11 says 'the provisions of this chapter do not apply to' and it outlines those people who will not be covered: the legislature, judges, etc. and then in subsection 3 on line 20 through 24 it attempts to exclude in line 22 employees in state institutions of higher education."

"I was under the impression that this was what we were trying to include with this bill and as I say, I am not certain what this section 47, chapter 8, Laws of 1967 does and I am wondering if there couldn't be something wrong with that?"

Senator Ryder: "My legal adviser, Senator Atwood, will answer you."

Senator Atwood: "Senator Mardesich, if you will look in section 23 that is amending Title 41.06.070, which is the state civil service law and in order to bring this act into conformity with that, this amendment is necessary. I happen to have the 41.06.070 and that is what the purpose of that stricken material and addition there is for."

Senator Lewis (Harry): "To make it a little more clear for Senator Mardesich, what we had to do in this bill, as I understand it, was to take them out from underneath the one personnel board which this section does and the other section puts them in under a separate and new personnel board which this act creates."

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 246 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Dore: "Would Senator Ryder yield to a question? Senator Ryder, what are the reasons why you are taking this function out of the personnel board and setting up a separate system just like the highway system when there have been many arguments through the years that we should abolish the highway personnel board and put it back in the state personnel board, and now we are further cutting away the jurisdiction of the state personnel board?"

Senator Ryder: "I don't believe that the state personnel board has complete jurisdiction in this area now. This sets up a new board to take in the area of higher education which is not now on a statewide basis."

Senator Dore: "That is my question. Why didn't you put this under the state personnel board rather than setting up a hybrid board just for another small segment of our state budget?"

Senator Ryder: "Small segment?"

Senator Dore: "Well, whether small or large, wouldn't it be better to have consolidation under the state personnel board rather than running off into another . . ."

Senator Ryder: "The consensus of opinion of the various people who worked on it was that it should not be. It was more or less a specialized area of employment and could be handled and should be handled by a separate board rather than under the present state personnel board which is already overworked."

Senator Dore: "Would Senator Durkan yield to a question? Senator Durkan, you offered an amendment, I think, to page 12, section 20, line 17, where you added the words 'an appropriation to the legislature'. My question to you is, what happens if the board determines the various salary schedules and it comes to the legislature and they set the amount? Is our function a function like we have to do with the federal government, merely mandatorily appropriate the money, or by your amendment do you intend that we would have discretionary power to appropriate the full amount or lesser amount or perhaps not make any appropriation at all?"

Senator Durkan: "Mr. President, my position is that no agency of state government, including this proposed agency or personnel board, will spend any monies whether federal or state without an appropriation from the legislature."

Senator Bailey: "I would like to ask Senator Ryder another question? Pursuing the question Senator Gissberg asked you, I think we discussed this in the Committee on Rules and Joint Rules, what if the state board decides that it is going to certify a register of janitors or something of this sort and this is the only board that the local personnel man can select from. Wouldn't it be possible then to take away from the local institution the right to hire local people to their employment, non-certified employment. This happened in several instances, I know, in some of the other state employment and I just question whether or not we are adequately protected."

Senator Ryder: "Mr. President, yes, I think that they are adequately protected in this and that the policy of the personnel board would have to be, of course, because local people would be the ones who would have the first opportunity at least in any job opening. Now, maybe it would be possible that they would have to import someone if they couldn't find anyone in the local area for any particular job."

Senator Bailey: "Senator Ryder, I read that the way you did the first time that the local personnel man is subject to the rules and regulations of the state board and in that respect I would like to see if we couldn't work out an amendment or something to take care of it. I think we are going to have a most unhappy situation in local districts if we have all the applicants out of Seattle down in Grays Harbor and all the Grays Harbor applicants up in Seattle. It isn't going to be a very happy situation in the institutions. I don't read it the way you do."

Senator Ryder: "I would have no objection to an amendment to do exactly what you want although I think it is there, inherent in the bill now, that this would be done. As a matter of fact, several of the junior colleges could go together, for instance if they were in close enough proximity and have a joint personnel officer who would act for all of them."

MOTION

It was moved by Senator Gissberg that Engrossed Senate Bill No. 246 hold its place on the third reading calendar for tomorrow.

PARLIAMENTARY INQUIRY

Senator Gissberg: "Parliamentary inquiry. Is it on third reading now?"

REPLY BY THE PRESIDENT

The President: "It is on final passage, Senator Gissberg."

Further debate ensued.

There being no objections, on motion of Senator Gissberg Senate Bill No. 246 was ordered to retain its place on the third reading calendar for tomorrow.

SENATE BILL NO. 176, by Senators Odegaard, Faulk and Stortini (by departmental request):

Providing procedure for notification of finding of responsibility for charges of state hospitals for the mentally ill.

The bill was read the second time by sections.

On motion of Senator Odegaard, the rules were suspended, Senate Bill No. 176 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 176, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Voting nay: Senator Talley-1.

Excused: Senator Huntley-1.

SENATE BILL NO. 176, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 179, by Senators Marquardt, Uhlman, Holman and Ridder (by Joint Committee on Education request):

Implementing teachers professional negotiations act.

The bill was read the second time by sections.

On motion of Senator Marquardt, the rules were suspended, Senate Bill No. 179 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 179, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Huntley—1.

SENATE BILL NO. 179, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 105, by Senators Durkan, Keefe and Williams (by departmental request):

Amending fuel and motor vehicle taxes.

REPORT OF STANDING COMMITTEE

January 28, 1969.

SENATE BILL NO. 105, amending fuel and motor vehicle taxes (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 24, after "fuel for" and before "street and" insert "*publicly owned fire fighting equipment,*"

On page 1, section 2, line 25, after "purposes" strike "," and insert [,] "*and*"

On page 2, section 4, line 33, after "*rate of*" strike "*one-half of*"

On page 3, section 4, lines 5 and 6, after "collection of the" on line 5 and before "aircraft" on line 6 strike "two cents per gallon" and insert "[two cents per gallon]"

On page 3, section 4, line 9, after "to the" strike "two cents per gallon" and insert "[two cents per gallon]"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Elicker, Faulk, Huntley, McDougall, Matson, Peterson (Lowell), Ridder, Stender, Walgren.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 105 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 105, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Huntley—1.

ENGROSSED SENATE BILL NO. 105, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:08 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, February 11, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, February 11, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator McCormack. On motion of Senator Bailey, Senator McCormack was excused.

The Color Guard, consisting of Pages Wes Clizer, Color Bearer, and Gloria Baker, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"A nation is only as great as its individual people. A people are only as great as the faith by which they live. Our Lord and God: It has fallen on the men gathered here to be the leaders of the people of this state and nation. Help them to understand that as leaders it is of the essence what faith they live by. Give us men who know the meaning of greatness because they personally know and love and serve You. Amen."

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

REPORTS OF STANDING COMMITTEE

February 4, 1969.

SENATE BILL NO. 235, creating the Washington tree fruit research commission (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 312, regulating Irish seed potatoes (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 411, by Senators Uhlman, Herr and Atwood (by departmental request):

An Act relating to water pollution control; authorizing the water pollution control commission and municipal or public corporations and political subdivisions to enter into contracts and the commission to loan monies for the purpose of assisting said municipal or public corporations and political subdivisions in financing water pollution control projects; and adding new sections to chapter 90.48 RCW.

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

SENATE BILL NO. 412, by Senators Durkan, Ridder and Elicker:

An Act relating to education; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 413, by Senators Keefe, Day and Twigg:

An Act relating to tuberculosis hospitals or facilities; amending section 3, chapter 4, Laws of 1953 ex. sess. as amended by section 18, chapter 54, Laws of 1967, and RCW 70.32.080; and adding a new section to chapter 70.32 RCW.

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

SENATE BILL NO. 414, by Senators Woodall, Marquardt and Faulk:

An Act relating to education; amending section 1, page 364, Laws of 1909 and RCW 28.27.010; amending section 28A.27.010, chapter —, Laws of 1969 (HB 58) and RCW 28A.27.010; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 415, by Senators Henry, Lewis (Harry) and Bailey (by departmental request):

An Act relating to the Washington public employees' retirement system; amending section 3, chapter 274, Laws of 1947, as last amended by section 2, chapter 174, Laws of 1963, and RCW 41.40.030.

Referred to Committee on State Government.

SENATE BILL NO. 416, by Senators Woodall and Talley:

An Act relating to probate law and procedure; limiting awards in lieu of and in addition to homestead in specified instances; and adding new sections to chapter 145, Laws of 1965 and to chapter 11.52 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 417, by Senators McDougall and Gissberg:

An Act relating to the scenic and recreational highway system; and amending section 2, chapter 85, Laws of 1967 ex. sess. and RCW 47.39.020.

Referred to Committee on Highways.

SENATE BILL NO. 418, by Senators Day, Matson and Greive:

An Act relating to the state board of health; amending section 43.20.030, chapter 8, Laws of 1965 and RCW 43.20.030; and providing an effective date.

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

SENATE BILL NO. 419, by Senators Knoblauch, Wilson and Peterson (Ted):

An Act relating to education; amending section 1, chapter 203, Laws of 1937 as last amended by section 1, chapter 224, Laws of 1947 and RCW 28.76.150; amending section 28B.10.250, chapter —, Laws of 1969 (HB 58) and RCW 28B.10.250; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 420, by Senators Walgren and Andersen:

An Act relating to criminal procedure; and amending section 74, page 114, Laws of 1854 as last amended by section 43, chapter 28, Laws of 1891 and RCW 10.31.030.

Referred to Judiciary Committee.

SENATE BILL NO. 421, by Senators Atwood, Bailey and Woodall (by departmental request):

An Act relating to corporations; amending section 9, chapter 53, Laws of 1965 and RCW 23A.08.060; amending section 51, chapter 53, Laws of 1965 as amended by section 3, chapter 190, Laws of 1967 and RCW 23A.08.480; and amending section 135, chapter 53, Laws of 1965, as amended by section 7, chapter 190, Laws of 1967 and RCW 23A.40.020.

Referred to Judiciary Committee.

SENATE BILL NO. 422, by Senators Pritchard and Connor:

An Act relating to state government; amending section 1, chapter 184, Laws of 1933 and RCW 67.08.001; adding new sections to chapter 184, Laws of 1933 and to chapter 67.08 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 423, by Senators Ridder, Uhlman, Elicker, Mardesich, Holman, Walgren, Dore, Herr, Williams, Peterson (Ted), Day, Pritchard, Ryder, Faulk, Marquardt, Connor and Stortini:

An Act relating to education; providing for annexation of certain school districts; adding a new section to chapter 28.57 RCW unless or until the proposed education code of 1969 becomes effective, at which time it shall be added to chapter 28A.57 thereof.

Referred to Committee on Education.

SENATE BILL NO. 424, by Senators Peterson (Lowell), Ridder and McCormack:

An Act relating to the board of natural resources; and amending section 43.30.040, chapter 8, Laws of 1965 and RCW 43.30.040.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 425, by Senators Washington and Marquardt:

An Act relating to public highways; and providing for "secondary scenic and recreational highways" within the scenic and recreational highway system.

Referred to Committee on Highways.

SENATE BILL NO. 426, by Senators Mardesich, Walgren and Durkan:

An Act relating to elections; providing for open state primaries; amending section 29.30.010, chapter 9, Laws of 1965 and RCW 29.30.010; amending section 29.30.020, chapter 9, Laws of 1965 and RCW 29.30.020; amending section 29.30.030, chapter 9, Laws of 1965 and RCW 29.30.030; amending section 29.30.040, chapter 9, Laws of 1965 and RCW 29.30.040; amending section 29.30.060, chapter 9, Laws of 1965 and RCW 29.30.060; amending section 29.33.160, chapter 9, Laws of 1965 and RCW 29.33.160; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.18 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 427, by Senators Dore, Ryder, Uhlman, Ridder, Peterson (Lowell), Sandison, Peterson (Ted), Durkan, Herr and McCormack (by departmental request):

An Act relating to community colleges; and adding new sections to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added thereto.

Referred to Committee on Higher Education and Libraries.

SENATE CONCURRENT RESOLUTION NO. 8, by Senators Woodall, Greive, McCutcheon, Connor, Washington and Metcalf:

Calling for study by joint committee on governmental cooperation on fire fighting in the state.

Referred to Committee on State Government.

SENATE CONCURRENT RESOLUTION NO. 9, by Senators Atwood, Faulk, Foley, Andersen, Dore, Mardesich, Ridder, Huntley, Holman, Marquardt and Uhlman (by Joint Committee on Education and Legislative Budget Committee request):

Authorizing educational cost-quality study.

Referred to Committee on Education.

MOTIONS

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bills Nos. 423, 427, Senate Concurrent Resolutions Nos. 8 and 9.

On motion of Senator Day, the Committee on Cities, Towns and Counties was relieved of further consideration of Senate Bill No. 377.

On motion of Senator Day, Senate Bill No. 377 was referred to the Committee on State Government.

SECOND READING

SENATE BILL NO. 128, by Senators Durkan and Keefe:

Permitting representatives of public employees to take leaves of absence to represent their employees.

REPORT OF STANDING COMMITTEE

February 4, 1969.

SENATE BILL NO. 128, allows bargaining unit representatives to receive salary while representing bargaining unit in legislature (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

In section 1, line 6, after "follows:" strike all the material down to and including "absences" on line 13, and insert:

"Any public employee who represents fifty percent or more of a bargaining unit or who represents on a statewide basis a group of five or more bargaining units shall have the right to absent himself from his employment without suffering any discrimination in his future employment and without losing benefits incident to his employment while representing his bargaining unit at the legislature of the state of Washington during any regular or extraordinary session thereof: PROVIDED, That such employee is replaced by his bargaining unit with an employee who shall be paid by the bargaining unit and who shall be qualified to perform the duties and obligations of the absent member in accordance with the rules of the civil service or other standards established by his employer for such absent employee"

Signed by: Senators Stortini, Chairman; Connor, Faulk, Matson, Metcalf, Stender.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 128 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 128, and the bill passed the Senate by the following vote: Yeas, 36; nays, 12; excused, 1.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCutcheon, McDougall, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—36.

Voting nay: Senators Andersen, Canfield, Guess, Huntley, Lewis (Brian), Lewis (Harry), Matson, Metcalf, Newschwander, Ryder, Twigg, Woodall—12.

Excused: Senator McCormack—1.

ENGROSSED SENATE BILL NO. 128, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 263, by Senators Canfield, Day and Donohue:

Providing assistance for capital improvements to agricultural fair property.

REPORT OF STANDING COMMITTEE

February 4, 1969.

SENATE BILL NO. 263, providing assistance for capital improvements to agricultural fair property (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass with the following amendment:

On page 1, section 1, line 6, after "for" and before "agricultural" insert "area or county and district"

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendment was adopted.

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 263 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 263, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Talley—1.

Excused: Senator McCormack—1.

ENGROSSED SENATE BILL NO. 263, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Durkan: "Point of personal privilege, Mr. President. I didn't oppose Senate Bill No. 263 as an appropriation measure because actually the monies and the method by which their appropriations have already been made were predetermined by the legislature but it points up a problem which is growing larger and larger in this state, and that is where the legislature in previous years has created a commission and then earmarked funds for them and the amount of the earmarked monies at the inception was very little but over the period of years has grown and grown until the directors of the agencies, have become appropriation committees. In this particular instance it happens to be the director of the department of agriculture, who now receives nearly \$600,000 in a fund for which he accounts to no one and he makes appropriations on his own decision.

"So, what I intend to do is have legislation drawn which is going to bring these funds under the control of the legislature so that we shall be the appropriating body, and I just wanted to point out to you today that a little bill such as Senator Canfield's bill, while it is laudatory in many things, does point up the problem whereby the funds which are earmarked and the fund itself while it grows, causes the director of the department to become the appropriating agency."

SENATE BILL NO. 55, by Senator Gissberg:

Voting requirements for county commissioner action.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 55 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 55, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon,

McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator McCormack—1.

SENATE BILL NO. 55, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Bailey: "Personal privilege. Mr. President, I read in one of the Seattle papers yesterday something to the effect that at Governor Evans' press conference, it was mentioned that every member of the Senate may well put in for a trip to Japan to the World's Fair. I would like to make a comment myself that I know of no effort to do this unless the Republican minority plans to do it. I would like to hear from them on this matter. Also, if there is any such effort I think the Governor is going to have trouble getting his million dollars for the fair itself because we have great need in the state of Washington without going to some World's Fair in a foreign country."

Senator Atwood: "Mr. President, in response to Senator Bailey's remarks, I think the press took him out of context because we questioned the Governor very closely on this and he said that he would give us a one-way ticket."

Senator Durkan: "Mr. President, the present opinion of the chairman of the Senate Ways and Means Committee is that there won't be anything to go over to see anyway because that million, too, can be well spent here in the state of Washington."

MOTION

On motion of Senator Washington, Senate Bill No. 359 was ordered to be placed on the second reading calendar for Wednesday, February 12, 1969.

SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley:

Eliminating certain special motor vehicle license plates.

The Senate resumed consideration of Senate Bill No. 35.

On motion of Senator Metcalf and with the approval of the Senate, the following amendment by Senator Metcalf was withdrawn:

On page 1, section 1, line 14 after "numbers" add "*at an additional fee of five dollars*" and restore the original wording to the balance of the bill as amended.

Senator Metcalf moved the adoption of the following amendments:

On page 1, section 1, beginning on line 14, after "numbers" restore the original language of the statute down to and including "fund]" on page 2, line 11, and on lines 14 and 15 strike "[thirty]" and insert "thirty"

On page 2, line 15, after "tv]" insert "*dollars in the case of personalized plates and*", and after "*five dollars*" insert "*in the case of amateur radio operator's call license plates*"

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Metcalf yield to a question? Senator Metcalf, do I understand that under this bill, if your amendments carry I could go and ask for a certain initial and then they would give me a number that was personalized?"

Senator Metcalf: "Yes, you could ask for three letters and then three numbers as long as it follows that pattern and as long as it wasn't issued to someone else. This is the present law today and it has worked fine."

Senator Woodall: "Could several people have the same first three letters, for example could lawyers have LAW and then numbers, doctors could have DOC and then numbers? Do you suppose I could get one issued to me that read WSP?"

Senator Metcalf: "Specifically in answer to your question, I believe they are already taken, Senator."

Further debate ensued.

MOTIONS

Senator Talley moved that the amendments by Senator Metcalf be laid upon the table. The motion lost on a rising vote.

The motion by Senator Metcalf carried and the amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 35 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 35, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Voting nay: Senator Guess—1.

Excused: Senator McCormack—1.

ENGROSSED SENATE BILL NO. 35, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Engrossed Senate Bill No. 35 was ordered immediately transmitted to the House.

SENATE BILL NO. 130, by Senators Lewis (Harry) and Uhlman:

Allowing pro tempore police judges for second class cities to reside outside the city.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Senate Bill No. 130 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, I fail to see what amending of this particular section of the law as it is shown in Senate Bill No. 130 would have to do with the residence of the pro tempore police judge."

Senator Lewis (Harry): "The language, Senator Mardesich, eliminates the requirement that the police judge pro tempore live in the city. This is the only change. Does that answer your question?"

Senator Mardesich: "Yes, thank you."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 130 and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator McCormack—1.

SENATE BILL NO. 130, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 142, by Senators Holman, Marquardt, Huntley, Ridder and Uhlman (by Joint Committee on Education request):

Providing for seven member school boards in certain first class districts.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 142 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 142, and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—42.

Voting nay: Senators Connor, Newschwander, Talley, Woodall—4.

Absent or not voting: Senators Guess, Ryder—2.

Excused: Senator McCormack—1.

SENATE BILL NO. 142, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 1, by Senator Faulk:

Utilizing school buildings twelve months a year.

REPORT OF STANDING COMMITTEE

January 27, 1969.

SENATE CONCURRENT RESOLUTION NO. 1, utilizing school buildings twelve months a year (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On line 7, following "that the" strike all the material down to and including "consideration." on line 13 and insert:

"Joint Committee on Education is authorized and directed to commence an in-depth study of the potentialities and problems of the utilization of public school facilities on a year-round basis. The Joint Committee on Education is specifically directed to study the following areas of concern:

"(1) The four-quarter system for public common schools

"(2) Other variations and adaptations of a twelve month school year, including the feasibility of a state supported tuition-free summer educational and recreational program

"(3) Educational and recreational programs which might more fully utilize school facilities on a year-round basis

"BE IT FURTHER RESOLVED, That the Joint Committee on Education is directed to report the results of this study, with recommendations, to the next regular or special legislative session succeeding the forty-first legislature."

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson, (Ted), Uhlman, Washington.

The bill was read the second time by sections.

Senator Ridder moved the adoption of the committee amendment.

Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Ridder yield to a question? Senator Ridder, what are finite parameters?"

Senator Ridder: "It involves the number of different areas considering the use of school property for recreation and school property for educational purposes. What we try to do is draw up some lines and make it more specific. Is that a better way to put it?"

Senator Canfield: "Thank you."

Senator Lewis (Brian): "Mr. President, would Senator Ridder yield to a question? Senator Ridder, the last line of the amendment says 'the joint committee on education is directed to report the results of its study to the next or regular legislative session succeeding the forty-first legislature'."

"I presume from reading that, Senator that the intent of the committee when they drafted that if there is a special session next year you would like to have their results by that time. Yet, I interpret a special session next year as being a special session of the forty-first legislature so therefore as I would understand the amendment as it reads now, the results would not be reported until at least two years from now whereas I deduce you wanted it one year from now. Could you advise me on that?"

Senator Ridder: "I understand the point. In other words, the special legislative session would really be an extension of this forty-first legislature, if this be the law we are somewhat in error and this should be amended. However, it says the next regular so it would be two years from this date at least or three years if that need be which is perfectly all right."

"I think in the sense as it is drafted there should be no problem. It still will be reported in the next session . . . the forty-second session of the legislature. It may mean by this wording until the special session of the forty-second legislature but I doubt that this would take place so I think really that this breeds a little ambiguity but it will work out."

Further debate ensued.

MOTION

On motion of Senator Woodall, Senate Concurrent Resolution No. 1 was placed at the end of the second reading calendar for today.

SENATE BILL NO. 291, by Senators Sandison and Ryder:

Permitting persons over 18 to donate blood without parental consent.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, Senate Bill No. 291 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Dore: "Would Senator Sandison yield to a question? Senator Sandison, will this give these people the right to vote, too?"

Senator Sandison: "No, but while they are thinking about it they can give a pint of blood."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 291, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator McCormack—1.

SENATE BILL NO. 291, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 297, by Senators Uhlman, Walgren and Greive:

Providing mandatory retirement ages for justice court judges.

The bill was read the second time by sections.

It was moved by Senator Talley that the following amendment be adopted:

On page 1, section 1, line 10 after "act" and before the period insert " PROVIDED, However, that in counties of the third to the ninth class judges of justice courts now in office, in any county of such class, may serve one additional term if re-elected notwithstanding the provisions of this act"

POINT OF INQUIRY

Senator Woodall: "Would Senator Uhlman yield to a question? Senator Uhlman, did I understand from your remarks that you are supposed to wait until you are seventy-five before you start enjoying life?"

Senator Uhlman: "Senator Woodall, I think an exception can be made in your instance."

The motion was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Metcalf that the following amendment be adopted:

On page 1, section 1, line 8, strike "five"

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 297 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator McCutcheon: "I wonder if Senator Uhlman would yield to a question? Do I understand if a man is seventy that he can run for election at seventy or when does the seventy-five take effect? By running and being elected at seventy do I have to quit before the end of the term or is that in the bill?"

Senator Uhlman: "At the end of the calendar year, Senator 'in which the judge attains the age of seventy-five.'"

Senator McCutcheon: "The end of the calendar year, whether his term expires or not?"

Senator Uhlman: "That is correct. That is the way that it is now for the superior and the supreme court."

Senator McCutcheon: "I was wondering also if you would yield to another question? Did you ever hear the story of Judge Gordon in Seattle or are you too young?"

Senator Uhlman: "No, sir, I haven't heard that story but I would be delighted to hear it at this time."

Senator McCutcheon: "He looked like he was asleep on the bench but he wasn't. I had a client that said, 'why, that's terrible, that old man is sitting up there and he hasn't heard a word for two days. He's asleep.' I said 'what do you mean he's asleep.' He said 'It's a disgrace.'

"But I saw my client again a week later and he said 'I changed my mind. That old gentlemen in there, why they asked a witness a question and he answered it and the judge woke up and said 'that's not what you said last Friday!'"

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 297, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Donohue—1.

Absent or not voting: Senators Day, Pritchard—2.

Excused: Senator McCormack—1.

SENATE BILL NO. 297, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Dore, the Committee on Ways and Means—Revenue and Taxation was granted use of the Senate Chamber for a public hearing at 7:30 p.m., Tuesday, February 18, 1969.

At 12:35 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, February 12, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, February 12, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Mardesich and Williams. On motion of Senator Gissberg, Senator Mardesich was excused.

The Color Guard, consisting of Pages John Key, Color Bearer and Sheila McDougall, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

“Our God and gracious Father, today we pause to give thanks for the heritage of our nation, for men like Abraham Lincoln. While often we remember our forefathers as giants they were men, they were at times weak and made mistakes. Their times were also filled with strife and turmoil. Their strength was really in the fact that some of them recognized their weakness and turned to You for guidance and help.

“Help us to rise to our tasks by recognizing the fact that if we are to lead wisely and justly we too may need to go down on our knees to seek your guidance and help. Amen.”

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Mrs. Ernest W. Lennart and appointed a special committee consisting of Senators Knoblauch and Marquardt to act as a committee of honor to escort Mrs. Lennart to a place of honor upon the rostrum.

SENATE RESOLUTION: 1969-13

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon,

McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall:

WHEREAS, The beloved former Representative and Senator Ernest W. (Ernie) Lennart was one of the most highly respected and greatly revered members of the Washington State Legislature; and

WHEREAS, He was honored at the extraordinary session of the Fortieth Legislature as no other man had been honored within the memory of the oldest political observer in Olympia (1) by the Fortieth Legislature passing a resolution that was introduced unanimously by the members of the Senate as well as the President of the Senate, the Secretary of the Senate and the Sergeant at Arms of the Senate, which was unanimously passed by the Senate, relating his many achievements, a portion of which read as follows:

"WHEREAS, Our esteemed colleague, The HONORABLE ERNEST W. (Ernie) LENNART, having attained the young age of seventy-two years, has announced his intention of retiring from the Senate; and

"WHEREAS, Although Senator Lennart was born in Lulea, Sweden, he has amply and effectively served his adopted state by a long and distinguished career in the legislature of the state of Washington; and

"WHEREAS, Senator Lennart has ably served his adopted country by serving in the Armed Forces during the first world war, serving in France in 1917-1919; and

"WHEREAS, Senator Lennart has served the people of the state of Washington well during three terms in the House of Representatives, serving in the regular session of 1941, the regular session of 1943, the extraordinary session of 1944, the regular session of 1951, the first extraordinary session of 1951 and the second extraordinary session of 1951; and

"WHEREAS, Senator Lennart has served the people of the state of Washington ably during his terms in the Senate, serving in the 1953 regular session, the 1955 extraordinary session, the 1957 regular session, the 1959 regular session, the 1959 extraordinary session, the 1961 regular session, the 1961 extraordinary session, the 1963 regular session, the 1963 extraordinary session, the 1965 regular session, the 1965 extraordinary session, the 1967 regular session, and the 1967 extraordinary session; and

"WHEREAS, Senator Lennart has served the Republican Party ably and well by serving as County Chairman for many years; and

"WHEREAS, Senator Lennart and his wife Edith have reared five children; and

"WHEREAS, Senator Lennart has demonstrated his public spirit by being a member and participating in the activities of the Grange, the Farm Bureau, The Veterans of Foreign Wars, The American Legion, The Masons, and the Mystic Shrine; . . ."; and

(2) by being given the gavel and the unprecedented privilege of adjourning the Fortieth Legislature in Extraordinary Session *Sine Die*, a distinction never before bestowed upon any Senator in the history of the State; and

WHEREAS, Although Senator Lennart was a life-long Republican, more Democrats than Republicans rose to speak in his behalf upon the adoption of the Resolution; and

WHEREAS, Senator Lennart was given an appropriate plaque commemorating that occasion; and

WHEREAS, Senator Lennart's oratorical ability put him in demand in every corner of the State, particularly his eminence as an authority on Abraham Lincoln as well as the Constitution and his outstanding prominence in delivering addresses in observance on Lincoln Day;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in legislative session assembled that the memory of Ernie Lennart be commemorated by the adoption of this resolution on the 12th day of February 1969, that is designated as Lincoln's Birthday; and

BE IT FURTHER RESOLVED, That this resolution be spread upon the journal of the Senate and that a copy hereof be transmitted by the Secretary of the Senate to Mrs. Lennart.

MOTION

On motion of Senator Bailey, the rules were suspended and all members of the majority caucus were added as additional sponsors to Senate Resolution 1969-13.

PERSONAL PRIVILEGES

Senator Washington: "Mr. President, Mrs. Lennart and members of the Senate, I am very happy that Senator Bailey rose to make the motion that he did. I was prepared to make the same motion.

"It was my privilege early in my legislative career to have lived in the same apartment house with Ernie and Mrs. Lennart. They lived upstairs and we lived down and I learned that, although there is much truth in the resolution which states that Ernie Lennart did a great deal for the Republican Party, he did more. Of course, in being a universal man and having so many talents in so many ways, I think, he was recognized on both sides of this aisle as perhaps the most outstanding who sat on the floor of the Senate. It is an honor to the Republican Party to have had such a man. But nevertheless he was a human being, he

was a member of this Senate, and I think many of us, and I know I had the feeling that he was one of my closest personal friends who had that capacity, yet when I talk to other Democrats on this side of the aisle, they also had the feeling he was one of their closest personal friends.

"So it certainly was fitting for Senator Bailey to make the motion that he did and again Abraham Lincoln himself, of course, was such a universal person and it was an honor that he was a member of the Republican Party. He was such a marvelous, great American that at one of those celebrations, of course, we also on this side of the aisle honor him, just as we pay tribute to Ernie Lennart as being a friend of ours. I know having ancestors, my grandmother and grandfather who came from the south, even though they were southerners they still could not help but have a great deal of respect for Abraham Lincoln, again indicating how universal he is in the respect and love of the American people.

"Again, it is a real pleasure and an honor for me, Mrs. Lennart, that you were able to come. I know the rest of the Democrats and everyone here in the Senate feel the same way, but I couldn't overlook this opportunity to say a few words in behalf of my personal friend, Ernie Lennart."

Senator McCutcheon: "Mr. President and members of the Senate, I miss Ernie Lennart. Mrs. Lennart, I miss your husband personally and sincerely. I think everyone on this floor does. He left an imprint on all of us by his character, his courage, his cheerfulness which we, perhaps, loved the most of all. His knowledge, he was a learned man. He inspired respect everywhere on both sides of the aisle. He didn't belong to any party. He was bigger than that. He was bigger than anyone in this Senate that I have ever known and I miss him terribly. We all do and I have often eulogized him here before in this chamber and I do so this morning but there is nothing further that I can say. I regret his departure. We are all going to join him somewhere in a happier land.

"Mrs. Lennart, I wrote you a letter, my heartfelt sympathy goes out to you. Thank you."

Senator Ryder: "Mr. President, Mrs. Lennart, members of the Senate, I rise to concur wholeheartedly in the remarks that have been made here in behalf of Ernie Lennart and in praise of him.

"He was one of the really great in our times in state government. A man who was dedicated, a man who gave his whole heart to the job of better government in the state of Washington and as Senator McCutcheon said, a nonpartisan type. I personally learned a great deal from Ernie when I first came to the legislature, he was in the Senate, I came into the House. The fine details of political maneuvering, of course, I learned from Senator Woodall who was then the counsel for the Speaker in the House, but in the overall philosophy of government and in the approach really to the real good things that we can gain out of our service in state government, I learned from Ernie.

"Mrs. Lennart took in my daughter the last session when she was a page over in the House and was unable to find a place to live down here. Mrs. Lennart asked her to come into her family and live with her during the session, which she did. With that contact I became very closely associated and acquainted with Ernie, and he gave me a great many Ernie Lennartites during the first few years of my service and I've had nothing but a great deal of praise for him and humbleness in the dedication and the service which he has given to the state of Washington."

Senator Peterson (Ted): "Mr. President, Mrs. Lennart and members of the Senate, I want to say that in all the years that I spent in the legislature I spent, with the exception of last session, with Ernie Lennart in what I called the 'cellblock' up above, Senator Ernie Lennart, Senator Raugust, Senator Freise and I were there. I have to rise because of the heritage that was placed and was behind Senator Lennart. I can recall last session that Senator Gissberg and I were able to work out a resolution that he could take to Sweden, his original native land, and when he came back he told me of the things that had happened there and the reverence and the way that the people of Sweden and particularly his home town held him so. I've always felt that closeness to him, he was a legislator's legislator. There isn't any question about that.

"It hasn't been mentioned that he was a great artist. The drawings that he made of Lieutenant Governor Cherberg were masterpieces. He had the qualifications of a great man and he stayed on the Washington legislative level which he loved. There were other things, when he came to my home, and when we talked about what he called those wonderful 'cottage cheese pancakes.' He just really emoted and it was always a pleasure to talk to him.

"It is really wonderful to be counted as a personal friend of Ernie Lennart."

Senator Stortini: "Mr. President, Mrs. Lennart, members of the Senate, I would like to speak for the back row, the freshmen. Most of us did not know the Senator but I can remember a famous saying Abraham Lincoln had and he used it many times and he said 'I am for those means that will do the greatest good for the greatest number' and it sounds to me that Senator Lennart had this same philosophy."

Senator Lewis (Brian): "Mr. President, Mrs. Lennart, members of the Senate, one evening last spring my wife and I had the distinct pleasure to have Senator Lennart and his wife, Edith, as guests in our home in Bellevue for dinner, prior to attending the forty-first district caucus, Republican caucus of the forty-first district in King county. As you all know, the forty-first district was Ernie's home district in Whatcom county and now by redistricting it is a King county district.

"Senator Lennart was our incumbent Senator and we thought it fitting and proper that he should come to attend our district caucus and be recognized for his many years of service

to the Republican Party. Little did I think that when Ernie and Edith sat down at our dining room table that that indeed would be his last supper and that three hours later he would have left us. I want to tell you because I was the only one in this Chamber privileged to be there. The address that he gave to our forty-first Republican caucus was in the true spirit of an outstanding Ernie Lennart address, and while he had no way of knowing that this would be his last address, in fact thirty minutes after leaving the podium he had left us, I can assure, Mrs. Lennart and gentlemen of the Senate, that had he been able to write his last speech this certainly would have been the speech that he would have written.

"I feel it a distinct privilege and a responsibility somewhat awesome to occupy the seat from the forty-first district that Ernie Lennart held for so long. I hope that I can even begin to measure up to one inch part of his stature.

"I, too, join my colleagues in mourning his passing."

Senator Dore: "Mr. President, Mrs. Lennart, members of the Senate, if I had made the speech Senator Washington made I think mine would have been the same because I too felt that he was a very close personal friend and I guess he gave that impression to all of us.

"The thing that I shall remember about Senator Lennart is that he was a man of conviction, integrity and courage. Now although he did not represent an area up in Whatcom County where the minority problem was of any particular concern, he spoke out forthrightly on this. He jointly sponsored and actively worked for the passage of the 'open housing' law long before the great public opinion swelled up. I shall always remember him as a leader of the civil rights movement in the state of Washington because he was a man of courage. He believed in what he said. He voted in the Rules Committee for what he believed in on the floor. He spoke on the floor what he believed in his heart. I shall always remember Senator Lennart as a man of courage, conviction and integrity."

Senator Odegaard: "Mr. President, Mrs. Lennart and members of the Senate, I would like to say a few words in behalf of Senator Lennart.

"I was raised in Sumas, Mrs. Lennart, you might remember although I haven't seen you for many years now, but he was my Senator for many, many years even though he was on the other side of the aisle politically. He served us well in Whatcom county and he was a man many people asked to speak to their respective groups, that was Ernie Lennart. He always gave such an inspiring talk with that little Swedish accent.

"I would just like to say this in the memory of Senator Lennart."

On motion of Senator Atwood, the resolution was unanimously adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Senator Perry B. Woodall and appointed a special committee consisting of Senators Bailey and Ryder to act as a committee of honor to escort the Honorable Perry B. Woodall to a place of honor upon the rostrum.

"Honored and respected members of the Senate, Mrs. Lennart, ladies and gentlemen, the President is not going to begin a process of canonization or necessarily prepare our speaker for the devil but I do believe that those of us in the Senate Chamber today are most fortunate to have a man of Senator Perry Woodall's caliber to address us.

"When I listened to the fine gentlemen of the Senate speak of our late friend, Ernie Lennart, and especially the eloquent remarks by Senator McCutcheon, I thought how many of them fit our speaker of today. When Senator McCutcheon spoke of cheerfulness, courage and a sense of humor, he was also speaking of Senator Woodall. The President might add that as Ernie was an authority on constitutional law so is Perry. I don't think that any of us can find a person that we admire more than Perry and whose career of public service matches that of Ernie very, very closely. And one further distinction I believe that of all the members of the legislature and perhaps of anybody in the state of Washington, that Perry Woodall comes closest to going back to the period of Abraham Lincoln's life through his father, who is still living with Perry in Toppenish. How old is your dad now, Perry?"

Senator Woodall: "Ninety-four."

The President: "Ninety-four. So you can see that the remarks of the President do have considerable merit. Now, ladies and gentlemen, it is with the greatest pride and pleasure that the President presents to you at this time the Honorable Perry B. Woodall."

Senator Woodall: "Mr. President, Mrs. Lennart, members of the Senate and Friends, I feel a little inadequate about one thing I have been asked to do here this morning. There are none here who knew Ernie longer than I and as I look around the room, I see only two who knew him as long. I first met him in 1941 when he joined the House of Representatives. I note that Senator McCutcheon served in that session and also Senator Henry, I believe they are the only two who are presently in this body who served with him in the 1941 session in the House of Representatives.

"I cannot add much to what has been said about the greatness of this man. We remember him for the things he said to us and I'm not going to try and make a Lincoln Day address in the wake of this man because I feel unworthy to fill his shoes. If you will bear with me I am going to read to you the last address that Ernie made to this body. I shall not have quite all the fervor, quite all of the greatness which he gave but I shall do my best."

Senator Woodall then read: (See pages 369-371, 1967 Senate Journal)

The President: "Thank you very much, Senator Woodall. That was a wonderful rendition of a message that we shall always remember.

"At this time honored members of the Senate, I should like to request of the Honorable Reuben A. Knoblauch that he come to the rostrum to deliver remarks in memory of Ernie Lennart."

Senator Knoblauch: "Mr. President, Mrs. Lennart, and members of the Senate, ladies and gentlemen: I have talked to Mrs. Lennart about these words I am about to say. I wasn't sure that they may not be a little too sad for her to listen to but she assured me that I could go ahead because she thought I was talking from the heart.

"When I think of Ernest Lennart, a smile comes to my face. He is away but he is still here. His voice is quiet but it still rings throughout these chambers. Most of us here will always remember his loud and joyful laugh. How he loved his fellowman and how he enjoyed life. We can still hear his beautiful Swedish accent as he gave his annual Lincoln Day address here in this room. Perhaps we could not always understand every word that he spoke but always we knew he was expounding the virtues of a man he admired so much, his beloved Abraham Lincoln. Throughout the twenty-three years that I served with Ernest Lennart, we developed a very close friendship between the two of us. As much as a man can love another man, I loved and respected the truly Christian gentleman as my own father.

"In a way Ernest Lennart was close to me because of the land of his birth. He came from Sweden as did my own mother. They came to this land so far from home as they heard about the good opportunities in America. They found a new home, they worked hard, and they both found much happiness as devoted mates with a large family of which they were so proud.

"My thoughts turn today to that very impressive and inspiring Lincoln Memorial in Washington, D. C. Like Ernest Lennart must have felt, I felt truly humble as I walked up the steps of that memorial in awesome reverence in what seemed to be the lifelike presence of one of America's greatest men. The inscription over the head of the statue reads 'In this temple as in the hearts of the people for whom he saved the Union, the memory of Abraham Lincoln is enshrined forever.' The Gettysburg Address and the Second Inaugural Address are inscribed in the two small chambers.

"There is no memorial, no impressive memorial, to the great man to whom we pay tribute today. A servant whose example of true public service will always be our inspiration. Though there is no statue of our beloved Senator Lennart in our state capitol, the memory of his devoted service to the people of our state will be written on the tablets of love and memory.

"A personal treasure to me is the letter which Senator Lennart wrote to me dated April 30, 1967 in the closing days of that session. I am sure that he wrote to other members of the Senate in similar vein but I will always remember those words from Ernest Lennart to me and I am only going to read the personal part that I want to read from his letter.

"... The great fact of life is death. Thus on any other day, some day, some year, perhaps not in the not too distant future I will, like all men, have to answer the summons. I think and I hope that at that time you will occupy your chair in the Senate. There is a custom and a beautiful one, it is true, as members of this Senate depart for the undiscovered country to commemorate their memory with appropriate services. I want you to sweeten my departure by, in your own words, scribbling off a scroll like a little man from Heaven three thousand years ago when the Shepherd David gathered it up in a Psalm, 'The Lord is my shepherd'. At that time I will need no one to mourn me. Being in the bosom of the ground I will not heed it. I will need pity for I will have gone where the servant is free of his master. Where the weary are at rest.'

"Today, Mrs. Lennart, the members of the Washington State Senate proudly honor a good man and a good and faithful public servant. He spent his life so full of goodness, a friend whose memory will always bring a smile to our faces. Our tribute to you, Senator Ernest Lennart, are the words 'well done, thou good and faithful servant'."

The President: "Thank you very much, Senator Knoblauch. We all know that your remarks certainly came from the heart."

Senator Woodall: "Mr. President, I want to thank you for your splendid introduction and for the honor of having been here.

"I just want to share with you one little remark Mrs. Lennart made just a second ago when I concluded reading, she turned to me and said, 'you read it well, but you didn't get the Swedish accent in it.'"

The President: "Mrs. Lennart has requested of the President that he express her great appreciation and gratitude to the members of the Senate and especially to the gentlemen who spoke so beautifully in memory of her late beloved husband.

The committee of honor escorted Senator Woodall from the rostrum to his seat in the Senate Chamber.

The President: "Mrs. Lennart, the members of the Senate and the President are honored that you graced the Senate Chamber with your presence today. Thank you very much for coming."

The committee of honor escorted Mrs. Lennart from the rostrum.

REPORTS OF STANDING COMMITTEES

February 11, 1969.

SENATE BILL NO. 183, amends the law pertaining to disability and retirement pensions for volunteer firemen (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 222, automatic escalator clause on firemen's pension (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Herr, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 239, an act amending labor relations of employees employed in public employment (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Herr, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 277, comprehensive legislation affecting blind and physically disabled—white cane law (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

February 11, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 38,

ENGROSSED HOUSE BILL NO. 77,

SUBSTITUTE HOUSE BILL NO. 95,

ENGROSSED HOUSE BILL NO. 101,

ENGROSSED HOUSE BILL NO. 143,

HOUSE BILL NO. 153,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

February 11, 1969.

Mr. President: The House has passed:

ENGROSSED SENATE BILL No. 255 with the following amendments:

On page 1, section 1, line 5 of the engrossed and printed bill, after "enters or" strike "surreptitiously"

On page 1, section 1, line 9 of the engrossed bill, after "criminal trespass," strike "or" which was inadvertently added in engrossing

On page 2, section 1, line 5 of the engrossed bill, being page 2, section 1, line 4 of the printed bill, after "or remain" and before the period insert "or (d) the actor had possession of the premises originally under a landlord-tenant relationship or as mortgagor or vendee on a real estate contract"

and the same is herewith transmitted. SIDNEY R. SNYDER, Asst. Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 255.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 255, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman,

Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall--44.

Absent or not voting: Senators Connor, Newschwander, Pritchard, Williams--4.

Excused: Senator Mardesich--1.

ENGROSSED SENATE BILL NO. 255, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 428, by Senators Peterson (Lowell), Mardesich and Durkan:

An Act authorizing conveyance of certain unplatted first class tidelands in Skagit county from the state of Washington to the port of Skagit county.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 429, by Senators Twigg, Woodall and Wilson:

An Act relating to preliminary notices in connection with the filing of crop damage claims against irrigation districts; and amending section 2, chapter 276, Laws of 1961 as amended by section 15, chapter 164, Laws of 1967 and RCW 87.03.440.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 430, by Senators Williams, Gissberg and Connor:

An Act relating to the excise tax on real estate sales; redefining the term "selling price"; amending section 8, chapter 11, Laws of 1951 1st ex. sess. as amended by section 2, chapter 19, Laws of 1951 2nd ex. sess. and RCW 28.45.030; amending section 28A.45.030, chapter --, Laws of 1969 (HB 58) and RCW 28A.45.030; providing sections to effect the correlative and pari materia construction of this act with provisions of Title 28 RCW, or of Title 28A RCW if such title shall be enacted; and declaring an emergency.

Referred to Committee on Ways and Means--Revenue and Taxation.

SENATE BILL NO. 431, by Senators Mardesich, Connor and Peterson (Lowell) (by departmental request):

An Act relating to insurance.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 432, by Senators Mardesich, Connor and Peterson (Lowell) (by departmental request):

An Act relating to insurance.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 433, by Senators Mardesich, Connor and Peterson (Lowell) (by departmental request):

An Act relating to insurance.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 434, by Senators Mardesich, Connor and Peterson (Lowell) (by departmental request):

An Act relating to insurance.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 435, by Senators Mardesich, Connor and Peterson (Lowell) (by departmental request):

An Act relating to insurance.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 436, by Senators Williams and Donohue:

An Act relating to labor relations; amending section 3, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.030; amending section 6, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.060; amending section 8, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.080; amending section 10, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.100; amending section 11, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.110; and amending section 12, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.120.

Referred to Committee on Labor and Social Security.

SENATE CONCURRENT RESOLUTION NO. 10, by Senators Atwood, Faulk and Durkan:

Authorizing a fiscal study of budgets in community colleges.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 38, by Representatives Flanagan, Kalich, Thompson and Zimmerman (by departmental request):

An Act relating to game and game fish; adding a new section to chapter 48, Laws of 1965 and to chapter 77.32 RCW; and providing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 77, by Representatives Veroske, Wanamaker and Hawley:

An Act relating to food fish and shellfish; amending section 9, chapter 212, Laws of 1955 and RCW 75.28.281; amending section 75.28.280, chapter 12, Laws of 1955, as amended by section 8, chapter 212, Laws of 1955, and RCW 75.28.280; adding a new section to chapter 12, Laws of 1955 and to chapter 75.24 RCW; and adding a new section to chapter 12, Laws of 1955 and to chapter 75.28 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SUBSTITUTE HOUSE BILL NO. 95, by Judiciary Committee:

An Act relating to probate; amending section 11.28.237, chapter 145, Laws of 1965 and RCW 11.28.237; amending section 11.76.040, chapter 145, Laws of 1965 and RCW 11.76.040; amending section 11.76.080, chapter 145, Laws of 1965 and RCW 11.76.080; amending section 11.88.040, chapter 145, Laws of 1965 and RCW 11.88.040; and repealing section 11.16.081, chapter 145, Laws of 1965 and RCW 11.16.081.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 101, by Representatives Cunningham, Sprague, Leckenby, Hoggins, Perry and Litchman:

An Act relating to education; amending section 2, chapter 68, Laws of 1955 as last amended by section 1, chapter 12, Laws of 1967 and section 1, chapter 29, Laws of 1967 ex. sess. and RCW 28.58.100; amending section 28A.58.107, chapter —, Laws of 1969 (HB —); providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 143, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

An Act relating to probate; and amending section 11.68.010, chapter 145, Laws of 1965 and RCW 11.68.010.

Referred to Judiciary Committee.

HOUSE BILL NO. 153, by Representatives Brouillet, Zimmerman, Morrison, Smythe, Bluechel, Bagnariol and Litchman (by Joint Committee on Education request):

An Act relating to education; amending section 2, chapter 97, page 262, Laws of 1909 and RCW 28.05.010; amending section 28A.05.010, chapter —, Laws of 1969 (HB 58) and

RCW 28A.05.010; adding a new section to chapter 28.05 RCW; adding a new section to chapter 28A.05 RCW of the proposed 1969 education code; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

MOTIONS

On motion of Senator Andersen, Senators Newschwander and Williams were excused.

SENATE RESOLUTION: 1969-14

By Senators Dore, Ryder, Ridder, Day, Holman and Peterson (Ted):

WHEREAS, The Sudden Death Syndrome of Infancy is one of the leading causes of death of children; and

WHEREAS, The Legislature of the state of Washington has evidenced interest in research into this mysterious malady by allocating \$20,000 as a beginning of scientific research upon this subject in this state; and

WHEREAS, As a result of such legislative action the state of Washington has become the first state in the Union to enable such research by university medical centers; and

WHEREAS, This reseach program has now grown to the extent that the work being done at The Children's Orthopedic Hospital and Medical Center has become internationally recognized; and

WHEREAS, Many of the leading researchers into the causes of Sudden Death Syndrome of Infancy from many sections of the world will assemble in convention at Rosario, Orcas Island on February 13 through 15, 1969; and

WHEREAS, The Children's Orthopedic Hospital and Medical Center, the University of Washington School of Medicine and The National Institute of Child Health and Human Development are sponsoring and supporting this meeting; and

WHEREAS, Findings will be disseminated and discussed and research plans for the future will be formulated;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the Legislature of the state of Washington hereby recognizes and applauds the outstanding work being done by these scientists.

BE IT FURTHER RESOLVED, That the legislature welcomes these researchers to our state for their important meeting and wishes them success in their endeavors to seek out the cause and develop the means of preventing the Sudden Death Syndrome of Infancy.

On motion of Senator Dore the resolution was adopted.

THIRD READING

SENATE BILL NO. 246, by Senators Ryder, Lewis (Harry) and Sandison (by Advisory Council on Public Higher Education request):

Establishing a state higher education personnel board.

The bill was read the third time by sections.

POINTS OF INQUIRY

Senator Stender: "I wonder if Senator Ryder would yield to a question? I have had considerable inquiry during the last ten days with respect to this bill and particularly from people in the community colleges. They seem to hold an apprehension that this bill would perhaps put them in a disadvantaged position with other areas of the state insofar as employment and salaries and such as that which pertains to the non-certificated employees of the community colleges.

"Under this board could this possibly come about, that the status salary-wise and job-wise would be protected directly in these various areas in which the colleges are situated?"

Senator Ryder: "Well, Senator, this is one of the questions of course which we discussed on second reading with the amendments which had been proposed and this does give to the local colleges much control over this area as long as their personnel policy is within the general policy of the state board.

"As a matter of information, the bill was produced by a committee which had representation on it from the community colleges and they agreed one hundred percent with the basic policy reflected in the bill and did approve it."

Senator Stender: "One further question. Maybe I didn't make it direct, Senator Ryder, the question of salaries to these employees is now established by the local community college board, isn't that correct?"

Senator Ryder: "That is correct."

Senator Stender: "Now under this proposed bill Senate Bill No. 246, who will establish the salary at the community college level for those same employees looking to the future if this bill becomes law?"

Senator Ryder: "There will be salary schedules which will be set down as I see it by the personnel board to the higher education personnel board and the local institutions' personnel officers or groups will set the salaries within that schedule."

Senator Stender: "The bill would have some influence on those salaries on the local campus areas?"

Senator Ryder: "The state board?"

Senator Stender: "The particular area, say the community college in my district for example, has a certain salary schedule they are working under presently. If this bill passes and salary adjustments are made in future years what measure would the local community college have affecting the salary of the employees on that college campus?"

Senator Ryder: "Well, the individual salary, of course, would be set by the state board as I have said before, however, the individual salary within that range would be determined by the local group, the local personnel officer."

Senator Stender: "Senator, if I might ask one further question, supposing Highline Community College has a different salary schedule for employees than say the Columbia Basin Community College. In the future years, would that difference be maintained or would they all be put on one salary schedule for the same job?"

Senator Ryder: "It certainly would be brought more closely together probably than they are now through the operation of the state personnel board. However, in the final analysis the level of salaries is going to be pretty much determined by the legislature in its appropriation for the various colleges."

Debate ensued.

On motion of Senator Ryder the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 246 was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 246 and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Woodall—38.

Voting nay: Senators Durkan, Herr, Lewis (Brian), Ridder, Stender, Wilson—6.

Absent or not voting: Senators Henry, Pritchard—2.

Excused: Senators Mardesich, Newschwander, Williams—3.

ENGROSSED SENATE BILL NO. 246, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:35 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by President Cherberg at 2:00 p.m.

MOTION

On motion of Senator Greive, there being no objection, the name of Senator Donohue was removed from Senate Bill No. 436.

SECOND READING

SENATE BILL NO. 359, by Senators Washington, Lewis (Brian) and Wilson:
Adopting a supplemental budget for highways.

MOTIONS

On motion of Senator Washington, the Senate returned to the sixth order of business.
Senator Washington moved that Senate Bill No. 359 be re-referred to the Committee on Rules and Joint Rules.

Debate ensued.

The motion carried.

On motion of Senator Ridder, there being no objections, House Bill No. 127 was referred to the Committee on Ways and Means.

There being no objection, Senator Dore was excused.

SECOND READING

SENATE JOINT RESOLUTION NO. 11, by Senators Talley, Greive and Peterson (Ted) (by Legislative Council request):

Resolving that an amendment be made to the Constitution authorizing the legislature to locate harbor lines and harbor usage.

REPORT OF STANDING COMMITTEE

February 6, 1969.

SENATE JOINT RESOLUTION NO. 11, resolving that an amendment be made to the Constitution authorizing the legislature to locate harbor lines and harbor usage (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 19 after "leased" strike "by the state"

On page 1, section 1, line 23, after "lines" insert "except for leases, easements or permits for submerged or aerial uses that will not interfere with navigation"

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Greive, Holman, Keefe, Metcalf, Uhlman, Washington, Woodall.

The resolution was read the second time in full.

On motion of Senator Greive, the committee amendments were adopted.

On motion of Senator Greive, the following amendment was adopted:

On page 2, Article XV, strike all the matter from line 12 down to and including line 15 and insert

"Section 3. Municipal corporations shall have the right to extend their streets over intervening tidelands to and across the area as herein provided."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Joint Resolution No. 11 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 11, and the resolution passed the Senate by the following vote: Yeas, 34; nays, 11; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—34.

Voting nay: Senators Atwood, Gissberg, Guess, Huntley, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Metcalf, Stender, Twigg—11.

Excused: Senators Dore, Mardesich, Newschwander, Williams—4.

ENGROSSED SENATE JOINT RESOLUTION NO. 11, having received the constitutional two-thirds majority was declared passed.

SENATE BILL NO. 131, by Senators Peterson (Ted), Washington and Lewis (Harry): Establishing legal holidays.

The bill was read the second time by sections.

The following amendments by Senator Peterson (Ted) were adopted:

On page 1, section 2, beginning on line 15, add a new section as follows:

NEW SECTION. Sec. 2. The effective date of this act shall be January 1, 1971.

On line 3 of the title after "RCW 1.16.050" insert "; and declaring an effective date"

POINT OF INQUIRY

Senator Stender: "Would Senator Peterson (Ted) yield to a question? You refer to the National Act. Doesn't the National Act cover the same thing insofar as the United States is concerned or is that just limited . . ."

Senator Peterson (Ted): "No, the National Congress passed this bill, Senator, and we are conforming with it and conforming to the date."

Senator Stender: "Who does the National Act cover?"

Senator Peterson: "All federal offices."

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 131 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 131, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—42.

Voting nay: Senators Huntley, Uhlman—2.

Absent or not voting: Senator Ryder—1.

Excused: Senators Dore, Mardesich, Newschwander, Williams—4.

ENGROSSED SENATE BILL NO. 131, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 228, by Senators Uhlman, Walgren and Twigg:

Prescribing procedure for filing of public assistance claims for recovery of funeral expenses.

REPORT OF STANDING COMMITTEE

January 29, 1969.

SENATE BILL NO. 228, prescribing procedure for filing of public assistance claims for recovery of funeral expenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1 line 22, after "auditor" and before "and" on line 24, strike all of the underlined material.

On page 1, line 24, after "such" and before "claim" strike "[lien]" and insert "lien"
Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan,
Foley, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 228 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 228, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—45.

Excused: Senators Dore, Mardesich, Newschwander, Williams—4.

ENGROSSED SENATE BILL NO. 228, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 351, by Senators Atwood, Donohue, Huntley and Henry:

Permitting fire protection districts to provide protection outside its boundaries.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendments were adopted:

On page 1, section 1, line 11, after "fire protection district," insert "school district,"
On page 1, line 1 of the title, after "to" and before "fire" insert "interlocal cooperation, school districts and"

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 351 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate bill No. 351, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—45.

Excused: Senators Dore, Mardesich, Newschwander, Williams—4.

ENGROSSED SENATE BILL NO. 351, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

REPORTS OF STANDING COMMITTEES

February 6, 1969.

SENATE BILL NO. 83, regulating motor vehicle financial responsibility (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 218, preserving parks and parklands (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 233, amending statute authorizing Wallace Falls State Park (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 280, enlarging participatory educational groups permitted to provide and pay for tax deferred annuities for their respective employees (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odgaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 283, enlarging mandate for participation of state's educational institutions and school districts in providing certain insurance coverage (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odgaard, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 320, raising school directors' association dues (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odgaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

ENGROSSED HOUSE BILL NO. 123, regulating use of dangerous weapons (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, McCormack, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 2:47 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, February 13, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, February 13, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The President declared the Senate to be at ease. The President called the Senate to order at 11:05 a.m. The Secretary called the roll and announced to the President that all Senators were present except Senator Williams.

The Color Guard, consisting of Pages John Key, Color Bearer, and Sheila McDougall, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"It is with some degree of ambiguity Lord that one prays for these esteemed gentlemen and yet they need your wisdom and strength in their deliberations whether all of them would acknowledge that fact or not. Our nation too needs your guidance and help in its affairs whether all of its people realize it or not.

"Father, give each of us here and grant to our nation, the humility and sensibleness to see beyond ourselves, beyond our own strength, to look to you for our guidance and wisdom and hope. Then we will be, in truth, one people united under You, our God, and there will be liberty and justice for all. Amen.

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

REPORTS OF STANDING COMMITTEES

February 11, 1969.

SENATE BILL NO. 38, requiring retention of civil service system by code cities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, McDougall, Mardesich, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 120, suspending motor vehicle driver's licenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 180, regulating electricians and electrical installations (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 182, amending provisions relating to state employees' retirement system (reported by Committee on State Government):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, Durkan, Huntley, McCormack, Marquardt, Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 189, regulating maximum work week for firemen (reported by Committee on Labor and Social Security):
 MAJORITY recommendation: Do pass as amended.
 Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Ridder.
 Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 195, providing for rural representation on health district boards (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):
 Recommendation: Do pass.
 Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.
 Passed to Committee on Rules and Joint Rules for second reading.

February 10, 1969.

SENATE BILL NO. 212, amending pension law for police in first class cities (reported by Committee on Cities, Towns and Counties):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Herr, Chairman; Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.
 Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 234, revising various sections of the optional municipal code (reported by Committee on Cities, Towns and Counties):
 MAJORITY recommendation: Do pass as amended.
 Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman.
 Passed to Committee on Rules and Joint Rules for second reading.

February 10, 1969.

SENATE BILL NO. 265, computing town size according to land acreage (reported by Committee on Cities, Towns and Counties):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman.
 Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 274, increase in widows' and children's pension of policemen and firemen killed in line of duty (reported by Committee on Labor and Social Security):
 MAJORITY recommendation: Do pass as amended.
 Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder.
 Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 327, authorizing Washington to enter into the western interstate nuclear compact (reported by Committee on State Government):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, Durkan, Huntley, Lewis (Harry), McCormack, Marquardt, Ryder.
 Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 328, adding the chairman of the interagency committee for outdoor recreation to the advisory council (reported by Committee on State Government):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, Durkan, Huntley, Lewis (Harry), McCormack, Marquardt, Ryder.
 Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 337, using nicknames on ballots (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Greive, Holman, McCormack, Metcalf, Stender, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 358, limiting the time in which recall petitions must be signed (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Greive, Holman, McCormack, Metcalf, Stender, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

February 11, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 11, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 255.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 437, by Senators Peterson (Lowell), Bailey and Talley:

An Act relating to food fish and shellfish.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 438, by Senators Peterson (Lowell), Bailey and Talley:

An Act relating to food fish and shellfish.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 439, by Senators Greive, McCutcheon, Stender and Herr:

An Act relating to workmen's compensation; and amending section 51.32.050, chapter 23, Laws of 1961 as last amended by section 1, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.050; and amending section 51.32.060, chapter 23, Laws of 1961 as last amended by section 2, chapter 122, Laws of 1965 ex. sess. and RCW 51.32.060.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 440, by Senators McCormack, Foley, Atwood, Odegaard, Lewis (Harry) and Washington (by departmental request):

An Act relating to elections; amending section 18, chapter 109, Laws of 1967 ex. sess. and RCW 29.34.080; and amending section 2, chapter 130, Laws of 1967 ex. sess. and RCW 29.34.180.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 441, by Senators Stender, Bailey and Marquardt:

An Act relating to pensions of vocational instructors; and adding new sections to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective at which time such section shall be added to Titles 28A and 28B thereof.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 442, by Senators Uhlman, Ridder and Faulk (by Joint Committee on Education request):

An Act relating to metropolitan educational centers; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 443, by Senators Durkan, Gissberg, Odegaard and Twigg:

An Act relating to state institutions; creating new sections; and providing an effective date.

Referred to Committee on Public Institutions.

SENATE BILL NO. 444, by Senators Newschwander, Faulk, Knoblauch and Wilson:

An Act relating to revenue and taxation; and amending section 82.44.150, chapter 15, Laws of 1961 and RCW 82.44.150.

Referred to Committee on Ways and Means—Revenue and Taxation.

MOTIONS

On motion of Senator Newschwander, the rules were suspended and Senator Wilson was added as a sponsor to Senate Bill No. 444.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 439, 440 and 443.

HOUSE CONCURRENT RESOLUTION NO. 11, by Committee on Rules and Administration:

Joint Rules of the Senate and the House.

MOTIONS

On motion of Senator Atwood, House Concurrent Resolution No. 11 on first reading was ordered to be a special order of business following consideration of Senate Bill No. 51.

On motion of Senator Talley, Senate Bill No. 253 was ordered placed on the second reading calendar following Senate Bill No. 254.

SECOND READING

SENATE BILL NO. 108, by Senators Atwood, Cooney and Mardesich:

Raising salary of court reporters.

REPORT OF STANDING COMMITTEE

February 4, 1969.

SENATE BILL NO. 108, raising salary of court reporters (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 15, after “[]” and before “dollars” strike “*thirteen thousand*” and insert “*ten thousand five hundred*”

On page 1, line 17, after “[]” and before “dollars” strike “*thirteen thousand*” and insert “*ten thousand five hundred*”

On page 1, line 21, before “dollars” strike “*twelve thousand five hundred*” and insert “*ten thousand*”

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 108 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 108, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell),

Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—47.

Voting nay: Senator McCutcheon—1.

Absent or not voting: Senator Williams—1.

ENGROSSED SENATE BILL NO. 108, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:35 a.m. on motion of Senator Greive, the Senate recessed until 12:00 noon.

The Senate was called to order 12:00 noon by President Cherberg.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:30 p.m.

At 12:35 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

At 2:00 p.m. the Senate was called to order by President Cherberg.

MOTIONS

Senator Foley moved that Senator Bailey be excused.

Senator Atwood moved that Senator Williams be excused.

Senator Gissberg raised an objection to the excusing of Senators Bailey and Williams.

Senator Gissberg withdrew his objection to the absence of Senator Williams.

Senator Williams was excused.

There being no objection, Senator McCutcheon was excused.

SECOND READING

SENATE BILL NO. 51, by Senator Pritchard (by departmental request):

Establishing charges for state printing farmed out.

The bill was read the second time by sections.

On motion of Senator Pritchard, the rules were suspended, Senate Bill No. 51 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 51, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen; Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—46.

Absent or not voting: Senator Bailey—1.

Excused: Senators McCutcheon, Williams—2.

SENATE BILL NO. 51, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 1, by Senator Faulk:
Utilizing school buildings twelve months a year.
The Senate resumed consideration of Senate Concurrent Resolution No. 1.

REPORT OF STANDING COMMITTEE

January 27, 1969.

SENATE CONCURRENT RESOLUTION NO. 1, utilizing school buildings twelve months a year (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On line 7, following "that the" strike all the material down to and including "consideration." on line 13 and insert:

"Joint Committee on Education is authorized and directed to commence an in-depth study of the potentialities and problems of the utilization of public school facilities on a year-round basis. The Joint Committee on Education is specifically directed to study the following areas of concern:

(1) The four-quarter system for public common schools

(2) Other variations and adaptations of a twelve month school year, including the feasibility of a state supported tuition-free summer educational and recreational program

(3) Educational and recreational programs which might more fully utilize school facilities on a year-round basis

BE IT FURTHER RESOLVED, That the Joint Committee on Education is directed to report the results of this study, with recommendations, to the next regular or special legislative session succeeding the 41st legislature."

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Uhlman, Washington.

The resolution was read the second time in full.

On motion of Senator Faulk, the following amendment by Senators Ridder and Faulk to the committee amendments was adopted on a rising vote:

In the next to the last line of the amendment after "to the" strike all the matter down to "legislature" and insert "42nd"

On motion of Senator Faulk, the committee amendments as amended were adopted.

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

SENATE BILL NO. 136, by Senators Durkan, Gissberg, Talley, Peterson (Ted), Peterson (Lowell), Henry:

Designating steelhead trout as official state fish.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 136 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 136, and the bill passed the Senate by the following vote: Yeas 46, absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall-46.

Absent or not voting: Senator Bailey-1.

Excused: Senators McCutcheon, Williams-2.

SENATE BILL NO. 136, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 235, by Senators McDougall, Matson, Donohue and Wilson (by departmental request):

Creating the Washington tree fruit research commission.

REPORT OF STANDING COMMITTEE

February 4, 1969.

SENATE BILL 235, creating the Washington tree fruit research commission (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass with the following amendments:

On page 6, section 17, line 27, after "paid" strike all the material down to the period on line 32.

On page 9, section 24, line 4, after "be" and before "joint" strike "several and" and insert "not"

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Wilson.

The bill was read the second time by sections.

On motion of Senator Donohue, the first committee amendment was adopted.

On motion of Senator Donohue, the second committee amendment was not adopted.

On motion of Senator Donohue the following amendment was adopted:

On page 9, lines 3 and 4, after "commission shall" and before "be several" insert "not"

POINT OF INQUIRY

Senator Mardesich: "Will Senator McDougall yield to a question? I only glanced at parts of this bill rapidly but I think that it appears to be possible that of the nine members of the commission, eight of them could be apple orchardists and one of them could be a winter pear orchardist. Was that your intention?"

Senator McDougall: "No, I believe the intent was to allow five members from the apple growers and three from the Washington State Soft Fruit Commission who could be other types of soft fruit growers and one member would come from the State Department of Agriculture."

On motion of Senator Donohue, the rules were suspended, Engrossed Senate Bill No. 235 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 235, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—45.

Absent or not voting: Senators Pritchard, Uhlman—2.

Excused: Senators McCutcheon, Williams—2.

ENGROSSED SENATE BILL NO. 235, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of House Concurrent Resolution No. 11 on first reading.

Senator Greive moved that House Concurrent Resolution No. 11 be made a special order of business for tomorrow, prior to the first order of business.

Debate ensued.

Senator Greive withdrew his motion.

HOUSE CONCURRENT RESOLUTION NO. 11, by Committee on Rules and Administration: Joint Rules of the Senate and the House.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 11 was advanced to second reading and read the second time in full.

Senator Greive moved the adoption of the following amendment by Senators Greive, McCutcheon, Connor, Peterson (Lowell), Odegaard, Donohue, Knoblauch, Uhlman and Ridder:

On page 4, Rule 2, line 8, following the words "*Part Seven*" insert the following:

"Retainer means to engage a professional advisor for pay independent of any future work or the result thereof on the part of the advisor. The following is a list of all persons, firms, associations, corporations, or organizations from whom I, any firm, any association, any partnership, or enterprise, of which I am a member have received a retainer of more than \$1,500 paid in advance of, during, and after the conclusion of any regular or extraordinary session of the Washington state legislature, within one year thereof.

Persons, Firm, Association, Corporation or Organization	Any Deferred Comp- ensation Retainer In Advance of During and After Legislative Session	Monthly Deferred Compensation or Retainer	Annual Deferred Compensation or Retainer
	I	Association	Partnership	Enterprise Firm

Association Partnership Enterprise Firm

Renumber the remaining part."

Debate ensued.

Senators Mardesich, Sandison and Andersen demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Herr, Uhlman, Washington, Ridder, Bailey, Stender, Huntley and McDougall.

Senator Greive demanded a Call of the Senate.

Senator Greive withdrew his motion, with the consent of the Senate.

ROLL CALL

The Secretary called the roll and the amendment by Senators Greive, McCutcheon, Connor, Peterson (Lowell), Odegaard, Donohue, Knoblauch, Uhlman and Ridder was not adopted by the following vote: Yeas, 15; nays, 32; excused, 2.

Voting yea: Senators Connor, Cooney, Donohue, Dore, Greive, Herr, Knoblauch, Odegaard, Ridder, Stender, Stortini, Uhlman, Walgren, Washington, Wilson—15.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Talley, Twigg, Woodall—32. Excused; Senators McCutcheon, Williams—2.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 11 was advanced to third reading, the second reading considered the third and the resolution placed on final passage.

Senators Greive, Sandison and Atwood demanded the previous question and the demand was sustained.

Senator Durkan demanded a roll call and the demand was sustained by Senators Gissberg, Connor, Washington, Henry, Sandison, Metcalf, Ryder, Atwood and Greive.

ROLL CALL

The Secretary called the roll on House Concurrent Resolution No. 11 and the resolution was adopted by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—47.

Excused: Senators McCutcheon, Williams—2.

HOUSE CONCURRENT RESOLUTION NO. 11, having received the constitutional two-thirds majority was declared adopted.

MOTION

At 3:50 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, February 14, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, February 14, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Gary Scott, Color Bearer, and Kerri Wong, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"Father, I could not help notice the young people as I passed through the rotunda this week as they gazed in awe into the Capitol dome. It is extremely important for us as a nation to have things that will inspire our people and cause them to look up.

"Father, these men who are our Senators and leaders have a unique position in that they too cause people to look up to them. Make them worthy of the awe in which we hold them and grant them the maturity and stature that comes to truly great men who are willing to be humble before you our God.

"This we ask in His name who was great enough to become a servant of all, even Jesus Christ our Lord. Amen."

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

With the approval of the Senate, Senator McCormack was given permission to place material presented by political science students at Eastern Washington State College on the members' desks.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Richard G. Haley, executive vice president of Brown and Haley of Tacoma and appointed a special committee consisting of Senators Faulk and Stortini to escort Mr. Haley to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Haley to address the Senate appropriately about St. Valentine's Day.

The committee escorted Mr. Haley from the Senate Chamber.

REPORTS OF STANDING COMMITTEES

February 7, 1969.

SENATE BILL NO. 81, relating to increasing license fees to practice public accounting (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 6, 1969.

SENATE BILL NO. 104, authorizing occupational driver's licenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 7, 1969.

SENATE BILL NO. 117, relating to real estate multiple listing associations (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 117 be substituted for Senate Bill No. 117 and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Greive, Knoblauch, Lewis (Brian), McDougall, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

February 5, 1969.

SENATE BILL NO. 122, regulating the payment of detained material witnesses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 143, regulating sale of short firearms (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Greive, Holman, McCormack, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 167, prescribing jail time credit against fine imposed by justice court (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Gissberg, Greive, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 207, regulating practice of dentistry (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 208, amending dental hygienists law (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE JOINT RESOLUTION NO. 16, deleting excess constitutional provisions (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Cooney, Donohue, Greive, Holman, Keefe, Metcalf, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 10, 1969.

ENGROSSED HOUSE BILL NO. 127, authorizing bond issue for school plant facilities and modernization of existing facilities (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

On motion of Senator Durkan, Engrossed House Bill No. 127 was referred to the Committee on Ways and Means—Appropriations.

MESSAGE FROM THE MAYOR OF SEATTLE

Office of the Mayor, City of Seattle, February 11, 1969.

Mr. Ward Bowden,
Secretary of the Senate,
State of Washington,
Legislative Building,
Olympia, Washington 98501.

Dear Mr. Bowden:

It was with surprise and great appreciation that I today received the certified copy of Senate Resolution 1969-11, expressing appreciation to myself for my past service to Seattle and to the state.

This was an unexpected honor and privilege, and I will appreciate it if you will try to pass on to the sponsors, whose names appear on the cover letter, my deep appreciation for their thoughtfulness and courtesy.

Sincerely yours,
J. D. BRAMAN
Mayor.

MESSAGE FROM THE HOUSE

February 13, 1969.

Mr. President: The House has passed:
ENGROSSED HOUSE BILL NO. 17,
HOUSE BILL NO. 18,
HOUSE BILL NO. 138,
HOUSE BILL NO. 192,
ENGROSSED HOUSE BILL NO. 193,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 445, by Senators Lewis (Harry), Marquardt and Henry (by departmental request):

An Act relating to employees' suggestion awards; amending section 1, chapter 142, Laws of 1965, ex. sess. and RCW 41.60.010; amending section 2, chapter 142, Laws of 1965, ex. sess., and RCW 41.60.020; amending section 4, chapter 142, Laws of 1965, ex. sess. and RCW 41.60.040; amending section 5, chapter 142, Laws of 1965, ex. sess. and RCW 41.60.050; amending section 6, chapter 142, Laws of 1965, ex. sess., and RCW 41.60.060; and adding a new section to chapter 142, Laws of 1965, ex. sess., and to chapter 41.60 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 446, by Senators Huntley, Henry and Foley (by departmental request):

An Act relating to fiscal agency and appointing an incineration agent; amending section 43.80.030, chapter 8, Laws of 1965 and RCW 43.80.030; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.80 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 447, by Senators McDougall, Durkan, Donohue, Wilson, Bailey, Talley and Canfield:

An Act relating to agriculture and marketing; levying assessments and establishing procedures for assessments upon milk and cream; amending section 15.44.080, chapter 11, Laws of 1961 as amended by section 1, chapter 44, Laws of 1965 ex. sess. and RCW 15.44.080; and amending section 15.44.130, chapter 11, Laws of 1961 and RCW 15.44.130.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 448, by Senators Henry, Lewis (Harry), Woodall, Day, Connor, Twigg, Peterson (Lowell), Guess, Atwood and Keefe:

An Act relating to intoxicating liquor; amending section 23-S-5 added to chapter 62, Laws of 1933 ex. sess. by section 5, chapter 5, Laws of 1949 and RCW 66.24.440; and adding new sections to chapter 62, Laws of 1933 ex. sess. and to chapter 66.24 RCW.

Referred to Committee on Liquor Control.

SENATE BILL NO. 449, by Senators Ridder, Mardesich and Guess (by Joint Committee on Highways request):

An Act relating to stock running at large in certain areas and upon the public highways; amending section 6, chapter 40, Laws of 1937 and RCW 16.24.065, and amending section 127, chapter 189, Laws of 1937 and RCW 16.24.070.

Referred to Committee on Highways.

SENATE BILL NO. 450, by Senators Lewis (Brian) and Henry:

An Act relating to engineers; amending section 2, chapter 297, Laws of 1959, as amended by section 4, chapter 142, Laws of 1961, and RCW 18.43.105; adding a new section to chapter 297, Laws of 1959 and to chapter 18.43 RCW; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 451, by Senators Pritchard, Uhlman and Stortini (by executive request):

An Act relating to rivers and streams and their shore lands and related adjacent lands; providing for the conservation and management thereof; and establishing an inventory of scenic rivers and a legislative policy in connection therewith.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 452, by Senators Odegaard, Knoblauch and Peterson (Ted):

An Act relating to education; and specifying certain requirements for school district certificated employees' contracts and salaries.

Referred to Committee on Education.

SENATE BILL NO. 453, by Senators Dore, Williams, Greive and Holman (by departmental request):

An Act relating to school district reorganization; and adding new sections to chapter 28.57 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time such sections shall be added to chapter 28A.57 thereof.

Referred to Committee on Education.

SENATE BILL NO. 454, by Senators Lewis (Harry), Durkan and Elicker (by departmental request):

An Act relating to state government; authorizing the state capitol committee to provide for the construction, remodeling and financing of state buildings and parking facilities; providing for the issuance of bonds and refunding bonds; making an appropriation;

repealing sections 1 through 10, chapter 151, Laws of 1965 ex. sess., and RCW 79.24.610 through 79.24.628; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 455, by Senators Elicker, Lewis (Harry) and Durkan (by departmental request):

An Act relating to public lands; providing for bonds and refunding bonds for the east capitol site; adding new sections to chapter 105, Laws of 1967 ex. sess., and to chapter 79.24 RCW; amending section 8, chapter 167, Laws of 1961, as amended by section 1, chapter 157, Laws of 1963, and RCW 79.24.570; amending section 9, chapter 167, Laws of 1961, as amended by section 3, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.580; amending section 4, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.630; amending section 5, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.632; amending section 6, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.634; amending section 7, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.636; amending section 8, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.638; amending section 9, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.640; amending section 10, chapter 105, Laws of 1967 ex. sess., and RCW 79.24.642; making an appropriation; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 456, by Senators Day, Henry and Twigg:

An Act relating to education; and making an appropriation.

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

SENATE BILL NO. 457, by Senators Ridder, Pritchard, Holman, Odegaard, Stortini, and Uhlman:

An Act relating to education; amending section 1, chapter 92, Laws of 1951 and RCW 28.13.010; amending section 28A.13.010, chapter ---, Laws of 1969 (HB 58) and RCW 28A.13.010; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 458, by Senators Ridder, Pritchard, Holman, Odegaard and Stortini:

An Act relating to the coordinating council for occupational education; and adding a new section to chapter 8, Laws of 1967 ex. sess., and to chapter 28.85 RCW, unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added to chapter 28B.50 thereof.

Referred to Committee on Education.

SENATE BILL NO. 459, by Senators Andersen, Gissberg and Huntley:

An Act relating to excise tax on real estate sales; amending section 7, chapter 11, Laws of 1951 first ex. sess. as last amended by section 1, chapter 132, Laws of 1955 and RCW 28.45.010; amending section 28A.45.010, chapter ---, Laws of 1969 (HB 58) and RCW 28A.45.010; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 460, by Senators Dore, Williams and Durkan (by departmental request):

An Act relating to education; amending section 3, chapter 276, Laws of 1959 as amended by section 1, chapter 162, Laws of 1965 ex. sess. and RCW 28.48.010; amending section 28A.48.010, chapter ---, Laws of 1969 (HB 58) and RCW 28A.48.010; providing sections to effect the correlative and pari materia construction of this act with the

provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 461, by Senators Day, Peterson (Lowell) and Pritchard:

An Act relating to the practice of chiropractic in the state; and repealing section 14, chapter 5, Laws of 1919 and RCW 18.25.040.

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

SENATE BILL NO. 462, by Senators Lewis (Harry) and Dore (by departmental request):

An Act relating to procedures for payment of state expenses; adding a new chapter to Title 42 RCW; repealing section 43.09.090, chapter 8, Laws of 1965, and RCW 43.09.090; and providing an effective date.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 463, by Senators Dore and Lewis (Harry) (by departmental request):

An Act relating to interagency transactions; and adding new sections to chapter 239, Laws of 1967 and chapter 39.34 RCW.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 464, by Senators Durkan and Bailey:

An Act relating to female labor; amending section 1, chapter 84, Laws of 1951 as amended by section 1, chapter 41, Laws of 1965 and RCW 49.28.070; and prescribing penalties.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 465, by Senators Durkan, Bailey and Stender:

An Act relating to labor regulations; and amending section 1, chapter 294, Laws of 1959 as amended by section 2, chapter 18, Laws of 1961 ex. sess. and RCW 49.46.010.

Referred to Committee on Labor and Social Security.

SENATE JOINT RESOLUTION NO. 23, by Senator Stender:

Amending Constitution to change property taxes, authorize income tax, and create special fund for schools.

Referred to Committee on Constitution, Elections and Legislative Processes.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 447, 448, 453, 457 and 458.

ENGROSSED HOUSE BILL NO. 17, by Representatives Moon, Newhouse and Wanamaker (by Legislative Council request):

An Act relating to weights and measures; repealing sections 1 through 39, chapter 291, Laws of 1959, and RCW 19.93.010 through 19.93.380 and RCW 19.93.900; defining crimes; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 18, by Representatives Moon, Newhouse and Wanamaker (by Legislative Council request):

An Act relating to food processing; amending section 2, chapter 121, Laws of 1967 ex. sess. and RCW 69.07.020; amending section 4, chapter 121, Laws of 1967 ex. sess. and RCW 69.07.040; amending section 8, chapter 121, Laws of 1967 ex. sess. and RCW 69.07.080; adding a new section to chapter 121, Laws of 1967 ex. sess. and to chapter 69.07 RCW; and repealing section 3, chapter 121, Laws of 1967 ex. sess. and RCW 69.07.030.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 138, by Representatives Kuehnle, Lynch and Kalich:

An Act permitting persons over eighteen years of age to donate blood without parental permission in certain instances; adding a new section to chapter 70.01 RCW; and declaring an emergency.

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

HOUSE BILL NO. 192, by Representatives Swayze and Hubbard:

An Act relating to tax and revenue; and amending section 83.44.080, chapter 15, Laws of 1961 and RCW 83.44.080.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 193, by Representatives Backstrom, DeJarnatt, Goldsworthy, Chatalas and Litchman (by Legislative Budget Committee request):

An Act relating to withdrawal of state trust lands from sale or lease, revocation and modification of state trust land withdrawals; adding a new section to chapter 79.08 RCW; amending section 1, chapter 26, Laws of 1951 and RCW 79.08.102; amending section 77.12.360, chapter 36, Laws of 1955 and RCW 77.12.360; and repealing section 77.40.020, chapter 36, Laws of 1955 and RCW 77.40.020.

Referred to Committee on Natural Resources, Fisheries and Game.

MOTIONS

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bills Nos. 447, 448, 453, 457 and 458.

On motion of Senator Andersen, Senator Williams was excused.

SECOND READING

SENATE BILL NO. 211, by Senators Talley, Wilson and McDougall:

Increasing county auditor's car tax collection fees.

The bill was read the second time by sections.

On motion of Senator Wilson, the rules were suspended, Senate Bill No. 211 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 211, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall-47.

Absent or not voting: Senator Ryder-1.

Excused: Senator Williams-1.

SENATE BILL NO. 211, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 254, by Senators Talley, Stortini and McDougall:

Regulating contract sales, terms and conditions of port districts.

The bill was read the second time by sections.

On motion of Senator Mardesich, the following amendment was adopted:

On page 2, section 1, line 4, strike "four" and insert "[four] six"

On motion of Senator Mardesich, Senate Bill No. 254 was ordered to retain its place at the end of the second reading calendar for today.

SENATE BILL NO. 253, by Senators Talley, Faulk and Stortini:

Providing for the sale of port district personal property.

Senator Mardesich moved the adoption of the following amendment:

On page 1, section 1, line 16 after "district purposes." add "Any large block of such property having a value in excess of twenty-five hundred dollars shall not be broken down into components of less than twenty-five hundred dollars value and sold in such smaller components."

On motion of Senator Greive, Senate Bill No. 253 was ordered to retain its place at the end of the second reading calendar for today.

SENATE BILL NO. 138, by Senators Uhlman, Atwood and Talley:

Regulating computation of police pensions.

REPORT OF STANDING COMMITTEE

February 6, 1969.

SENATE BILL NO. 138, regulating computation of police pensions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 26, after "*PROVIDED FURTHER, That*" strike all the matter down to and including "*increased*" on page 2, line 2 and insert "*a person hereafter retiring who has served as a member for more than twenty-five years, shall have his pension payable under this section increased*"

On page 3, section 3, line 31 after "*member*" and before "*shall*" insert "*and his spouse or dependent children*" and on line 32 after "*to*" and before "*retired*" insert "*a*" and after "*retired*" and before "*with*" strike "*members*" and insert "*member and his spouse or dependent children*" and on line 33 after "*for*" and before ";" insert "*PROVIDED, That any claim for medical coverage under RCW 41.20.120 shall be attributable to service connected illness or injury*"

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 138 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 138, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—46.

Voting nay: Senator Lewis (Brian)—1.

Absent or not voting: Senator Guess—1.

Excused: Senator Williams—1.

ENGROSSED SENATE BILL NO. 138, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

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

MESSAGE FROM THE HOUSE

February 14, 1969.

Mr. President: The Speaker has signed: HOUSE CONCURRENT RESOLUTION NO. 11, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE CONCURRENT RESOLUTION NO. 11.

SECOND READING

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

Regulating use of dangerous weapons.

The bill was read the second time by sections.

Senator Uhlman moved the adoption of the following amendment:

On page 2, section 1, line 13, strike the whole of subsection (f).

On motion of Senator Lewis (Harry), House Bill No. 123 was ordered to retain its place at the end of the second reading calendar for today.

SENATE BILL NO. 320, by Senators Bailey, Knoblauch, Holman and Ridder:

Raising school directors' association dues.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 320 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 320 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall-47.

Absent or not voting: Senator Pritchard-1.

Excused: Senator Williams-1.

SENATE BILL NO. 320, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 83, by Senators Henry, Huntley and Knoblauch (by departmental request):

Regulating motor vehicle financial responsibility.

REPORT OF STANDING COMMITTEE

February 6, 1969.

SENATE BILL NO. 83, regulating motor vehicle financial responsibility (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 18, after "department" and before "satisfactory" insert "his sworn affidavit or other"

On page 3, section 2, line 9, after "dollars" and before the period insert "PROVIDED, That the first ten days of such imprisonment shall not be suspendable or deferrable"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Henry the first committee amendment was adopted.

Senator Woodall moved the adoption of the second committee amendment.

The following amendment by Senator Guess to the second committee amendment was not adopted on a rising vote:

On page 3, section 2, amend Judiciary Committee amendment 2, after "deferrable" insert "on conviction of the second or subsequent offense hereunder"

Debate ensued.

The second committee amendment was adopted.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 83 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 83, and the bill passed the Senate by the following vote: Yeas, 44; nays, 4; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—44.

Voting nay: Senators Atwood, Faulk, Gissberg, Lewis (Harry)—4.

Excused: Senator Williams—1.

ENGROSSED SENATE BILL NO. 83, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Durkan: "Point of personal privilege, Mr. President. I voted for this bill and I voted for the amendment but it seems strange to me that for years we have been skirting the real issue and that is we talk about implied consent and we talk about spot checks and we talk about people who don't have insurance going to jail but the legislature has yet failed to face up to the real problem and that is when a person is convicted of drunken driving he gets a mandatory jail sentence.

"That is the real issue that we have been discussing here for the last four years and some of us who have had some qualms about implied consent and about spot checks feel that we wouldn't need these things if the defendant was given all the due process and at the time he was convicted we said to him 'if you come into court and you are convicted of drunken driving, you are going to jail', and that is what the legislature should really be talking about."

SENATE BILL NO. 222, by Senators Dore, Herr, Greive, Connor, Ridder, Talley, Uhlman, Cooney, Stortini, Holman and Keefe:

Authorizing use of current salary scale in computing firemen's service benefits.

MOTION

Senator Ryder moved that Senate Bill No. 222 hold its place on the second reading calendar for Monday, February 17.

POINT OF INQUIRY

Senator Greive: "May I inquire of Senator Ryder why?"

Senator Ryder: "Yes, Mr. President and members of the Senate, this is a bill that was studied by the pension commission and Senator Williams, who would remember and was the chairman of that commission, has written a letter to Senator Stortini about it, as chairman of the committee, and then another letter has come out analyzing it for the benefit of the members of the Senate and I think that Senator Williams who is absent today should be here to explain the commission's position."

Senator Greive: "Mr. President, I will join Senator Ryder in that motion."

There being no objections, Senate Bill No. 222 was ordered retained on the second reading calendar for Monday, February 17.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

There being no objections, Senators Day, Durkan and Woodall were excused.

SENATE BILL NO. 183, by Senators Elicker, Walgren and Lewis (Harry):

Amending the volunteer firemen's pension act.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Gissberg: "I would like to inquire if I could of Senator Elicker whether or not the cities and the towns are not required to make a contribution into the fund?"

Senator Elicker: "The volunteer fire departments and you are right, Senator Gissberg there are a few paid fire departments who are using the volunteer firemen's fund, they make a contribution into the fund which amounts to \$10 per fireman per year for pension benefit, \$5 for disability, a total of \$15. We don't propose to raise this."

Senator Gissberg: "Can I assure the governing bodies of the towns in my district that this bill will not result in any further financial burdens upon them?"

Senator Elicker: "Well, Senator, the only way that this could impose any further financial burden upon them would be if they actuarially experience, and I have a letter here from the actuary for the volunteer firemen's fund, if the actuarial experience that we have had in the past does not prove sound in the future, I think this would be an unlikely contingency, then I suppose as with any pension system, it might require some increased contributions but if we can go on the basis of past actuarial experience, no."

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 183 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 183, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Wilson—44.

Absent or not voting: Senator Washington—1.

Excused: Senators Day, Durkan, Williams, Woodall—4.

SENATE BILL NO. 183, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 233, by Senators Gissberg, Mardesich and Metcalf:
Amending statute authorizing Wallace Falls state park.
The bill was read the second time by sections.

MOTION

There being no objection, Senator McCutcheon was excused.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 233 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 233, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 1; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—41.

Voting nay: Senators Lewis (Harry), Newschwander—2.

Absent or not voting: Senator Huntley—1.

Excused: Senators Day, Durkan, McCutcheon, Williams, Woodall—5.

SENATE BILL NO. 233, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 254, by Senators Talley, Stortini and McDougall:

Regulating contract sales, terms and conditions of port districts.

The Senate resumed consideration of Senate Bill No. 254 on second reading as amended by Senator Mardesich.

On motion of Senator Mardesich, the following amendment was adopted:

On page 1, section 1, line 17, strike "and without" and insert "[and without] after

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 254 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 254, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—44.

Excused: Senators Day, Durkan, McCutcheon, Williams, Woodall—5.

ENGROSSED SENATE BILL NO. 254, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 253, by Senators Talley, Faulk and Stortini:

Providing for the sale of port district personal property.

The Senate resumed consideration of Senate Bill No. 253 on second reading and the following pending amendment by Senator Mardesich:

On page 1, section 1, line 16 after "*district purposes.*" insert "*Any large block of such property having a value in excess of twenty-five hundred dollars shall not be broken down into components of less than twenty-five hundred dollars value and sold in such smaller components unless such smaller components be sold by public competitive bid.*"

POINT OF INQUIRY

Senator Andersen: "Is the purpose of this amendment, Senator Mardesich, to prevent a port district from evading the public bidding aspects of the law by breaking large blocks of property down into lots of less than twenty-five hundred dollars and so making private sales?"

Senator Mardesich: "That is the intent and I believe that is what the amendment accomplishes."

Senator Andersen: "Thank you."

The motion carried and the amendment was adopted.

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 253, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 253, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—44.

Excused: Senators Day, Durkan, McCutcheon, Williams, Woodall—5.

ENGROSSED SENATE BILL NO. 253, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

Regulating use of dangerous weapons.

MOTIONS

On motion of Senator Greive, there being no objections, Engrossed House Bill No. 123 and the pending amendment by Senator Uhlman were ordered placed as the second bill on the second reading calendar for Monday, February 17, 1969.

On motion of Senator Greive, the rules were suspended and 4,500 additional copies of Senate Bill No. 109 were ordered printed and 500 additional copies each of Senate Bills Nos. 30 and 31.

On motion of Senator McCormack, the Committee on Ways and Means—Revenue and Taxation was granted the use of the Senate Chamber for a public hearing at 7:30 p.m., February 24, 1969.

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

REPORTS OF STANDING COMMITTEES

February 13, 1969.

SENATE BILL NO. 20 providing financial responsibility for all owners and drivers of motor vehicles (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, McCormack, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 14, 1969.

SENATE BILL 29, relieving motion picture projectionists from criminal liability (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Gissberg, McCormack, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 50, creating office of ombudsman (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Greive, Holman, McCormack, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 92, establishing public defender system (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, McCormack, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 114, pertaining to judges' retirement system (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 14, 1969.

SENATE BILL NO. 197, amending the state militia law (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Lewis (Brian), Lewis (Harry), Mardesich, Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 2:45 p.m. on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, February 17, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-SIXTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, February 17, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Don Ohiser, Color Bearer, and Jan Goodpaster, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty and Eternal God, by Thy mercy we have come to the beginning of another work week. We enter it with glad and grateful hearts, for the privilege of serving Thee and our fellow man. Help us in our endeavor to be responsive in our duties, reverent in the use of our time, just in the exercise of our position, patient with those who differ with us and fair minded in our disappointments. For this we pray in our Master's Name. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of former State Senator Dewey C. Donohue and appointed a special committee consisting of Senators Matson and Donohue to escort the former Senator to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit the former Senator to address the Senate.

REPORTS OF STANDING COMMITTEES

February 14, 1969.

SENATE BILL NO. 49, providing for the care and training of the blind (reported by Committee on Public Institutions):

MAJORITY recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Lewis (Brian), Newschwander, Peterson (Lowell), Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

February 17, 1969.

SENATE BILL NO. 74, establishing a state law enforcement officer's retirement system (reported by Committee on State Government):

MAJORITY recommendation: That the substitute bill be substituted therefor, and the substitute bill do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Day, Durkan, Huntley, Lewis (Harry), McCormack, Marquardt, Newschwander, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 111, discharging of jurors from service (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Durkan, Foley, Greive, Holman, McCormack, Ridder.

MINORITY recommendation: Do not pass.

Signed by: Senator Andersen.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 137, enacting the uniform rendition of accused persons act (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, McCormack, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 146, repealing county authority to assign certificates of delinquency (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 14, 1969.

SENATE BILL NO. 163, amending grounds for issuance of search warrants (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Foley, Gissberg, Holman; McCormack, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 191, providing administrative coordination in charter counties (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 229, providing rights, duties and liabilities of directors, shareholders and officers of corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Durkan, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 273, increasing permissible fees for county printing (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 3, 1969.

SENATE BILL NO. 279, providing for state system of noncommercial educational television (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 286, modifying the criminal laws on abortion (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Holman, McCormack, Walgren, Williams.

MINORITY recommendation: Do not pass.

Signed by: Senators Dore, Vice Chairman; Gissberg, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 292, providing rent, lease or disposal regulations for highway lands (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Guess, Herr, Huntley, Knoblauch, Lewis (Brian), Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 295, authorizing highway commission to increase speed limit on any highway to seventy miles per hour where reasonable and safe (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Donohue, Herr, Huntley, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 299, establishing a uniform budget procedure for cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 301, authorizing concurrent law enforcement on ferry wharves, terminals, and runs (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Elicker, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 17, 1969.

SENATE BILL NO. 318, withdrawing public funds from tax exempt institutions (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Keefe, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 336, lowering professional entertainers' age limits (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 14, 1969.

SENATE BILL NO. 342, leasing facilities for housing work release prisoners (reported by Committee on Public Institutions):

MAJORITY recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Lewis (Brian), Newschwander, Peterson (Lowell), Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 364, managing certain state lands on a sustaining yield basis (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 14, 1969.

SENATE BILL NO. 401, permitting assignments of rents (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Durkan, Gissberg, Greive, Holman, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE JOINT MEMORIAL NO. 4, memorializing Oregon to declare steelhead a game fish (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Odegaard, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

February 14, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 255, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 466, by Senator Dore:

An Act relating to revenue and taxation; amending section 82.12.010, chapter 15, Laws of 1961, as last amended by section 17, chapter 173, Laws of 1965 ex. sess., and RCW 82.12.010; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 467, by Senators Uhlman, Holman and Andersen:

An Act relating to state government; providing for expenses of members of the statute law committee; amending section 3, chapter 157, Laws of 1951 and RCW 1.08.005; and declaring an emergency.

Referred to Committee on State Government.

SENATE BILL NO. 468, by Senator Mardesich:

An Act relating to public employment; providing retirement benefits for municipal police departments; amending section 4, chapter 39, Laws of 1909 as last amended by section 1, chapter 191, Laws of 1961 and RCW 41.20.050; and amending section 5, chapter 39, Laws of 1909 as last amended by section 2, chapter 191, Laws of 1961 and RCW 41.20.060.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 469, by Senators Durkan, Foley, McDougall and Henry:

An Act relating to state government; amending section 43.82.010, chapter 8, Laws of 1965 as amended by section 1, chapter 229, Laws of 1967 and RCW 43.82.010, amending section 43.82.110, chapter 8, Laws of 1965 and RCW 43.82.110; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 470, by Senators Washington, Donohue and Huntley:

An Act relating to the rules of the road; regulating equipment for slow moving vehicles; and amending section 47.36.160, chapter 12, Laws of 1961 as amended by section 11, chapter 154, Laws of 1963 and RCW 46.37.160.

Referred to Committee on Highways.

SENATE BILL NO. 471, by Senators Lewis (Brian), Henry, McDougall, Elicker, Washington, Walgren, Peterson (Lowell), Faulk, Guess and Huntley (by Joint Committee on Highways request):

An Act relating to the Washington state ferry system; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 472, by Senators Ridder, Holman, Greive and Marquardt:

An Act relating to blind persons; establishing a register of blind persons in the state of Washington to provide for the mandatory reporting of information concerning such persons; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.16 RCW.

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

SENATE BILL NO. 473, by Senators Talley, Henry and Foley:

An Act relating to public highways; adding a new section to primary state highway No. 12; and amending section 47.16.120, chapter 13, Laws of 1961 as last amended by section 9, chapter 170, Laws of 1965 ex. sess. and RCW 47.16.120.

Referred to Committee on Highways.

SENATE BILL NO. 474, by Senators Matson, Day, Donohue, Woodall, Wilson and McDougall:

An Act relating to public health; establishing housing and sanitation standards for migrant farm workers and their families; and declaring an emergency.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 475, by Senators Greive, Stender and Herr:

An Act relating to the compensation of port district commissioners; and repealing section 4, chapter 348, Laws of 1955 as amended by section 1, chapter 72, Laws of 1957 and RCW 53.12.250.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 476, by Senators Washington, Wilson, Stortini, Odegaard, Bailey, Lewis (Brian), Faulk, Uhlman, McCormack, Elicker, Metcalf, Andersen, Donohue, Talley, Mardesich, Henry, Knoblauch, McCutcheon, Marquardt, Woodall, Sandison, Peterson (Ted), Greive, Durkan, Gissberg and Cooney:

An Act relating to state government; creating a new division in the department of the board of education; prescribing certain powers and duties of certain public officers; and adding a new section to chapter 43.63 RCW.

Referred to Committee on Education.

SENATE BILL NO. 477, by Senators Washington, Henry, Faulk and McCormack:

An Act relating to state government; amending section 3, chapter 158, Laws of 1965 and RCW 43.100.030; and amending section 8, chapter 158, Laws of 1965, and RCW 43.100.080.

Referred to Committee on State Government.

SENATE JOINT MEMORIAL NO. 6, by Senators Greive, Bailey, McCormack and McCutcheon:

Memorializing Congress to enact adequate collective bargaining guarantees for postal workers and other federal employees.

Referred to Committee on Labor and Social Security.

SENATE JOINT RESOLUTION NO. 24, by Senators McCormack, Durkan, Bailey, Mardesich, Ridder, Knoblauch, Peterson (Lowell), Foley, Herr, Connor, Henry, Uhlman, Walgren, Odegaard, Stortini and Sandison:

Establishing tax reform by amending the Constitution to authorize a state graduated net income tax, by reducing the property tax, removing the sales tax from food and drugs, and eliminating the business and occupation tax.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE JOINT RESOLUTION NO. 25, by Senators Holman, Elicker, Pritchard and McDougall:

Amending the Constitution to authorize a single rate income tax, reducing property and sales taxes and removing business and occupation tax.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE JOINT RESOLUTION NO. 26, by Senators Pritchard, McCormack and Stortini (by departmental request):

Reducing electors' residency requirements.

Referred to Committee on Constitution, Elections and Legislative Processes.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 469, 471, 472, 474, 476, Senate Joint Memorial No. 6, Senate Joint Resolutions Nos. 24, 25 and 26.

SENATE CONCURRENT RESOLUTION NO. 11, by Senators Talley, Atwood and Peterson (Lowell):

Requesting a study for a state park on the lower Columbia river.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

MOTION

At 12:35 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

PARLIAMENTARY INQUIRY

Senator Greive: "Mr. President, how many Senators are excused?"

REPLY BY THE PRESIDENT

The President: "None, Senator Greive."

Senators Greive, Cooney and Dore demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary proceeded with the roll call on the Call of the Senate.

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

SECOND READING

SENATE BILL NO. 222, by Senators Dore, Herr, Greive, Connor, Ridder, Talley, Uhlman, Cooney, Stortini, Holman and Keefe:

Authorizing use of current salary scale in computing firemen's service benefits.

The Senate resumed consideration of Senate Bill No. 222 on second reading.

REPORT OF STANDING COMMITTEE

February 11, 1969.

SENATE BILL NO. 222, automatic escalator clause on firemen's pension (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

On line 18, after "salary" and before "attached" strike "currently" and insert "which may presently and in the future be"

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Herr, Metcalf, Ridder.

On motion of Senator Stortini, the committee amendment was adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 222 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "If I may, Mr. President, I would like to ask Senator Durkan a question. Senator Durkan, I know you are a very important man and you are writing a budget that is going to be before this body soon and my question to you is this: Is there going to be money in this budget at your suggestion to give the cities adequate aid so that these pension advances may be adequately met?"

Senator Durkan: "Mr. President and members of the Senate, we are going to appropriate funds which the legislature will think is sufficient to the cities. We are not going to earmark it beyond a formula and we would hope that the cities will do the same thing as they did last time and that is that they used a great deal of it for their law enforcement and fire protection so I would think that when the budget comes out some time next week, that the cities will be very happy and I hope that the Republicans will support me on the increase."

Senator McCutcheon: "Mr. President and members of the Senate, would Senator Williams yield to a question? Senator Williams, as the sponsor of this bill or as an opponent of this bill, can you tell me how many firemen there are in the state of Washington who would be affected by it?"

Senator Williams: "Well, Senator McCutcheon, that is entirely a matter of the retirees coming up from here on out. This matter has been brought out about people already drawing disability and as Senator Dore replied, people who shouldn't be drawing disability but this bill will give a better deal to the widow of that person if they don't draw disability so I expect it will be a very large number."

Senator McCutcheon: "Thank you very much."

Further debate ensued.

Senators Keefe, Greive and Connor demanded the previous question and the demand was not sustained.

Further debate ensued.

Senators Peterson (Lowell), Greive and Uhlman demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 222 and the bill passed the Senate by the following vote: Yeas, 34; nays, 15.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—34.

Voting nay: Senators Atwood, Elicker, Faulk, Gissberg, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Pritchard, Ryder, Williams, Woodall—15.

ENGROSSED SENATE BILL NO. 222, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PROTEST

Senate Bill No. 222 mandates cities to pay escalating benefits based on a legislature-imposed escalator benefits clause without providing cities the means to pay such increased benefits, clearly violating the home rule principle legislatively rewriting the

contracts which city and firemen operate under, and providing benefits for one class of public employees which are not available generally.

The increases mandated cannot be justified as necessary to keep pace with the increased cost of living.

The escalator clause represents a piecemeal approach to a problem of general application. Public pension legislation should be framed in principles applicable to all public pensions. Systems should be consolidated to accomplish administrative savings and provide benefits equitably.

General cost of living adjustments tied to a reliable index should be a part of every pension plan in order to guarantee that the purchasing power of the pension be maintained.

Legislation designed to do this is warranted, has been introduced and should be supported.

Signed by: Senators Williams, Matson, Newschwander, Huntley, McDougall, Lewis (Brian), Woodall, Ryder, Lewis (Harry), Faulk.

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

Regulating use of dangerous weapons.

The Senate resumed consideration of Engrossed House Bill No. 123 on second reading and the following pending amendment by Senator Uhlman:

On page 2, section 1, line 13, strike the whole of subsection (f).

Senator Uhlman moved the adoption of the amendment.

POINTS OF INQUIRY

Senator Woodall: "Would Senator Uhlman yield? Senator Uhlman, as I now read the bill, the House has taken out section 2, is that the way you so construe it?"

Senator Uhlman: "That is correct, Senator."

Senator Woodall: "So that the original purpose of the bill that we didn't want people carrying these weapons into public buildings such as coming down here or coming to city hall has now been pretty well gutted out of the bill. Is that correct?"

Senator Uhlman: "Well, that one provision is removed, however, you do note, Senator, that section 1 still does leave a substantial portion of the bill."

Senator Woodall: "Is it not against the law now to . . ."

Senator Uhlman: "Senator, this creates a new crime and makes an additional crime for the prosecutor to charge an individual who does carry a weapon. There are numerous weapons listed there and I think it adequately covers the problem. Section 2 will be degraded more as Senator Andersen has an amendment to reinstate the language in section 2 that the House struck."

Senator Woodall: "Now, as I understand it, the bill was up before my committee, section 1 is the exhibiting or using in a threatening manner, section 2 was to give some protection when people come into a public building armed with these clubs but they have not as yet used them in a threatening manner, so apparently they can do nothing about it. That was the idea of including it.

"Now, what I want to ask is, with your striking out the exemption of what a person does in his place of abode or fixed place of business, have you not pretty much, in fact, destroyed self defense as a defense?"

Senator Uhlman: "As a matter of fact, Senator, no, just to the contrary. You will note that the crime is created in section 1. Section 4 is the exceptions to that crime and we frankly don't want to create an exception. We don't want to permit somebody to come into a person's place of abode and to intimidate him with a weapon and to be able to perform these acts without any compunction whatsoever."

Senator Woodall: "Well, Senator Uhlman, I don't want to carry on any lengthy debate on it but as I read the section you have stricken, it is an exception to the crime which says that a man has a right to have a gun on his own fixed place of abode or in his own place of business. When you strike that out have you not made it a crime for a man to have a gun in his fixed place of business?"

Senator Uhlman: "Absolutely not. What we are doing by striking that, Senator, then is an exception to the crime."

Senator Woodall: "Right."

Senator Uhlman: "If you will note what we are simply saying is that a person cannot willfully come in and intimidate, etc. a person in his place of abode."

Senator Woodall: "I'm sorry, Senator. I don't read it like you do at all because this is an exception to the crime. It says it doesn't apply to a man who has it in his own fixed place

of business. Now, when you take that exception out then you say it does apply to a man even when he has it in his own fixed place of business.”

Senator Uhlman: “Well, on the contrary, Senator. If you read section 1 it sets out the crime itself. Now, you say that this is not a crime if you leave subsection (a) in . . . ‘if any act is committed by a person while in his place of abode or fixed place of business’. It clearly would remove the right to defend yourself in your fixed place of business or your abode if you leave this in.”

MOTION

On motion of Senator Gissberg, Engrossed House Bill No. 123 was ordered to retain its place on second reading calendar for tomorrow.

PERSONAL PRIVILEGE

Senator Uhlman: “I believe this would be under personal privilege but to note the relative ability, the Senate has passed 66 bills and the House has passed 28.”

MOTION

At 3:00 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, February 18, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, February 18, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Williams.

The Color Guard, consisting of Pages Dan Ohiser, Color Bearer, and Nancy Jaeger, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

“Eternal God and Father, in whose law we find our leading and in whose love we have our hope;

“Accept our gratitude for Thy greatness and Thy goodness;

“We acknowledge our dependence upon Thee;

“Deliver us from needless fears and from fretful anxiety; open the windows of our minds that we may catch the long views of Thy purpose; broaden the service of our lives to include the large interests of Thy kingdom;

“Bless these leaders in state government as they give themselves to the tasks at hand; through Christ our Lord. Amen.”

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

REPORT OF STANDING COMMITTEE

February 17, 1969.

SENATE BILL NO. 147, regulating licenses of charter boats (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: That Substitute Senate Bill No. 147 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Idaho State Senators Andreason, Egbert and High and appointed a special committee consisting of Senators Bailey, Henry and Ryder to escort the Senators to a place of honor upon the rostrum.

The President announced that present at the rear of the Senate Chambers were Idaho State Representatives Agee, Camack, Palmer, Snow and Worthen; also Mr. Carter, Department of Administrative Services Director for the state of Idaho.

With leave of the Senate, business was suspended to permit Senator High and Senator Egbert to address the Senate.

MESSAGE FROM THE HOUSE

February 17, 1969.

Mr. President: The House has passed:
ENGROSSED HOUSE BILL NO. 41,
HOUSE BILL NO. 148,
ENGROSSED HOUSE BILL NO. 189,
HOUSE BILL NO. 315,
HOUSE BILL NO. 361,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 478, by Senator Talley:

An Act relating to public highways; and directing the state highway commission to acquire the Puget Island, Washington to Westport, Oregon ferry system.

Referred to Committee on Highways.

SENATE BILL NO. 479, by Senator Talley:

An Act relating to public highways; and amending section 47.16.120, chapter 13, Laws of 1961 as last amended by section 9, chapter 170, Laws of 1965 ex. sess. and RCW 47.16.120.

Referred to Committee on Highways.

SENATE BILL NO. 480, by Senators Talley, Bailey and Washington:

An Act relating to public highways, toll bridges, tunnels and ferries; providing for the maintenance of the Puget Island-Westport ferry; and making an appropriation.

Referred to Committee on Highways.

SENATE BILL NO. 481, by Senators Ridder, Holman and Odegaard:

An Act relating to education.

Referred to Committee on Education.

SENATE BILL NO. 482, by Senators Ridder, Holman and Odegaard:

An Act relating to education.

Referred to Committee on Education.

SENATE BILL NO. 483, by Senators Day and Cooney:

An Act relating to property taxes; and the taxation of certain property in transit.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 484, by Senators Day, Greive and Stender:

An Act relating to hospitals.

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

SENATE BILL NO. 485, by Senators Day, McDougall and Woodall:

An Act relating to the chiropractic disciplinary board.

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

SENATE BILL NO. 486, by Senators Greive and Bailey:

An Act relating to unemployment compensation; amending certain provisions of chapter 35, Laws of 1945 and Title 50 RCW; and adding new provisions to chapter 35, Laws of 1945 and to Title 50 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 487, by Senators Greive and Bailey:

An Act relating to unemployment compensation; amending certain provisions of chapter 35, Laws of 1945 and Title 50 RCW; and adding new provisions to chapter 35, Laws of 1945 and to Title 50 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 488, by Senator Atwood:

An Act relating to capital improvements and projects; redesignating the object for which an appropriation has been made; and amending section 6, chapter 148, Laws of 1967 ex. sess. and RCW 43.83.100.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 489, by Senators Greive and Williams:

An Act relating to metropolitan municipal corporations; amending section 35.58.120, chapter 7, Laws of 1965, as amended by section 3, chapter 105, Laws of 1967, and RCW 35.58.120; amending section 35.58.140, chapter 7, Laws of 1965, as amended by section 4, chapter 105, Laws of 1967, and RCW 35.58.140; amending section 35.58.530, chapter 7, Laws of 1965, as amended by section 15, chapter 105, Laws of 1967, and RCW 35.58.530; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 490, by Senators Greive, Washington, Lewis (Brian), Williams, Holman, Ridder, Uhlman, Durkan, Elicker, Connor, Andersen, Dore, Peterson (Ted), Marquardt, Ryder and Faulk:

An Act relating to public transportation; authorizing and assisting in the management, development and operation of systems of public transportation by local governments; amending section 1, chapter 111, Laws of 1965 ex. sess. and RCW 35.95.010; amending section 2, chapter 111, Laws of 1965 ex. sess., as amended by section 65, chapter 145, Laws of 1967 ex. sess., and RCW 35.95.020; amending section 1, chapter 7, Laws of 1963, as last amended by section 4, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.050; amending section 82.44.150, chapter 15, Laws of 1961 and RCW 82.44.150; amending section 35.58.450, chapter 7, Laws of 1965, as amended by section 13, chapter 105, Laws of 1967, and RCW 35.58.450; amending section 35.58.460, chapter 7, Laws of 1965, as amended by section 14, chapter 105, Laws of 1967, and RCW 35.58.460; adding a new section to chapter 39.33 RCW; adding new sections to chapter 7, Laws of 1965 and to chapter 35.58 RCW; creating new sections; and declaring an emergency.

Referred to Committee on Highways.

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bill No. 490.

SENATE BILL NO. 491, by Senators Metcalf, Odegaard, Day, Herr, Canfield and Donohue:

An Act relating to preservation of the educational process at public institutions of higher learning; providing for the termination of instructional personnel for certain causes; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bill No. 491.

SENATE BILL NO. 492, by Senators Bailey, Williams and Atwood (by executive request):

An Act relating to seashore conservation area; amending sections 2, 3, 4, 5, 6 and 8, chapter 120, Laws of 1967 and RCW 43.51.655, 43.51.660, 43.51.665, 43.51.670, 43.51.675 and 43.51.685; adding a new section to chapter 120, Laws of 1967 and to chapter 43.51 RCW; and repealing sections 9, 11, 12 and 13, chapter 120, Laws of 1967 and RCW 43.51.690, 43.51.695, 43.51.700 and 43.51.705.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 493, by Senators Holman, Atwood and Uhlman (by Judicial Council request):

An Act relating to courts of limited jurisdiction; authorizing the supreme court to provide for special conferences and interim study committees of judges of courts of limited jurisdiction; and allowing reimbursement for subsistence and travel.

Referred to Judiciary Committee.

SENATE BILL NO. 494, by Senators Uhlman, Holman and Walgren (by Judicial Council request):

An Act relating to supreme court fees; and amending section 1, chapter 51, Laws of 1951 and RCW 2.32.070.

Referred to Judiciary Committee.

SENATE BILL NO. 495, by Senators Dore, Holman and Uhlman (by Judicial Council request):

An Act relating to elections; amending section 29.18.035, chapter 9, Laws of 1965 and RCW 29.18.035; amending section 29.18.060, chapter 9, Laws of 1965 and RCW 29.18.060; and adding new sections to chapter 9, Laws of 1965 and to chapter 29.21 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 496, by Senators Holman and Dore (by Judicial Council request):

An Act relating to hospitals for the mentally ill; amending section 71.02.230, chapter 25, Laws of 1959, as amended by section 3, chapter 127, Laws of 1967 extraordinary session, and RCW 71.02.230; and adding a new section to chapter 25, Laws of 1959 and to chapter 71.02 RCW.

Referred to Committee on Public Institutions.

SENATE BILL NO. 497, by Senators Uhlman, Holman and Bailey:

An Act relating to counties; adding a new section to chapter 4, Laws of 1963 and to chapter 36.27 RCW; adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW; and repealing section 36.32.200, chapter 4, Laws of 1963 and RCW 36.32.200.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 498, by Senators Elicker, Wilson and Herr (by departmental request):

An Act relating to county budgets; amending section 36.40.040, chapter 4, Laws of 1963 and RCW 36.40.040; and amending section 36.40.100, chapter 4, Laws of 1963, as amended by section 1, chapter 19, Laws of 1965, ex. sess. and RCW 36.40.100.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 499, by Senator Williams:

An Act relating to motor vehicle equipment; amending section 46.37.420, chapter 12, Laws of 1961 and RCW 46.37.420; adding a new section to chapter 13, Laws of 1961 and to chapter 47.36 RCW; and providing penalties.

Referred to Committee on Highways.

SENATE BILL NO. 500, by Senators Atwood, Faulk and Marquardt (by executive and departmental request):

An Act relating to elections; providing for the regulation and reporting of campaign contributions and expenditures; establishing an elections commission; adding a new chapter to chapter 9, Laws of 1965 and to Title 29 RCW; and repealing section 29.18.140, chapter 9, Laws of 1965 as amended by section 9, chapter 150, Laws of 1965 ex. sess. and RCW 29.18.140; and prescribing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 501, by Senator Metcalf:

An Act relating to public highways; authorizing construction of an interchange; and making an appropriation.

Referred to Committee on Highways.

SENATE BILL NO. 502, by Senator Foley:

An Act relating to the state school for the deaf; and authorizing a sale of a portion of the land thereof.

Referred to Committee on Public Institutions.

SENATE BILL NO. 503, by Senators Uhlman, Holman and Dore (by Judicial Council request):

An Act relating to grand juries; repealing sections 977 through 994, 996 through 1001, and 2104, Code of 1881, sections 11 through 17, chapter 28, Laws of 1891, section 3, chapter 48, Laws of 1891, section 5, chapter 57, Laws of 1911, section 1, chapter 150, Laws of 1925 ex. sess., section 1, chapter 74, Laws of 1939, sections 1 and 2, chapter 90, Laws of 1951, section 1, chapter 130, Laws of 1967, RCW 2.36.030 through 2.36.040, and 10.28.010 through 10.28.220; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 504, by Senators Ridder, Connor and Stender:

An Act relating to motor vehicles; providing for driver training schools and driver education courses; amending sections 1, 2 and 7, chapter 39, Laws of 1963 and RCW 46.81.010, 46.81.060 and 46.81.900; amending section 46.82.260, chapter 12, Laws of 1961 and RCW 46.82.260; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.82 RCW.

Referred to Committee on Education.

SENATE BILL NO. 505, by Senators Holman, Atwood and Uhlman (by Judicial Council request):

An Act relating to civil procedure; and amending section 3, chapter 43, Laws of 1955 and RCW 4.16.170.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 41, by Representatives Flanagan, Kalich, Zimmerman, Charette and Thompson (by departmental request):

An Act relating to game and game fish; and amending section 77.08.020, chapter 36, Laws of 1955 and RCW 77.08.020.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 148, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

An Act relating to civil procedure; and amending section 186, page 165, Laws of 1854, as last amended by section 207, Code of 1881, and RCW 4.44.130.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 189, by Representatives Curtis, Bozarth, Berentson, Evans, Brown, Cunningham, Kopet, Haussler and Jolly:

An Act relating to the licensing of dogs.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 315, by Representatives Zimmerman, Haussler, Moon, Bluechel, O'Dell, Goldsworthy, Brown and Curtis:

An Act relating to the attachment of fiscal notes to bills and resolutions of the legislature; prescribing procedures; and amending section 43.41.020, chapter 8, Laws of 1965 and RCW 43.41.020.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 361, by Representatives Kiskaddon, Garrett and Cunningham:

An Act relating to third class city officials amending section 35.24.020, chapter 7, Laws of 1965 as amended by section 9, chapter 116, Laws of 1965 ex. sess. and RCW 35.24.020; amending section 35.24.050, chapter 7, Laws of 1965, and RCW 35.24.050; and adding new sections to chapter 7, Laws of 1965 and to chapter 35.24 RCW.

Referred to Committee on Cities, Towns and Counties.

PERSONAL PRIVILEGE

Senator Marquardt: "Point of personal privilege, Mr. President."

The President: "The Senator will state his point of personal privilege."

Senator Marquardt: "The candy that was distributed this morning was the result of Senator Elicker's generosity."

The President: "Thank you, Senator Marquardt."

SECOND READING

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

Regulating use of dangerous weapons.

The Senate resumed consideration of Engrossed House Bill No. 123 on second reading and the following pending amendment by Senator Uhlman:

On page 2, section 1, line 13, strike the whole of subsection (f)

On motion of Senator Bailey, Engrossed House Bill No. 123 was ordered to retain its place on the second reading calendar for tomorrow.

SENATE BILL NO. 280, by Senators Uhlman, Stortini and Faulk:

Enlarging participatory educational groups permitted to provide and pay for tax deferred annuities for their respective employees.

The bill was read the second time by sections.

Senator Mardesich moved the adoption of the following amendment:

On page 1, section 1, line 23 after the period, add the following: "PROVIDED, HOWEVER, Such annuities shall not exceed those provided for all other employees within the regulated employee group."

On motion of Senator Uhlman, Senate Bill No. 280 and the pending amendment by Senator Mardesich was ordered to hold its place at the beginning of the second reading calendar for tomorrow.

The committee of honor escorted the visitors from the Idaho Senate from the rostrum.

SENATE BILL NO. 218, by Senators Durkan, Greive, Ryder and Uhlman:

Preserving parks and parklands.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the following committee amendments:

In section 1, line 11, after "is" and before "for" strike "appropriated" and insert "publicly owned or permanently dedicated"

In section 2, line 21, after "acquisition," and before "unless" insert "or has been permanently dedicated for use as a public park and is administered by a public agency or trust,"

In section 2, line 21, after "unless" and before "adequate" insert " , upon demand therefor,"

POINTS OF INQUIRY

Senator Elicker: "Would Senator Durkan yield to a question? Senator, what would happen in a situation, for instance the only one that I can think of currently, and I assume that this would apply to city park property, your section 2 also, it is so broad. For example on Aurora Avenue where it passes through Woodland Park, I assume that is still highway 99, if the highway department wanted to widen it by thirty feet, and this would encroach into the park property?"

"Now this isn't my district but I lived there for many years. I don't know how it would be at all possible to replace any property in the vicinity of Woodland Park. What problems would be involved here?"

Senator Durkan: "Well, probably without specifics, the park owner, the city, would have the right to demand equal property and it would then require the highway department either to go north or south, obviously, so they would be required to supply upon demand. We are assuming in this bill that the municipality is going to be a reasonable prudent person in asking for additional property but the one reason why they can't just accept money is because we cannot condemn for park purposes but we can require the highway department, and this would be a highway use because they can condemn the additional property and give it to the park."

Senator Washington: "Would Senator Durkan yield to a question? Senator Durkan, I might say that I had talked to you yesterday about this bill and you had agreed to hold it over. A problem does occur to me, one particularly involving irrigation districts who might have to cross park property and would not then have the right of eminent domain for park purposes. There may be other agencies that in order to acquire the substitute land might need eminent domain powers and it occurred to me perhaps an amendment should be added which would allow any such agency to condemn the property necessary in replacement. I think such an amendment could easily be worked out but it just occurred to me now, and I think it is something we should explore before the bill is passed."

Senator Durkan: "Mr. President, Senator Washington and members of the Senate, Senator Washington has a great facility at the last moment to raise a good question. I'm not so sure that he is not correct on the matter."

On motion of Senator Durkan, Senate Bill No. 218 and the pending committee amendments were ordered to hold their place on the second reading calendar for tomorrow.

SENATE BILL NO. 187, by Senators Talley, McCutcheon and Williams:

Changing the time when port commissioners may reestablish the boundaries of the districts from which they are elected.

REPORT OF STANDING COMMITTEE

February 4, 1969.

SENATE BILL NO. 187, changing the time when port commissioners may reestablish the boundaries of the districts from which they are elected (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 9, before "the" insert "*except between thirty days prior to the closing of filings of candidacy for port commissioner until the next ensuing election thereof.*"

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Ted), Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was adopted.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 187 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 187 and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander,

Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—48.

Absent or not voting: Senator Williams—1.

ENGROSSED SENATE BILL NO. 187, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 312, by Senators Donohue, McDougall and Huntley (by departmental request):

Regulating Irish seed potatoes.

The bill was read the second time by sections.

MOTION

On motion of Senator Atwood, Senator Williams was excused.

On motion of Senator Donohue, the rules were suspended, Senate Bill No. 312 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 312 and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—48.

Excused: Senator Williams—1.

SENATE BILL NO. 312, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 117, by Senators Greive, Talley, Uhlman, Ridder, Knoblauch, Peterson (Ted), Connor, Holman, Marquardt, Woodall, Durkan and Ryder:

Authorizing real estate brokers to enter into certain multiple listing agreements.

On motion of Senator Henry, Substitute Senate Bill No. 117 was substituted for Senate Bill No. 117, and the substitute bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Substitute Senate Bill No. 117 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 117 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon,

McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall-47.

Absent or not voting: Senator Bailey-1.

Excused: Senator Williams-1.

SUBSTITUTE SENATE BILL NO. 117, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate recessed for fifteen minutes.

SECOND MORNING SESSION

The President called the Senate to order at 12:30 p.m.

APPOINTMENT OF STANDING COMMITTEE

The President appointed as members of the Committee on Claims and Auditing: Senator Durkan, chairman; Senators Foley, Gissberg, Greive, Atwood, Ryder and Woodall. On motion of Senator Greive, the committee appointments were confirmed.

At 12:35 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

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

REPORTS OF STANDING COMMITTEES

February 18, 1969.

SENATE BILL NO. 155, prescribing crime of failure to return leased or rented property (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Durkan, Foley, Holman, McCormack, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 346, providing procedures for the arrest, detention and hearings on revocation of parole violation (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Ridder, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 17, 1969.

SENATE BILL NO. 474, relating to migrant farm worker housing (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDoufall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

PERSONAL PRIVILEGE

Senator Guess: "I would like to speak on a point of personal privilege."

The President: "The Senator will speak upon his point of personal privilege."

Senator Guess: "Mr. President and members of the Senate, I have distributed on the desks of each of you this morning, two pieces of news items that came from the Spokesman Review and under the date of February 15, 1969. The first piece was a columnist's article about a dance that he had attended in New York and the headline on it is 'No Artistic

Justification Found for Lewd Movies', and then on the righthand side of the page is the editorial which I would like to highly commend the Spokesman Review for publishing. The title of this one is 'Obscenity Invades the Personal Right' and so I would like very much, if you would permit me, to read the last paragraph in which it says 'and if the Ford Foundation with its untaxed income is knowingly subsidizing such things, it too can take some credit for what is happening to the freedom of choice in this country.'

"After having introduced three pieces of legislation which have to do with the rights of a parent to regulate whether or not their child will take certain tests or materials in school, and as the author of a bill which has received quite a bit of adverse comment, a bill which passed the Senate of the state of Washington in 1967, and one which I believe is most necessary in order to protect the youth and moral fiber of America, and so it was with a great deal of pleasure that I found in Saturday's newspaper the editorial which I have placed on your desks. I wanted to take this opportunity to commend the Spokesman Review for a high level of editorial comment. Thank you."

SENATE BILL NO. 15, by Senators Uhlman and Elicker (by departmental request):

Correcting code sections relating to motor faeight carriers.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 15 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 15 and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—45.

Absent or not voting: Senators Foley, Greive, McCormack—3.

Excused: Senator Williams—1.

SENATE BILL NO. 15, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 92, by Senators Atwood and Uhlman:

Establishing public defender system.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 92, establishing public defender system (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 20, after "territorially" strike "continuous" and insert "contiguous"

On page 2, section 5, line 19, after the period following "district" add a new paragraph as follows:

"Expenditures by the public defender shall be subject to the provisions of Chapter 36.40 RCW and other statutes relating to expenditures by counties."

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, McCormack, Ridder, Twigg, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Atwood the following amendment was adopted:

On page 1, section 1, line 17, before "counties" strike "whole" and insert "more entire"

On motion of Senator Atwood the following amendment was adopted:

On page 3, section 9, line 26, after "attorney" strike "a"

On motion of Senator Lewis (Brian) the following amendment was adopted:

On page 2, section 6, line 23, after "duties" and before the semicolon insert "":
PROVIDED, That the compensation of the public defender shall not exceed that of the county prosecutor in those districts which comprise only one county"

POINTS OF INQUIRY

Senator Peterson (Ted): "Mr. President and members of the Senate, I rise to ask Senator Atwood if he would yield to a question? Senator Atwood, I know this doesn't affect King county and I just wondered if you could give an example. I think there is a question as to where something like this would fit in. I have an idea that you are referring to some of the counties in the eastern part of the state and when you talk about a reasonable compensation for this, what is reasonable compensation in this case on the average?"

Senator Atwood: "Well, Senator Peterson, I imagine that the county commissioners, if you look at the bill, of the various counties comprising the public defender district would agree on what was reasonable. I would guess, depending on of course, how many counties are involved, it would be in the neighborhood of probably \$15,000 or \$16,000, perhaps more depending if all is relative on the size of the district and the amount of work involved and as time goes by the public defender if, in fact, it is established in a district is going to have a considerable amount of work under their supreme court rulings.

"Now juveniles are entitled to counsel and I imagine the area is going to be considerably broadened but as far as putting a price tag on it, you will notice in this bill, this is up to the discretion of the county commissioners of those districts where I think it properly belongs. They know what they can afford. It applies to the entire state, Senator Peterson."

Senator Stender: "One further question Senator Atwood, would this defender. . .is he going to be a full time person or is he going to be practicing law and be a public defender simultaneously?"

Senator Atwood: "Senator Stender, in those counties that are large it will probably be full time. There is a bill presently pending in the Judiciary Committee making all prosecutors full time so I would suspect if you look at this bill, this is not a mandatory bill, this is only a bare boned enabling act and the county commissioners would sit down, I imagine, and decide whether it would be part time or full time but I would suspect that it would be a full time position."

Senator Stender: "If it were part time, a conflict could arise in this area the same as there has been with prosecutors in the past."

Senator Atwood: "I suspect that. That is why we have left it to the discretion of the county commissioners."

Senator Lewis (Harry): "Mr. President, Senator Atwood, I wonder if you could clarify in my mind just what an indigent person is, under the terms of this act?"

Senator Atwood: "An indigent person is one without resources and without funds. Right now, a determination of indigency is made by the court at the time of arraignment. Several of the people of the Bar have considerable quarrel about the judges being too lenient on the determination of indigency but if you have ever been in an arraignment, they ask the defendant what resources he has, is he able, does he own a car, does he have a job, does he own his home, etc. If he has any of these assets, the court will make the determination and make the appointment."

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 92 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 92 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—44.

Voting nay: Senator Lewis (Harry)—1.

Absent or not voting: Senators Durkan, Foley, Greive—3.

Excused: Senator Williams—1.

ENGROSSED SENATE BILL NO. 92, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 195, by Senators Atwood, Woodall and Day:

Providing for rural representation on health district boards.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 195 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Atwood yield to a question? Senator Atwood, it would appear to me that the two changes are different only in that one relates to a district composed of more than one county and that is the first section. The second section is where there is a district with only a single county. Now in this second section pertaining to a single county, it appears that you set up a seven member rather than a five member group and that is composed of three county commissioners; two from the unincorporated areas and two from the incorporated areas. Do I read it correctly?"

Senator Atwood: "That is the way I read it."

Senator Mardesich: "Following that I am wondering now whether there is an intention on the part of the rural people to give it to the city people."

Senator Atwood: "No intention."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 195 and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—44.

Voting nay: Senator Mardesich—1.

Absent or not voting: Senators Durkan, Foley, Greive—3.

Excused: Senator Williams—1.

SENATE BILL NO. 195, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 2:25 p.m. on motion of Senator Gissberg, the Senate adjourned until 11:00 a.m., Wednesday, February 19, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, February 19, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary commenced the roll call. Senators Greive, McCutcheon and Atwood demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber. The Secretary called the roll on the Call of the Senate, all members being present. On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The Color Guard, consisting of Pages Drew Elicker, Color Bearer, and Gayle Metcalf, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God our Father, Thou hast placed the sun in the heavens to light and to warm the earth;

"Thou hast placed the moral law within the heart of man to give his life balance and meaning;

"Grant that we may ever be mindful of Thy benefits to us; we thank Thee for the gift of life, the gift of beauty, the gift of love, and the gift of work;

"We are grateful for this day. Help us to fill each moment with attitudes, utterances and actions that bear the stamp of Thy approval;

"Keep in Thy love and care the families and loved ones of these legislators. We as in our Master's name. Amen."

MOTIONS

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

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

On motion of Senator Greive, Senators Day and Sandison were excused.

At 11:20 a.m. on motion of Senator Greive, the Senate recessed until 12:00 noon.

NOON SESSION

The President called the Senate to order at 12:00 noon.

REPORTS OF STANDING COMMITTEES

February 18, 1969.

SENATE BILL NO. 16, correcting code sections relating to property taxes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Canfield, Connor, Cooney, Donohue, Faulk, Guess, Huntley, Lewis (Harry), McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Ridder, Sandison, Twigg, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 251, providing for appraisal of certain vehicles for excise purposes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Canfield, Connor, Cooney, Donohue, Faulk, Guess, Huntley, Lewis (Harry), McCormack, Marquardt, Metcalf, Newschwander, Odeggaard, Ridder, Sandison, Twigg, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM STATE HIGHWAY COMMISSION

Washington State Highway Commission
Department of Highways, Olympia
February 13, 1969.

Lt. Governor John Cherberg
President of the Senate
Legislative Building
Olympia, Washington 98501

Dear Mr. Cherberg:

The Secretary of the Senate, Mr. Ward Bowden, has transmitted Senate Resolution 1969-10 to us. We are extremely gratified at receiving this recognition of the outstanding work of our maintenance organization in keeping the state highways clear of ice and snow during the recent severe snow storms.

If the mechanics of the Senate procedures will permit, we would appreciate your extending our deep appreciation to all members of the Senate for their action in passing Senate Resolution 1969-10. All employees of the Department of Highways join me in this expression of appreciation.

Sincerely,
C. G. PRAHL, P.E.
Director of Highways

MESSAGE FROM THE HOUSE

February 18, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 32,
HOUSE BILL NO. 60,
HOUSE BILL NO. 65,
HOUSE BILL NO. 166,
HOUSE BILL NO. 179,
HOUSE BILL NO. 196,
ENGROSSED HOUSE BILL NO. 197,
ENGROSSED HOUSE BILL NO. 263,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTIONS

On motion of Senator Durkan, there being no objection, the Committee on State Government was relieved of further consideration of Senate Bill No. 249.

On motion of Senator Durkan, there being no objection, Senate Bill No. 249 was referred to the Committee on Ways and Means—Appropriations.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 506, by Senators Lewis (Brian), Pritchard and Elicker:

An Act relating to public employees' labor relations; amending section 8, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.080; and adding new sections to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 507, by Senators Huntley, Uhlman and Washington:

An Act relating to motor vehicle rules of the road; and amending section 46.52.110, chapter 12, Laws of 1961 as last amended by section 61, chapter 32, Laws of 1967 and RCW 46.52.110.

Referred to Committee on Highways.

SENATE BILL NO. 508, by Senators Sandison, Walgren and Elicker:

An Act relating to toll bridges; amending section 47.56.170, chapter 13, Laws of 1961 and RCW 47.56.170; amending section 47.56.240, chapter 13, Laws of 1961 and RCW 47.56.240; amending section 47.56.245, chapter 13, Laws of 1961, as amended by section 53, chapter 170, Laws of 1965 ex. sess., and RCW 47.56.245; amending section 47.56.282, chapter 13, Laws of 1961 as amended by section 56, chapter 170, Laws of 1965 ex. sess., and RCW 47.56.282; amending section 54, chapter 170, Laws of 1965 ex. sess., and RCW 47.56.287; amending section 55, chapter 170, Laws of 1965 ex. sess., and RCW 47.56.288; amending section 47.56.360, chapter 13, Laws of 1961 and RCW 47.56.360; amending section 2, chapter 197, Laws of 1963 and RCW 47.56.701; amending section 5, chapter 197, Laws of 1963 and RCW 47.56.704; amending section 6, chapter 197, Laws of 1963 and RCW 47.56.705; amending section 47.58.010, chapter 13, Laws of 1961 and RCW 47.58.010; amending section 47.58.030, chapter 13, Laws of 1961 and RCW 47.58.030; amending section 47.58.060, chapter 13, Laws of 1961 and RCW 47.58.060; amending section 47.60.070, chapter 13, Laws of 1961 and RCW 47.60.070; amending section 47.60.150, chapter 13, Laws of 1961 and RCW 47.60.150; amending section 47.60.160, chapter 13, Laws of 1961 and RCW 47.60.160; amending section 2, chapter 9, Laws of 1961 ex. sess., and RCW 47.60.410; adding a new section to chapter 13, Laws of 1961 and to chapter 47.58 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 509, by Senators Mardesich, Cooney, Peterson (Lowell), Herr and Stortini (by departmental request):

An Act relating to election campaign contributions; adding a new section to chapter 79, Laws of 1947 and to chapter 48.30 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 510, by Senators Mardesich, Cooney, Peterson (Lowell), Herr and Stortini (by departmental request):

An Act relating to political contributions; creating a new section; and providing a penalty.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 511, by Senators Pritchard and McCormack (by departmental request):

An Act relating to elections; providing for candidates' and voters' pamphlets; amending sections 29.80.020, 29.80.040, 29.80.050, 29.81.040, 29.81.100, 29.81.120 and 29.81.140, chapter 9, Laws of 1965 and RCW 29.80.020, 29.80.040, 29.80.050, 29.81.040, 29.81.100, 29.81.120, and 29.81.140; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.81 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 512, by Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren:

An Act relating to labor relations and practices; enacting the Washington State Labor Relations Act; and creating new sections.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 513, by Senators Greive, Stender and Stortini:

An Act relating to industrial insurance; and amending section 51.32.080, chapter 23, Laws of 1961 as last amended by section 1, chapter 165, Laws of 1965 ex. sess., and RCW 51.32.080.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 514, by Senators Lewis (Brian), Durkan and Gissberg:

An Act relating to state parks and recreation; establishing Green River Gorge conservation area; and providing for the acquisition of certain lands for parks and conservation purposes.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 515, by Senator Durkan:

An Act relating to state government; providing for compensation and allowances; amending section 43.03.050, chapter 8, Laws of 1965 as amended by section 1, chapter 77, Laws of 1965 ex. sess. and RCW 43.03.050; amending section 43.03.060, chapter 8, Laws of 1965 as amended by section 4, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.060; amending section 1, chapter 10, Laws of 1959 ex. sess., as last amended by section 4, chapter 112, Laws of 1967 ex. sess., and RCW 44.04.120; amending section 3, chapter 157, Laws of 1951 and RCW 1.08.005; amending section 8, chapter 45, Laws of 1925 ex. sess. and RCW 2.52.080; amending section 3, chapter 165, Laws of 1947 as amended by section 1, chapter 68, Laws of 1967 and RCW 14.04.030; amending section 4, chapter 165, Laws of 1947 as last amended by section 2, chapter 68, Laws of 1967 and RCW 14.04.040; amending section 15.04.040, chapter 11, Laws of 1961 and RCW 15.04.040; amending section 15.24.050, chapter 11, Laws of 1961 as amended by section 26, chapter 240, Laws of 1967 and RCW 15.24.050; amending section 15.28.090, chapter 11, Laws of 1961 as amended by section 5, chapter 191, Laws of 1967 and RCW 15.28.090; amending section 15.44.038, chapter 11, Laws of 1961 and RCW 15.44.038; amending section 15.60.020, chapter 11, Laws of 1961 and RCW 15.60.020; amending section 11, chapter 87, Laws of 1961 and RCW 15.63.110; amending section 27, chapter 256, Laws of 1961 and RCW 15.65.270; amending section 15.66.130, chapter 11, Laws of 1961 and RCW 15.66.130; amending section 8, chapter 61, Laws of 1961 and RCW 15.76.170; amending section 27, chapter 249, Laws of 1961 and RCW 17.21.270; amending section 7, chapter 226, Laws of 1949 and RCW 18.04.080; amending section 22, chapter 226, Laws of 1949 and RCW 18.04.230; amending section 3, chapter 323, Laws of 1959 and RCW 18.08.120; amending section 11, chapter 101, Laws of 1957 as amended by section 1, chapter 188, Laws of 1967 and RCW 18.15.055; amending section 5, chapter 101, Laws of 1957 as amended by section 20, chapter 223, Laws of 1967 and RCW 18.15.140; amending section 2, chapter 168, Laws of 1953 as amended by section 8, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.104; amending section 14, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.251; amending section 8, chapter 253, Laws of 1957 and RCW 18.20.080; amending section 2, chapter 53, Laws of 1959 and RCW 18.25.017; amending section 7, chapter 171, Laws of 1967 and RCW 18.26.070; amending section 3, chapter 283, Laws of 1947 and RCW 18.43.030; amending section 13, chapter 25, Laws of 1963 as amended by section 3, chapter 188, Laws of 1967 and RCW 18.54.130; amending section 2, chapter 98, Laws of 1935 as amended by section 17, chapter 38, Laws of 1963 and RCW 18.64.003; amending section 2, chapter 284, Laws of 1961 and RCW 18.71.015; amending section 10, chapter 202, Laws of 1955 and RCW 18.72.100; amending section 2, chapter 239, Laws of 1949 and RCW 18.74.020; amending section 4, chapter 222, Laws of 1949 as amended by section 4, chapter 188, Laws of 1967 and RCW 18.78.040; amending section 12, chapter 222, Laws of 1949 and RCW 18.78.110; amending section 13, chapter 222, Laws of 1949 and RCW 18.78.120; amending section 21, chapter 70, Laws of 1965 and RCW 18.83.051; amending section 14, chapter 252, Laws of 1941 as last amended by section 4, chapter 235, Laws of 1953 and RCW 18.85.080; amending section 3, chapter 202, Laws of 1949 and RCW 18.88.040; amending section 8, chapter 202, Laws of 1949 as amended by section 4, chapter 288, Laws of 1961 and RCW 18.88.080; amending section 9, chapter 202, Laws of 1949 as amended by section 5, chapter 288, Laws of 1961 and RCW 18.88.090; amending section 5, chapter 207, Laws of 1963 and RCW 19.28.065; amending section 3, chapter 169, Laws of 1935 as amended by section 1, chapter 88, Laws of 1967 and RCW 19.28.070; amending section 12, chapter 169, Laws of 1935 and RCW 19.28.270; amending section 47, chapter 282, Laws of 1959 and RCW 21.20.470; amending section 5, page 240, Laws of 1909, as last amended by section 1, chapter 176, Laws of 1939 and RCW 28.77.130; amending section 14, page 249, Laws of 1909 and RCW 28.80.150; amending section 7, page 253, Laws of 1909 and RCW 28.81.110; amending section 4, chapter 214, Laws of 1955 and RCW 28.82.040; amending section 5, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.050; amending section 6, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.060; amending section 11, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.110; amending section 17, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.170; amending section 20, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.200; amending section 21, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.210; amending section 5, chapter 83, Laws of 1967 and RCW 28.92.050; amending

section 5, chapter 246, Laws of 1957 and RCW 40.14.050; amending section 11, chapter 1, Laws of 1961 and RCW 41.06.110; amending section 4, chapter 263, Laws of 1955 and RCW 41.24.270; amending section 8, chapter 263, Laws of 1955 and RCW 41.24.310; amending section 3, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.130; amending section 43.22.130, chapter 8, Laws of 1965 and RCW 43.22.130; amending section 43.22.190, chapter 8, Laws of 1965 and RCW 43.22.190; amending section 43.24.060, chapter 8, Laws of 1965 as amended by section 3, chapter 100, Laws of 1965 and RCW 43.24.060; amending section 43.24.110, chapter 8, Laws of 1965 as amended by section 5, chapter 100, Laws of 1965 and RCW 43.24.110; amending section 15.60.010, chapter 11, Laws of 1961 and RCW 15.60.010; amending section 9, chapter 340, Laws of 1955 as amended by section 1, chapter 32, Laws of 1959 and RCW 9.95.003; amending section 6, chapter 242, Laws of 1967 and RCW 43.27A.060; amending section 43.30.150, chapter 8, Laws of 1965 and RCW 43.30.150; amending section 43.31.090, chapter 8, Laws of 1965 and RCW 43.31.090; amending section 43.31.110, chapter 8, Laws of 1965 and RCW 43.31.110; amending section 43.31.130, chapter 8, Laws of 1965 and RCW 43.31.130; amending section 43.38.010, chapter 8, Laws of 1965 and RCW 43.38.010; amending section 43.49.060, chapter 8, Laws of 1965 and RCW 43.49.060; amending section 43.51.020, chapter 8, Laws of 1965 as amended by section 1, chapter 32, Laws of 1965 ex. sess. and RCW 43.51.020; amending section 7, chapter 19, Laws of 1967 ex. sess. and RCW 43.51.810; amending section 43.52.290, chapter 8, Laws of 1965 and RCW 43.52.290; amending section 43.52.370, chapter 8, Laws of 1965 and RCW 43.52.370; amending section 43.56.040, chapter 8, Laws of 1965 and RCW 43.56.040; amending section 43.57.020, chapter 8, Laws of 1965 as amended by section 1, chapter 164, Laws of 1965 ex. sess. and RCW 43.57.020; amending section 6, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.050; amending section 43.61.010, chapter 8, Laws of 1965 and RCW 43.61.010; amending section 1, chapter 231, Laws of 1941 as last amended by section 1, chapter 6, Laws of 1967 and RCW 49.04.010; amending section 12, chapter 74, Laws of 1967 and RCW 43.63A.120; amending section 43.74.015, chapter 8, Laws of 1965 as amended by section 6, chapter 188, Laws of 1967 and RCW 43.74.015; amending section 2, chapter 243, Laws of 1967 and RCW 43.94.020; amending section 11, chapter 5, Laws of 1965 as amended by section 2, chapter 62, Laws of 1967 ex. sess. and RCW 43.99.110; amending section 7, chapter 158, Laws of 1965 and RCW 43.100.070; amending section 3, chapter 115, Laws of 1967 ex. sess. and RCW 43.105.030; amending section 6, chapter 36, Laws of 1947 as last amended by section 4, chapter 134, Laws of 1967 ex. sess. and RCW 44.24.060; amending section 14, chapter 43, Laws of 1951 and RCW 44.28.040; amending section 9, chapter 130, Laws of 1965 ex. sess. and RCW 44.33.280; amending section 9, chapter 308, Laws of 1961 and RCW 44.36.090; amending section 8, chapter 113, Laws of 1967 ex. sess. and RCW 44.38.080; amending section 39, chapter 3, Laws of 1963 ex. sess. and RCW 44.40.040; amending section 5, chapter 150, Laws of 1967 ex. sess. and RCW 44.60.050; amending section 46.82.140, chapter 12, Laws of 1961 as amended by section 48, chapter 170, Laws of 1965 ex. sess. and RCW 46.82.140; amending section 3, chapter 106, Laws of 1963 as amended by section 113, chapter 32, Laws of 1967 and RCW 46.85.030; amending section 47.01.040, chapter 13, Laws of 1961 as amended by section 31, chapter 170, Laws of 1965 ex. sess. and RCW 47.01.040; amending section 19, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.130; amending section 20, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.140; amending section 4, chapter 278, Laws of 1961 as amended by section 32, chapter 170, Laws of 1965 ex. sess. and RCW 47.56.023; amending section 44, chapter 181, Laws of 1961 and RCW 47.57.660; amending section .03.06, chapter 79, Laws of 1947 and RCW 48.03.060; amending section 14, chapter 150, Laws of 1967 and RCW 48.17.135; amending section 4, chapter 58, Laws of 1903 and RCW 49.08.040; amending section 4, chapter 270, Laws of 1955 and RCW 49.60.070; amending section 2, chapter 127, Laws of 1959 and RCW 50.12.031; amending section 59, chapter 35, Laws of 1945 as last amended by section 4, chapter 8, Laws of 1953 ex. sess. and RCW 50.12.200; amending section 3, chapter 224, Laws of 1951 and RCW 58.24.020; amending section 2, chapter 184, Laws of 1933 as amended by section 1, chapter 305, Laws of 1959 and RCW 67.08.003; amending section 12, chapter 184, Laws of 1933 as amended by section 4, chapter 305, Laws of 1959 and RCW 67.08.060; amending section 2, chapter 236, Laws of 1967 and RCW 67.28.090; amending section 33, chapter 290, Laws of 1953

and RCW 68.05.060; amending section 5, chapter 197, Laws of 1949 as amended by section 5, chapter 252, Laws of 1959 and RCW 70.40.050; amending section 7, chapter 267, Laws of 1955 and RCW 70.41.070; amending section 2, chapter 32, Laws of 1951 and RCW 70.79.020; amending section 13, chapter 232, Laws of 1957 as amended by section 24, chapter 238, Laws of 1967 and RCW 70.94.130; amending section 3, chapter 188, Laws of 1961 and RCW 70.94.320; amending section 6, chapter 207, Laws of 1961 and RCW 70.98.060; amending section 7, chapter 207, Laws of 1961 as amended by section 4, chapter 88, Laws of 1965 and RCW 70.98.070; amending section 72.01.180, chapter 28, Laws of 1959 and RCW 72.01.180; amending section 72.01.250, chapter 28, Laws of 1959 as amended by section 1, chapter 190, Laws of 1959 and RCW 72.01.250; amending section 72.01.350, chapter 28, Laws of 1959 and RCW 72.01.350; amending section 72.05.180, chapter 28, Laws of 1959 and RCW 72.05.180; amending section 72.60.060, chapter 28, Laws of 1959 and RCW 72.60.060; amending section 20, chapter 172, Laws of 1967 and RCW 74.32.055; amending section 9, chapter 90, Laws of 1965 ex. sess. and RCW 74.32.080; amending section 2, chapter 39, Laws of 1965 and RCW 74.36.010; amending section 77.04.060, chapter 36, Laws of 1955 as last amended by section 9, chapter 307, Laws of 1961 and RCW 77.04.060; amending section 17, chapter 255, Laws of 1927 and RCW 79.01.068; amending section 34, chapter 26, Laws of 1967 ex. sess. and RCW 82.03.050; amending section 27, chapter 200, Laws of 1907 as amended by section 1, chapter 137, Laws of 1947 and RCW 88.04.020; amending section 2, chapter 18, Laws of 1935 as last amended by section 1, chapter 15, Laws of 1967 and RCW 88.16.020; amending section 4, chapter 304, Laws of 1955 as amended by section 4, chapter 240, Laws of 1961 and RCW 89.08.040; amending section 4, chapter 216, Laws of 1945 and RCW 90.48.022; amending section 3, chapter 123, Laws of 1965 ex. sess. as amended by section 1, chapter 36, Laws of 1967 and RCW 91.12.030; amending section 3, chapter 93, Laws of 1953 as last amended by section 2, chapter 188, Laws of 1967 and RCW 18.32.050; amending section 2, chapter 200, Laws of 1959 as amended by section 5, chapter 188, Laws of 1967 and RCW 18.90.020; amending section 13, chapter 124, Laws of 1907 as last amended by section 4, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.040; amending section 59, chapter 282, Laws of 1959 and RCW 21.20.590; amending section 4, chapter 235, Laws of 1909 and RCW 28.04.110; amending section 6, chapter 128, Laws of 1965 ex. sess. and RCW 28.90.060; amending section 5, chapter 129, Laws of 1965 ex. sess. and RCW 28.91.050; amending section 5, chapter 178, Laws of 1951 and RCW 28.52.040; amending section 6, chapter 80, Laws of 1947 and RCW 41.32.060; amending section 51.52.010, chapter 23, Laws of 1961 as last amended by section 3, chapter 165, Laws of 1965 ex. sess. and RCW 51.52.010; amending section 2, chapter 162, Laws of 1925 ex. sess. as amended by section 1, chapter 123, Laws of 1947 and RCW 90.08.050; amending sections 28A.91.050, 28A.92.050, 28B.10.525, 28B.50.050, 28B.50.060, 28B.50.110, 28B.50.170, 28B.50.200, 28B.50.210, 28B.70.040 and 28B.75.060, chapter —, Laws of 1969 (HB 58) and RCW 28A.91.050, 28A.92.050, 28B.10.525, 28B.50.050, 28B.50.060, 28B.50.110, 28B.50.170, 28B.50.200, 28B.50.210, 28B.70.040, and 28B.75.060, thus providing sections to effect the correlative and *pari materia* construction of this act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; declaring an emergency; and providing an effective date.

Referred to Committee on State Government.

SENATE BILL NO. 516, by Senators Peterson (Lowell), Stender and Herr:

An Act relating to the regulation of surface mining; adding a new chapter to title 76 RCW; and providing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 517, by Senators McDougall, Knoblauch and Twigg:

An Act relating to junkyards; defining terms; prohibiting location along certain highways; requiring certain junkyards to be screened; requiring removal of junk; providing authority to pay compensation in certain situations; declaring a nuisance; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 518, by Senators Henry, Cooney and Twigg:
An Act relating to motor vehicles.
Referred to Committee on Highways.

SENATE BILL NO. 519, by Senators Cooney, Mardesich and Durkan:
An Act relating to banking institutions; defining crimes; and prescribing penalties.
Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 520, by Senators Ryder, Lewis (Brian), Pritchard and Faulk:
An Act relating to state government; providing for the administration of certain laws pertaining to investment of public funds, financial institutions, insurance companies, corporations, and the professions; establishing the department and director of business administration; abolishing the state insurance commissioner, the state finance committee, the division and supervisor of banking, the division and supervisor of savings and loan associations, and transferring the powers and duties thereof to the department of business administration; transferring all the powers, duties, and functions now vested in the department of motor vehicles and formerly vested in the director of licenses pursuant to Title 18 RCW, Title 21 RCW, and chapter 43.24 RCW, to the department of business administration; transferring the division of professional licensing to the department of business administration; transferring all the powers, duties and functions relating to corporations and now vested in the secretary of state to the department of business administration; amending section 43.17.010, chapter 8, Laws of 1965 as last amended by section 1, chapter --, Laws of 1969 (SB 14) and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as last amended by section 2, chapter --, Laws of 1969 (SB 14) and RCW 43.17.020; amending section 43.19.010, chapter 8, Laws of 1965 and RCW 43.19.010; and amending section 43.19.015, chapter 8, Laws of 1965 and RCW 43.19.015.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 521, by Senators Durkan, Knoblauch, Peterson (Ted) and Wilson:
An Act relating to education; amending section 1, chapter 203, Laws of 1937 as last amended by section 1, chapter 224, Laws of 1947 and RCW 28.76.150; amending section 28B.10.250, chapter --, Laws of 1969 (HB 58) and RCW 28B.10.250; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 522, by Senators Walgren, Canfield and Holman:

An Act relating to cities and towns; authorizing the issuance of revenue bonds for the development of off-street parking facilities; amending sections 35.27.560, 35.27.570 and 35.86.030, chapter 7, Laws of 1965 and RCW 35.27.560, 35.27.570, and 35.86.030; amending section 35.86.020, chapter 7, Laws of 1965 as amended by section 14, chapter 144, Laws of 1967 ex. sess. and RCW 35.86.020; and repealing section 35.86.070, chapter 7, Laws of 1965 as amended by section 6, chapter 144, Laws of 1967 ex. sess. and RCW 35.86.070.

Referred to Committee on Cities, Towns and Counties.

SENATE JOINT MEMORIAL NO. 7, by Senator Atwood:

Memorializing congress to help resolve the border problems of Point Roberts, Washington.

Referred to Committee on State Government.

SENATE CONCURRENT RESOLUTION NO. 12, by Senators Greive, Connor and Woodall:

Renewing governmental cooperation studies committee.

Referred to Committee on State Government.

SENATE CONCURRENT RESOLUTION NO. 13, by Senators Atwood, Canfield and Mardesich:

Directing a study as to local funds.

Referred to Committee on Cities, Towns and Counties.

There being no objections, the rules were suspended to permit additional sponsors to Senate Bills Nos. 509, 510, 512, 520 and 521.

HOUSE BILL NO. 32, by Representatives Brown, Brouillet and Saling:

An Act relating to elections; amending section 29.21.060, chapter 9, Laws of 1965, as amended by section 2, chapter 103, Laws of 1965 ex. sess., and RCW 29.21.060; amending section 29.21.150, chapter 9, Laws of 1965 and RCW 29.21.150; and amending section 29.21.180, chapter 9, Laws of 1965 and RCW 29.21.180.

Referred to Committee on Education.

HOUSE BILL NO. 60, by Representatives McCaffree, Newhouse and Moon (by Legislative Council request):

An Act relating to taxation; amending section 84.36.030, chapter 15, Laws of 1961, and RCW 84.36.030; and adding a new section to chapter 15, Laws of 1961, and to chapter 84.36 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 65, by Representatives McCaffree, Bottiger and Scott (by Legislative Council request):

An Act relating to veterans' reemployment rights; and amending section 3, chapter 212, Laws of 1953 and RCW 73.16.035.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

HOUSE BILL NO. 166, by Representatives Merrill, Bagnariol and Kirk:

An Act relating to cities and towns; authorizing cities and towns to require the removal of debris from private property; and amending section 35.21.310, chapter 7, Laws of 1965 and RCW 35.21.310.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 179, by Representatives Leckenby, Beck and Evans (by departmental request):

An Act relating to state institutions; amending section 72.08.040, chapter 28, Laws of 1959 and RCW 72.08.040; amending section 72.23.030, chapter 28, Laws of 1959 and RCW 72.23.030; and amending section 72.33.040, chapter 28, Laws of 1959 and RCW 72.33.040.

Referred to Committee on Public Institutions.

HOUSE BILL NO. 196, by Representatives Bottiger, Harris, Jueling and Litchman (by Legislative Council request):

An Act relating to dishonored checks; amending section 1, chapter 23, Laws of 1967 extraordinary session and RCW 62A.3-515; adding new sections to chapter 157, Laws of 1965 extraordinary session and to Title 62A RCW; and repealing section 1, chapter 53, Laws of 1965 extraordinary session and RCW 62.01.300.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 197, by Representatives Moon, Morrison and Haussler (by departmental request):

An Act relating to pests; and providing for an interstate pest control compact.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 263, by Representatives Farr, Merrill and Kink:

An Act relating to the conduct and discipline of dentists; providing for the revocation, suspension, and refusal of licenses to practice dentistry; amending sections 8, 22 and 23,

chapter 112, Laws of 1935 and RCW 18.32.230, 18.32.080, and 18.32.380; amending section 7, chapter 93, Laws of 1953 as amended by section 38, chapter 52, Laws of 1957 and RCW 18.32.350; repealing section 32, 33, 34, 35, and 36, chapter 52, Laws of 1957, and RCW 18.32.240, 18.32.250, 18.32.260, 18.32.270, and 18.32.280; making an appropriation; and providing penalties.

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

SENATE RESOLUTION: 1969-15

By Senator Talley:

WHEREAS, Many of the naturally propagated runs of salmon and steelhead trout in the Columbia River Drainage have declined greatly and are continuing to decline as the result of the construction of an ever-increasing number of dams and water usage projects; and

WHEREAS, The federally financed Columbia River Fishery Development Program was instituted as mitigation for the anticipated adverse effects of dams and water usage projects; and

WHEREAS, Funds from the Development Program have built and are operating twenty-one state and federal fish hatcheries along the lower Columbia River in Oregon and Washington for the purpose of offsetting by artificially propagated runs the declines in natural runs; and

WHEREAS, The funds from the Development Program have been insufficient to permit full utilization of the design capacity of the hatcheries and to maintain them in proper structural and operating condition; and

WHEREAS, At the request of the Pacific Marine Fisheries Commission, the Federal Bureau of Commercial Fisheries has furnished the Commission with a report on the efficiency and economics of artificial propagation at the twenty-one Columbia River Development Program hatcheries, the estimated benefits and costs of operating the hatcheries at design capacity and maintaining them in proper condition, and the possibilities of increasing the design capacity of the hatcheries by the conversion and operation of certain natural ponds to rearing ponds for juvenile salmon and steelhead; and

WHEREAS, The member fishery agencies of the Pacific Marine Fisheries Commission have studied the report carefully and have concluded that adequate funding of the operation and maintenance of the Development Program hatcheries is required to fulfill the initial promises of mitigation and to offset the declining runs of naturally propagated salmon and steelhead, and in addition is in the national interest as a profitable investment and proper management of a valuable renewable resource;

NOW, THEREFORE, BE IT RESOLVED, That the Pacific Marine Fisheries Commission urge adequate funding of the Columbia River Fishery Development Program to permit full maintenance and operation of the twenty-one lower Columbia River hatcheries and the development of certain natural ponds for rearing and thereby supplementation of the capacity of the hatcheries.

Senator Talley moved the adoption of the resolution.

POINTS OF INQUIRY

Senator Peterson (Ted): "Mr. President, would Senator Talley yield to a question? Senator Talley, in this resource, now the Oregon people get in on this catch. What type of salmon are they raising in their hatcheries?"

Senator Talley: "These are mostly chinook. They are not steelhead hatcheries. They are operated by the state of Washington. These are the federal hatcheries."

Senator Peterson (Lowell): "Would Senator McCormack yield? Senator McCormack, is there a possibility, Senator, that the temperatures generated by the atomic plant in Richland would have anything to do with the declining salmon run?"

Senator McCormack: "I am delighted that you raised that question, Senator. I am prepared to give an hour lecture in answer to it. The answer is in all likelihood, there is not. Senator Woodall, you can relax, I won't really do that."

POINT OF ORDER

Senator Woodall: "Point of order."

The President: "Senator Woodall will please state his point of order."

Senator Woodall: "If Senator McCormack is going to make an hour's speech, it will take a suspension of the rules."

POINT OF INQUIRY

Senator McCormack: "Gentlemen of the Senate, in reply to Senator Lowell Peterson, as a matter of fact the maximum temperature increase on the river due to the reactors at Hanford is less than one degree Fahrenheit. The natural difference in temperature of the

river runs to almost forty degrees Fahrenheit. The deviation in the temperature of the river in any given month from year to year is about ten degrees Fahrenheit. The maximum temperature difference through the Hanford reservation due to sunshine on an August day is five degrees Fahrenheit.

"The number of fish spawning nets in the river by photographic evidence at the maximum activity of the Hanford reservation was ten times what it was before the reactors were built. Now this is not because the reactors are there. It is probably because there are upstream dams and it is easier for the fish to spawn in a free flowing river.

"But any assertion that the temperature of the river has anything to do with the fish run while in the face of the seasonal temperature difference of forty degrees from the maximum temperature increase in the river from the reactors is less than one degree."

Debate ensued.

The motion was carried and the resolution was adopted.

SENATE RESOLUTION: 1969-16

By Senators Holman and Uhlman:

WHEREAS, It has been alleged that unsworn hearsay evidence may be used against an alleged parole violator at a hearing before the State Board of Prison Terms and Paroles; and

WHEREAS, It has been alleged that an alleged parole violator can be compelled to testify at such a hearing; and

WHEREAS, Other state laws on this subject are confused or disparate, offering little indication of how the procedure for revocation of parole should be conducted or what a parolee's rights should be;

NOW, THEREFORE, BE IT RESOLVED by the Senate, That we do hereby request the Judicial Council to commence a study of the entire question of parole practices and probationer's and parolee's rights with a view to recommending changes in the law to the next legislative session.

On motion of Senator Uhlman, the resolution was adopted.

PERSONAL PRIVILEGE

Senator Ryder: "Point of personal privilege, Mr. President."

The President: "The Senator will speak on his point of personal privilege."

Senator Ryder: "Mr. President and members of the Senate, we passed two so-called innocent resolutions this morning; they didn't cause very much controversy until we got into areas they didn't cover anyway and we were able to understand them easily but I think that from now on we ought to have copies of proposed resolutions placed on the desks before we ask for their approval by the Senate.

"In many cases there may be exceptions taken by individual members of the Senate. They may want to study the situation and decide whether or not they feel the resolution is worthwhile and I would suggest that from now on that these resolutions be developed early enough so that copies can be put on the members' desks."

MOTION

At 12:35 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order at 2:00 p.m. President Pro Tempore Henry in the Chair.

GUBERNATORIAL APPOINTMENTS

REPORT OF STANDING COMMITTEE

January 27, 1969.

HAROLD E. LOKKEN, to the position of Member of the Pacific Marine Fisheries appointed by the Governor on November 3, 1967 for the term ending June 12, 1971, succeeding John Weden (reported by the Committee on Natural Resources, Fisheries and Game);

Recommends that said appointment be confirmed.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

It was moved by Senator Atwood that the rules be suspended and the appointment of Harold E. Lokken to the position of Member of the Pacific Marine Fisheries be now confirmed.

The motion was carried.

MOTIONS

On motion of Senator Andersen, Senator Elicker was excused.

On motion of Senator Bailey, Senator Walgren was excused.

APPOINTMENT OF HAROLD E. LOKKEN

The Secretary called the roll and the appointment of Harold E. Lokken to the position of Member of the Pacific Marine Fisheries was confirmed by the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Dore, Guess, Lewis (Harry)—3.

Excused: Senators Day, Elicker, Sandison, Walgren—4.

Having received the approval of the Senate, the appointment of Harold E. Lokken was confirmed.

REPORT OF STANDING COMMITTEE

January 27, 1969.

DWIGHT S. HAWLEY, to the position of Member of the Pacific Marine Fisheries appointed by the Governor on November 3, 1967 for the term ending June 12, 1971, succeeding Robert L. Charette (reported by the Committee on Natural Resources, Fisheries and Game):

Recommends that said appointment be confirmed.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

It was moved by Senator Atwood that the rules be suspended and the appointment of Dwight S. Hawley to the position of Member of the Pacific Marine Fisheries be now confirmed.

The motion was carried.

APPOINTMENT OF DWIGHT S. HAWLEY

The Secretary called the roll and the appointment of Dwight S. Hawley to the position of Member of the Pacific Marine Fisheries was confirmed by the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Dore, Durkan, Gissberg—3.

Excused: Senators Day, Sandison, Walgren—3.

Having received the approval of the Senate, the appointment of Dwight S. Hawley was confirmed.

REPORT OF STANDING COMMITTEE

January 28, 1969.

DALE A. BRIDGES, to the position of Member of the Board of Prison Terms and Paroles, appointed by the Governor on May 6, 1968 for the term ending April 15, 1973, succeeding Harris Hunter (reported by the Committee on Public Institutions):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

It was moved by Senator Atwood that the rules be suspended and the appointment of Dale A. Bridges to the position of Member of the Board of Prison Terms and Paroles be now confirmed.

The motion carried.

APPOINTMENT OF DALE A. BRIDGES

The Secretary called the roll and the appointment of Dale A. Bridges to the position of Member of the Board of Prison Terms and Paroles was confirmed by the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Durkan, Gissberg—2.

Excused: Senators Day, Sandison, Walgren—3.

Having received the approval of the Senate, the appointment of Dale A. Bridges was confirmed.

REPORT OF STANDING COMMITTEE

February 5, 1969.

DONALD E. KUSLER, to the position of Member of the Pharmacy Board, appointed by the Governor on January 19, 1969 for the term ending January 18, 1973, succeeding himself (reported by the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Woodall.

It was moved by Senator Atwood that the rules be suspended and the appointment of Donald E. Kusler to the position of Member of the Pharmacy Board be now confirmed.

The motion carried.

APPOINTMENT OF DONALD E. KUSLER

The Secretary called the roll and the appointment of Donald E. Kusler to the position of Member of the Pharmacy Board was confirmed by the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Durkan—1.

Excused: Senators Day, Sandison, Walgren—3.

Having received the approval of the Senate, the appointment of Donald E. Kusler was confirmed.

SECOND READING

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

Regulating use of dangerous weapons.

The Senate resumed consideration of Engrossed House Bill No. 123 on second reading and the following pending amendment by Senator Uhlman:

On page 1, section 1, line 26, strike the whole of subsection (a) and reletter the remaining subsections.

The amendment was adopted on a rising vote.

On motion of Senator Mardesich, his amendment to line 27 was withdrawn.

Senator Andersen moved the adoption of the following amendment:

On page 1, section 1, delete the House amendments to page 1 of the bill so as to restore subsection 2 and references thereto.

On motion of Senator Greive, Engrossed House Bill No. 123 was ordered placed at the end of the second reading calendar for today.

SENATE BILL NO. 280, by Senators Uhlman, Stortini and Faulk:

Enlarging participatory educational groups permitted to provide and pay for tax deferred annuities for their respective employees.

The Senate resumed consideration of Senate Bill No. 280 and the proposed following amendment by Senator Mardesich:

On page 1, section 1, line 23, after "nuities" and before the period insert "*PROVIDED, HOWEVER, such annuities shall not exceed those provided for all other employees within the regulated employee group*".

Debate ensued.

The amendment was adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 280 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 280 and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Metcalf—1.

Excused: Senators Day, Walgren—2.

ENGROSSED SENATE BILL NO. 280, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 218, by Senators Durkan, Greive, Ryder and Uhlman:
Preserving parks and parklands.

REPORT OF STANDING COMMITTEE

February 12, 1969.

SENATE BILL NO. 218, preserving parks and parklands (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass with the following amendments:

In section 1, line 11, after "is" and before "for" strike "appropriated" and insert "publicly owned or permanently dedicated"

In section 2, line 21, after "acquisition," and before "unless" insert "or has been permanently dedicated for use as a public park and is administered by a public agency or trust,"

In section 2, line 21, after "unless" and before "adequate" insert "upon demand therefor,"

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Pritchard.

The bill was read the second time by sections.

Senator Wilson moved the adoption of the committee amendments.

Debate ensued.

On motion of Senator Holman, the following amendment to the first committee amendment was adopted:

On line 2 of the committee amendment to page 1, line 11, after "publicly owned" insert "as a park"

Debate ensued.

The motion by Senator Wilson carried and the first committee amendment as amended by Senator Holman was adopted.

The remaining two committee amendments were adopted.

Senator Mardesich moved the adoption of the following amendment:

On page 1, section 2, line 23, after "made" and before "equally" insert "reasonably"

Debate ensued.

The motion carried and the amendment was adopted.

Senator Washington moved the adoption of the following amendment:

On page 1, section 2, line 24, after "acquired" and before the period insert "": PROVIDED, HOWEVER, That such agency of the state, county, municipality, public utility, local improvement district, or other entity having the power of eminent domain shall have the power of eminent domain to acquire new park space through the exercise of the power of eminent domain for the purpose of carrying out the intent of this statute"

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 218 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 218 and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Atwood, Elicker, Huntley, McDougall, Matson, Newschwander—6.

Absent or not voting: Senator Twigg—1.

Excused: Senators Day, Matcalf, Uhlman, Walgren—4.

ENGROSSED SENATE BILL NO. 218, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:05 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, February 20, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

THIRTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, February 20, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Day and Talley. There being no objections, Senators Day and Talley were excused.

The Color Guard, consisting of Pages Kevin Jaques, Color Bearer, and Sherry Ludden, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia offered prayer as follows:

"O God of Love and of Mercy, who by Thy spirit hast moved upon the face of the world, placed order in the universe and life on this planet, grant us assuredly to know that though the wrong seems oft so strong, God is the ruler yet. Thou who dost mark the sparrows fall, art concerned much more with those needs that trouble Thy human family. Grant us then in our time of uncertainty, confusion and crisis, the strength equal for our task. Amidst the conflicting voices that come to us, grant us the wisdom to discern Thy leading. Through Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

February 18, 1969.

SENATE BILL NO. 164, providing county election on site approval for public stadium facilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Canfield, Faulk, Guess, McDougall, Peterson (Lowell), Ridder, Stortini, Walgren.

MINORITY recommendation: Do not pass.

Signed by: Senator Peterson (Ted).

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 177, authorizing city to combine certain utility services (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 215, regarding false representation of ownership of real property (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Foley, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 270, exempting books from school district bid procedure requirement (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 282, pertaining to investments of state funds (reported by Committee on State Government):

MAJORITY recommendation: That the bill be referred to the Committee on Ways and Means.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Marquardt, Newschwander, Ryder.

MOTION

On motion of Senator Atwood, the committee report was adopted and Senate Bill No. 282 was referred to the Committee on Ways and Means.

February 20, 1969.

SENATE BILL NO. 287, increasing drivers of vehicle license fees, changing disposition; abolishing parks and parkways account and providing for disposition of moneys (reported by Committee on Highways):

MAJORITY recommendation: That the bill be referred to Committee on Ways and Means.

Signed by: Senators, Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Dore, Guess, Huntley, Keefe, Knoblauch, McDougall, Matson, Ridder, Sandison, Walgren, Williams.

MOTION

On motion of Senator Durkan, the committee report was adopted and Senate Bill No. 287 was referred to the Committee on Ways and Means.

February 19, 1969.

SENATE BILL NO. 296, authorizing urban arterial board to appoint an executive secretary (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Donohue, Elicker, Guess, Huntley, Knoblauch, Lewis (Brian), McDougall, Mardesich, Matson, Peterson (Lowell), Ridder, Sandison, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 308, providing for interdistrict cooperation among school districts (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Elicker, Knoblauch, McCutcheon, Marquardt, Odegaard Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 339, fixing compensation of commissioners of drainage districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 353, authorizing city fund surplus investments (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE BILL NO. 416, modifying probate homestead awards (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Durkan, Foley, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 402, permitting correction of sewer district assessment roll errors (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE BILL NO. 410, relating to proof of wills (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Durkan, Foley, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 420, relating to criminal warrants (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Foley, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

ENGROSSED HOUSE BILL NO. 58, providing code revision of title 28 RCW, education (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

ENGROSSED HOUSE BILL NO. 127, authorizing bond issue for school plant facilities and modernization of existing facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Donohue, Faulk, Guess, Huntley, McCormack, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

HOUSE BILL NO. 153, permitting teaching of languages in addition to English in the common schools (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

February 19, 1969.

Mr. President: The House has passed ENGROSSED HOUSE JOINT RESOLUTION NO. 24, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 523, by Senators Peterson (Lowell), Peterson (Ted) and Talley:

An Act relating to water pollution; adding new sections to chapter 90.48 RCW; and providing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 524, by Senator Twigg:

An Act relating to civil procedure; amending section 512, Code of 1881 and RCW 4.84.080; and amending section 1, chapter 12, Laws of 1893, as amended by section 1, chapter 43, Laws of 1915 and RCW 12.20.060.

Referred to Judiciary Committee.

SENATE BILL NO. 525, by Senators Walgren and Twigg:

An Act relating to materialmen's liens; and amending section 1, chapter 45, Laws of 1909, as last amended by section 1, chapter 98, Laws of 1965 and RCW 60.04.020.

Referred to Judiciary Committee.

SENATE BILL NO. 526, by Senator Uhlman:

An Act relating to counties.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 527, by Senator Uhlman:

An Act relating to revenue and taxation.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 528, by Senator Uhlman:

An Act relating to state government.

Referred to Committee on State Government.

SENATE BILL NO. 529, by Senators Elicker, Day and Marquardt:

An Act providing for the licensing of nursing home administrators; prescribing penalties; and providing an effective date.

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

SENATE BILL NO. 530, by Senators Day, Twigg and Pritchard:

An Act relating to transporting and care of live and dead bodies.

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

SENATE BILL NO. 531, by Senators Holman, Uhlman and Foley:

An Act relating to recording of real property conveyances; and amending section 2, chapter 278, Laws of 1927 and RCW 65.08.070.

Referred to Judiciary Committee.

SENATE BILL NO. 532, by Senators McDougall:

An Act relating to outdoor advertising.

Referred to Committee on Highways.

SENATE BILL NO. 533, by Senators Mardesich, Newschwander, Atwood and Pritchard:

An Act relating to vision care; adding a new section to chapter 268, Laws of 1947, and to chapter 48.44 RCW; adding a new section to chapter 18.53 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 534, by Senator Wilson:

An Act relating to state highways; and amending section 47.20.390, chapter 13, Laws of 1961 and RCW 47.20.390.

Referred to Committee on Highways.

SENATE BILL NO. 535, by Senators Greive, Keefe and Peterson (Ted):

An Act relating to the enterprises operating in association with institutions of learning; and providing penalties.

Referred to Committee on Education.

SENATE BILL NO. 536, by Senators Peterson (Ted) and Dore:

An Act relating to revenue and taxation; amending section 82.36.010, chapter 15, Laws of 1961, as last amended by section 1, chapter 153, Laws of 1967, and RCW 82.36.010; amending section 82.36.280, chapter 15, Laws of 1961 and RCW 82.36.280; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 537, by Senators Peterson (Ted), Peterson (Lowell) and Talley:

An Act relating to food fish and shellfish; amending section 75.08.230, chapter 12, Laws of 1955, as amended by section 2, chapter 72, Laws of 1965 ex. sess., and RCW 75.08.230; and amending section 75.12.130, chapter 12, Laws of 1955, as amended by section 1, chapter 72, Laws of 1965 ex. sess., and RCW 75.12.130.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 538, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

An Act relating to community colleges; adding new sections to chapter 8, Laws of 1967 ex. sess. and to chapter 28.85 RCW; adding new sections to chapter —, Laws of 1969 (HB 58) and to chapter 28B.50; repealing section 4, chapter 143, Laws of 1965 and RCW 28.72.040; repealing section 58, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.580; repealing section 28A.72.040, chapter —, Laws of 1969 (HB 58) and RCW 28A.72.040; repealing section 28B.50.580, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.580; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 539, by Senators Atwood, Bailey and Twigg (by departmental request):

An Act relating to nonprofit corporations; amending section 11, chapter 235, Laws of 1967 and RCW 24.03.050; amending section 51, chapter 235, Laws of 1967 and RCW 24.03.250; amending section 52, chapter 235, Laws of 1967 and RCW 24.03.255; amending section 67, chapter 235, Laws of 1967 and RCW 24.03.330; amending section 82, chapter 235, Laws of 1967 and RCW 24.03.405; amending section 83, chapter 235, Laws of 1967 and RCW 24.03.410; amending section 85, chapter 235, Laws of 1967 and RCW 24.03.420; amending section 98, chapter 235, Laws of 1967 and RCW 24.03.915; and adding a new section to chapter 235, Laws of 1967 and to chapter 24.03 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 540, by Senators Stender, Mardesich and Peterson (Ted):

An Act relating to insurance; amending section .18.48, chapter 79, Laws of 1947 as amended by section 12, chapter 193, Laws of 1957, and RCW 48.18.480; and amending section .18.34, chapter 79, Laws of 1947 and RCW 48.18.340.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 541, by Senators Lewis (Brian) and Andersen:

An Act relating to cities and towns.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 542, by Senators Knoblauch and Faulk:

An Act relating to counties; providing for the appointment of clerk of the board of county commissioners other than auditor; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 543, by Senators Bailey, Greive, Dore and Durkan:

An Act relating to industrial insurance; and amending section 51.16.020, chapter 23, Laws of 1961, as amended by section 6, chapter 274, Laws of 1961 and RCW 51.16.020.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 544, by Senators Ridder, Uhlman, Walgren, Connor and Dore:

An Act relating to industrial insurance; and amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 545, by Senators Ridder and Connor:

An Act relating to employment security; and repealing section 16, chapter 35, Laws of 1945, as last amended by section 1, chapter 264, Laws of 1957, and RCW 50.04.150.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 546, by Senators Gissberg, Elicker and Uhlman:

An Act relating to airports; and amending section 1, chapter 14, Laws of 1957 as last amended by section 2, chapter 74, Laws of 1961, and RCW 14.08.120.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 547, by Senators Washington and Dore:

An Act relating to the University of Washington; making an appropriation; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 548, by Senators Durkan, Lewis (Harry) and Andersen (by departmental request):

An Act relating to state government; authorizing the appointment of assistant directors in the department of general administration; and amending section 1, chapter 27, Laws of 1967 and RCW 43.19.013.

Referred to Committee on State Government.

SENATE BILL NO. 549, by Senators Uhlman and Twigg:

An Act relating to the collection of official fees; and amending section 36.18.020, chapter 4, Laws of 1963 as amended by section 9, chapter 26, Laws of 1967, and RCW 36.18.020.

Referred to Judiciary Committee.

SENATE BILL NO. 550, by Senators Lewis (Brian), Henry, Washington, Greive, Dore, Ridder, Holman, Uhlman, Pritchard and Herr:

An Act relating to metropolitan municipal corporations; and adding new sections to chapter 7, Laws of 1965 and to chapter 105, Laws of 1967 and to chapter 35.58 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 551, by Senators Lewis (Brian), Guess, Henry, Dore, Andersen, Bailey, Holman, Ridder, Herr, Uhlman and Marquardt:

An Act relating to metropolitan municipal corporations; and adding new sections to chapter 7, Laws of 1965 and to chapter 35.58 RCW.

Referred to Committee on Highways.

SENATE BILL NO. 552, by Senators Mardesich, Walgren, Henry and Day:

An Act relating to installment loans; providing for the supervision, regulation and licensing of installment loan companies; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 553, by Senator Foley:

An Act relating to banks and trust companies; and amending section 30.40.020, chapter 33, Laws of 1955 and RCW 30.40.020.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 554, by Senator Gissberg:

An Act relating to banks and banking; amending section 30.04.230, chapter 33, Laws

of 1955 as amended by section 1, chapter 69, Laws of 1961 and RCW 30.04.230; and adding a new section to chapter 32.20 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 555, by Senators Williams, Metcalf, Stortini, Greive, Ridder and Guess:

An Act relating to the state parks and recreation commission; adding a new section to chapter 43.51 RCW; and making an appropriation.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 556, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

An Act relating to education; amending section 3, chapter 49, Laws of 1965 ex. sess. and RCW 28.67.076 amending section 28A.58.100, chapter ---, Laws of 1969 (HB 58) and RCW 28A.58.100; adding new sections to chapter 8, Laws of 1967 ex. sess. and to chapter 28.85 RCW; adding new sections to chapter ---, Laws of 1969 (HB 58) and RCW 28B.50; repealing section 54, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.540; repealing section 28B.50.540, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.540; providing sections to effect the correlative and *pari materia* construction of this act with the provisions of Title 28 RCW, or of Title 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 557, by Senators Stender, Greive and Connor:

An Act relating to industrial insurance; and amending section 51.16.050, chapter 23, Laws of 1961 and RCW 51.16.050.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 558, by Senators Williams, Walgren and Atwood (by departmental request):

An Act relating to state government; creating a division of motor transport in the department of general administration; amending section 43.19.010, chapter 8, Laws of 1965 and RCW 43.19.010; adding new sections to chapter 8, Laws of 1965 and to chapter 43.19 RCW; repealing sections 43.91.010 through 43.91.080, chapter 8, Laws of 1965 and RCW 43.91.010 through 43.91.080.

Referred to Committee on Highways.

SENATE BILL NO. 559, by Senators Gissberg and Andersen:

An Act relating to state government; transferring the securities section of the division of professional licensing to the attorney general's office; amending section 60, chapter 282, Laws of 1959, as last amended by section 1, chapter 199, Laws of 1967 and RCW 21.20.005; amending section 45, chapter 282, Laws of 1959 and RCW 21.20.450; amending section 46, chapter 282, Laws of 1959 and RCW 21.20.460; amending section 6, chapter 282, Laws of 1959, as amended by section 1, chapter 17, Laws of 1965 and RCW 21.20.060; amending section 43.24.020, chapter 8, Laws of 1965, as amended by section 2, chapter 100, Laws of 1965 and RCW 43.24.020; amending section 41, chapter 170, Laws of 1965 ex. sess., and RCW 43.24.022; amending section 42, chapter 170, Laws of 1965 ex. sess., and RCW 43.24.024; amending section 41, chapter 282, Laws of 1959 and RCW 21.20.410; adding new sections to chapter 43.10 RCW; and providing an effective date.

Referred to Judiciary Committee.

SENATE BILL NO. 560, by Senators Mardesich, Ryder and Foley (by departmental request):

An Act relating to interest rates on obligations of the state and various political subdivisions thereof; amending section 1, chapter 53, Laws of 1957 and RCW 14.08.112; amending section 2, chapter 53, Laws of 1957 and RCW 14.08.114; amending section 2, chapter 59, Laws of 1955 and RCW 27.12.223; amending section 1, page 324, Laws of

1909, as last amended by section 1, chapter 163, Laws of 1953 and RCW 28.51.010; amending section 7, chapter 229, Laws of 1961 and RCW 28.76.192; amending section 8, chapter 229, Laws of 1961 and RCW 28.76.194; amending section 4, chapter 229, Laws of 1961 and RCW 28.76.200; amending section 3, chapter 248, Laws of 1947 and RCW 28.77.370; amending section 4, chapter 254, Laws of 1957, as amended by section 4, chapter 193, Laws of 1959 and RCW 28.77.530; amending section 8, chapter 193, Laws of 1959 and RCW 28.77.547; amending section 4, chapter 12, Laws of 1961 ex. sess. and RCW 28.80.530; amending section 7, chapter 12, Laws of 1961 ex. sess. and RCW 28.80.560; amending section 7, chapter 1, Laws of 1931 and RCW 54.24.018; amending section 35.41.030, chapter 7, Laws of 1965 and RCW 35.41.030; amending section 35.58.450, chapter 7, Laws of 1965 as amended by section 13, chapter 105, Laws of 1967 and RCW 35.58.450; amending section 35.58.460, chapter 7, Laws of 1965 as amended by section 14, chapter 105, Laws of 1967 and RCW 35.58.460; amending section 35.58.470, chapter 7, Laws of 1965, and RCW 35.58.470; amending section 35.61.170, chapter 7, Laws of 1965 and RCW 35.61.170; amending section 35.67.080, chapter 7, Laws of 1965 and RCW 35.67.080; amending section 35.81.100, chapter 7, Laws of 1965 and RCW 35.81.100; amending section 35.82.140, chapter 7, Laws of 1965 and RCW 35.82.140; amending section 35.89.020, chapter 7, Laws of 1965 and RCW 35.89.020; amending section 35.92.080, chapter 7, Laws of 1965 as last amended by section 1, chapter 107, Laws of 1967 and RCW 35.92.080; amending section 35.92.100, chapter 7, Laws of 1965 as amended by section 25, chapter 52, Laws of 1967 and RCW 35.92.100; amending section 36.62.070, chapter 4, Laws of 1963 and RCW 36.62.070; amending section 36.67.040, chapter 4, Laws of 1963, as amended by section 3, chapter 107, Laws of 1967 and RCW 36.67.040; amending section 3, chapter 142, Laws of 1965 and RCW 36.67.530; amending section 6, chapter 142, Laws of 1965 and RCW 36.67.560; amending section 36.76.090, chapter 4, Laws of 1963 and RCW 36.76.090; amending section 36.76.140, chapter 4, Laws of 1963 and RCW 36.76.140; amending section 2, chapter 170, Laws of 1895 and RCW 39.52.020; amending section 43.21.340, chapter 8, Laws of 1965 and RCW 43.21.340; amending section 47.56.140, chapter 13, Laws of 1961 as amended by section 45, chapter 3, Laws of 1963 ex. sess. and RCW 47.56.140; amending section 47.60.060, chapter 13, Laws of 1961 and RCW 47.60.060; amending section 35, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.350; amending section 39, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.390; amending section 4, chapter 59, Laws of 1957 as amended by section 3, chapter 183, Laws of 1959 and RCW 53.40.030; amending section 9, chapter 122, Laws of 1949 as amended by section 6, chapter 183, Laws of 1959 and RCW 53.40.110; amending section 8, chapter 122, Laws of 1949 as amended by section 7, chapter 183, Laws of 1959 and RCW 53.40.130; amending section 5, chapter 24, Laws of 1951 2nd ex. sess. and RCW 52.16.100; amending section 1, chapter 151, Laws of 1965 ex. sess. and RCW 79.24.610; amending section 2, chapter 151, Laws of 1965 ex. sess. and RCW 79.24.612; amending section 30, chapter 117, Laws of 1895 and RCW 85.05.300; amending section 194, chapter 72, Laws of 1937 and RCW 86.09.580; amending section 200, chapter 72, Laws of 1937 and RCW 86.09.598; amending section 15, page 679, Laws of 1889-90, as last amended by section 2, chapter 68, Laws of 1963 and RCW 87.03.200; amending section 35, chapter 8, Laws of 1909 ex. sess., as last amended by section 8, chapter 46, Laws of 1913 and RCW 91.04.490; amending section 46, chapter 23, Laws of 1911 and RCW 91.08.480; amending section 6, chapter 264, Laws of 1945, as last amended by section 7, chapter 164, Laws of 1967 and RCW 70.44.060; amending section 1, chapter 156, Laws of 1913 and RCW 85.05.480; amending section 27, chapter 115, Laws of 1895 and RCW 85.06.270; amending section 1, chapter 174, Laws of 1927 and RCW 85.06.321; amending section 2, chapter 103, Laws of 1935 and RCW 85.07.070; amending section 13, chapter 26, Laws of 1949 and RCW 85.16.180; amending section 3, chapter 161, Laws of 1923 and RCW 87.19.030; amending section 20, chapter 120, Laws of 1929 as amended by section 3, chapter 42, Laws of 1931 and RCW 87.22.150; amending section 21, chapter 120, Laws of 1929 and RCW 87.22.160; amending section 2, chapter 57, Laws of 1949 and RCW 87.28.020; amending section 6, chapter 57, Laws of 1949 and RCW 87.28.070; amending section 10, chapter 236, Laws of 1907 and RCW 88.32.140; amending section 140, chapter 254, Laws of 1927 and RCW 89.30.418; amending section 174, chapter 254, Laws of 1927 and RCW 89.30.520;

amending section 1, chapter 106, Laws of 1967 and RCW 90.50.010; amending section 11, chapter 154, Laws of 1915 as amended by section 1, chapter 115, Laws of 1925 ex. sess. and RCW 8.12.400; amending section 26, chapter 153, Laws of 1957 and RCW 17.28.260; amending section 12, page 329, Laws of 1909 as amended by section 1, chapter 32, Laws of 1945 and RCW 28.51.180; amending section 5, page 333, Laws of 1909 and RCW 28.52.050; amending section 6, page 334, Laws of 1909 and RCW 28.52.055; amending section 4, chapter 14, Laws of 1961 ex. sess. and RCW 28.81.530; amending section 8, chapter 14, Laws of 1961 ex. sess. and RCW 28.81.570; amending section 35.67.140, chapter 7, Laws of 1965 and RCW 35.67.140; amending section 36.76.010, chapter 4, Laws of 1963 and RCW 36.76.010; amending section 36.88.200, chapter 4, Laws of 1963 and RCW 36.88.200; amending section 3, chapter 4, Laws of 1917 and RCW 37.16.020; amending section 4, chapter 4, Laws of 1917 and RCW 37.16.030; amending section 1, chapter 30, Laws of 1933 ex. sess. and RCW 39.48.010; amending section 33, chapter 181, Laws of 1961 and RCW 47.57.550; amending section 47.58.040, chapter 13, Laws of 1961 as amended by section 1, chapter 102, Laws of 1961 and RCW 47.58.040; amending section 3, chapter 236, Laws of 1959 and RCW 53.34.030; amending section 4, chapter 236, Laws of 1959 and RCW 53.34.040; amending section 6, chapter 236, Laws of 1959 and RCW 53.34.060; amending section 3, chapter 218, Laws of 1941 and RCW 53.39.030; amending section 4, chapter 182, Laws of 1941 as amended by section 7, chapter 218, Laws of 1959 and RCW 54.24.060; amending section 8, chapter 182, Laws of 1941 as amended by section 10, chapter 218, Laws of 1959 and RCW 54.24.090; amending section 18, chapter 210, Laws of 1941, as last amended by section 13, chapter 250, Laws of 1953 and RCW 56.16.040; amending section 19, chapter 210, Laws of 1941 as amended by section 8, chapter 103, Laws of 1959 and RCW 56.16.060; amending section 11, chapter 114, Laws of 1929, as last amended by section 12, chapter 251, Laws of 1953 and RCW 57.20.010; amending section 3, chapter 128, Laws of 1939 as amended by section 11, chapter 108, Laws of 1959 and RCW 57.20.020; amending section 28B.10.310, chapter ---, Laws of 1969 (HB 58) and RCW 28B.10.310; amending section 28B.10.315, chapter ---, Laws of 1969 (HB 58) and RCW 28B.10.315; amending section 28B.10.325, chapter ---, Laws of 1969 (HB 58) and RCW 28B.10.325; amending section 28B.20.396, chapter ---, Laws of 1969 (HB 58) and RCW 28B.20.396; amending section 28B.20.715, chapter ---, Laws of 1969 (HB 58) and RCW 28B.20.715; amending section 28B.20.730, chapter ---, Laws of 1969 (HB 58) and RCW 28B.20.730; amending section 28B.30.730, chapter ---, Laws of 1969 (HB 58) and RCW 28B.30.730; amending section 28B.30.760, chapter ---, Laws of 1969 (HB 58) and RCW 28B.30.760; amending section 28B.40.730, chapter ---, Laws of 1969 (HB 58) and RCW 28B.40.730; amending section 28B.40.770, chapter ---, Laws of 1969 (HB 58) and RCW 28B.40.770; amending section 28B.50.350, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.350; amending section 28B.50.390, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.390, thus providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW or of of Titles 28A and 28B RCW if such titles shall be enacted; declaring an emergency; and providing an effective date.

Referred to Committee on State Government.

SENATE JOINT MEMORIAL NO. 8, by Senators Newschwander, Knoblauch, Faulk, Stortini and McCutcheon:

Requesting Congress to fund a pilot coke plant.

On motion of Senator Newschwander, the rules were suspended, Senate Joint Memorial No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Newschwander, the rules were suspended, Senate Joint Memorial No. 8 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8 and the memorial passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—43.

Voting nay: Senator Guess—1.

Absent or not voting: Senators Gissberg, Pritchard, Washington—3.

Excused: Senators Day, Talley—2.

SENATE JOINT MEMORIAL NO. 8, having received the constitutional majority, was declared passed.

There being no objection, the rules were suspended to permit additional sponsors to Senate Bills Nos. 533, 543, 544, 550, 551, 552, 555, 556 and Senate Joint Memorial No. 8.

SENATE CONCURRENT RESOLUTION NO. 14, by Senators Greive, Donohue and Stortini:

Authorizing comparative government services study.

Referred to Committee on State Government.

ENGROSSED HOUSE JOINT RESOLUTION NO. 24, by Representatives Copeland, Bottiger, O'Brien, Charette, Adams, Bagnariol, Bluechel, Brouillet, Brown, Chapin, Chatalas, Conner, Curtis, DeJarnatt, Evans, Farr, Fleming, Francis, Goldsworthy, Grant, Harris, Haussler, Hawley, Heavey, Hoggins, Hubbard, Jastad, Jueling, King, Kink, Kirk, Kiskaddon, Kuehne, Leckenby, Leland, Lynch, Mahaffey, Marsh, Martinis, Marzano, May, McCaffree, McCormick, Mentor, Murray, North, O'Dell, Pardini, Randall, Rosellini, Saling, Savage, Scott, Shera, Smythe, Sprague, Thompson, Veroske, Wanamaker, Wojahn, Zimmerman, Litchman, Beck and Flanagan:

Enlarging means of amending Constitution.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTIONS

Senator Durkan moved that the Committee on Cities, Towns and Counties be relieved of further consideration of Senate Concurrent Resolution No. 13.

The motion carried.

Senator Durkan moved that the Committee on State Government be relieved of further consideration of Senate Bill No. 282.

POINT OF INFORMATION

Senator Greive: "Senator Durkan, would you have any objections to following the proper procedure and having Senator Henry circulate a petition putting it on the floor in a joint committee. Our problem here is that once we start this procedure, really we have circumvented the whole arrangement. We should either change the procedure or follow it, I would think."

Senator Durkan: "Mr. President, I have no objections. Senator Henry wants to transfer the bill to my committee and I told him I would accept it. So I think your question should be directed to Senator Henry."

Senator Greive: "Senator Henry, would you be good enough to respond to my question? Senator, would you have any objection to circulating a petition for the purpose of referring the bill in that manner?"

Senator Henry: "Senator Greive, I'm feeling in a very charitable mood this morning. It has been a long way from the oasis but I will do that. But I might say that circumventing the committees has been something that we haven't paid any particular attention to up until now and in the absence of getting a quorum at my committee meetings, I have led one of the best circulating bees you have ever seen. I think I have nine bills circulating here this morning for signatures."

Debate ensued.

POINT OF ORDER

Senator McCutcheon: "Point of order. I wonder if we could get a ruling from the Chair to the effect that if a bill is once in committee and not on the first go around and signed by the members and Senator Henry has this bill in his committee and he wants to get rid of it. Now we have passed a rule that you can relieve any committee of any bill by circulating a petition which I voted for and thoroughly approve, nobody can sit on a bill, but I want the rules applied and if they are not weighed, I would like to have a ruling or something to guide me in the future. There is no trouble, no problem at all. All you have to do is to have the majority of your committee sign it and say we would like to have Senator Henry's committee relieved of this and let it go to another committee. Now it will only take from three to five minutes, Senator Atwood, and I am sure you are not holding up the proceedings if you follow the rules."

Senator Greive: "In the event there is any question about it, I will be very happy to make a motion to suspend the rules or any other motion. There isn't any problem about doing it today if we could follow the procedure."

PARLIAMENTARY INQUIRY

Senator Washington: "A question of parliamentary inquiry perhaps. It seems to me that we do have a rule which allows the body to discharge any committee of a bill by a majority vote. Sometimes it is an adversary proceeding with much opposition but if you can make that motion in an adversary manner attempting to force a bill from a committee, it should be relatively simple for the chairman or someone else in a friendly way just to move simply that the bill be discharged from the committee. I hope we are not foreclosing our right to do that by some precedent being established here this morning."

Senator Henry: "Mr. President, I insist on keeping the bill. I have heard of discharging a bill from a committee. This is the first time I have heard somebody insist that we sit on a bill. I insist on keeping the bill and while all of this dialogue has been going on, I could have circulated it, so let's forget the whole thing."

Senator Greive: "In response to Senator Washington, the rule is 46 and there is no question but that the procedure is correct. We have always had that rule and it is to be done. Since I have been in the Senate, and it has been some years, I think it has only happened once to my knowledge, Senator Washington made the motion. It was Committee on Rules and was over an investigation and all I was attempting to do was to talk somebody out of something. I wasn't saying they didn't have the right to it. They have every right in the world. There is no way that you can sit on a bill if the body really wants it and we know that, but I did feel that because we have a number of people who are on committees and they like to be protected so that a friendly chairman and some other friend might not request a bill that he can't get out of his committee and whisk it away to another committee that has protected the system."

RULING BY THE PRESIDENT

The President: "The President is ruling upon the point of order presented by Senator John McCutcheon. The President has ruled that the remarks of Senator Greive are correct. There are two ways that a bill may be obtained from a committee, one is to have it reported out and the other is that if the majority of the body wishes to relieve the committee of consideration of any measure, the body may do so."

With the consent of the Senate, Senator Durkan withdrew his motion.

POINT OF INQUIRY

Senator Mardesich: "I am sorry I was distracted and missed some of the floor action. Was the question posed as to whether or not since the rules require that a bill go to committee and the committee reports it out it has to be sent to the Rules Committee to release?"

REPLY BY THE PRESIDENT

The President: "No, Senator Mardesich, it does not require a suspension of the rules."

POINT OF INQUIRY

Senator Ryder: "Would Senator Mardesich yield? Senator, I just wanted to know if you had some personal interest in this ruling by the Chair which might apply to your committee?"

Senator Mardesich: "I have no more of a personal interest in that subject than you do, Senator Ryder."

The President called upon Senator Al Henry, President Pro Tempore to preside.

SECOND READING

SENATE BILL NO. 212, by Senators McCutcheon, Stender and Cooney:
Amending pension law for police in first class cities.
The bill was read the second time by sections.

MOTION

On motion of Senator Atwood, Senate Bill No. 212 was held on second reading following Senate Bill No. 182.

SENATE BILL NO. 182, by Senators Bailey, Atwood, Lewis (Harry), Henry and Knoblauch (by departmental request):
Amending provisions relating to state employees' retirement system.

REPORT OF STANDING COMMITTEE

February 12, 1969.

SENATE BILL NO. 182, amending provisions relating to state employees' retirement system (reported by Committee on State Government):

MAJORITY recommendation: Do pass with the following amendments:

On page 15, section 5, line 21, after "RCW" strike "41.40.290" and insert "[41.40.290] 41.40.190"

On page 20, section 8, line 10, strike "seven hundred twenty" and insert "[seven hundred twenty] nine hundred"

On page 20, section 8, line 12, strike "eighty" and insert "[eighty] two hundred"

On page 20, section 8, line 14, strike "four hundred and forty" and insert "[four hundred and forty] five hundred and sixty"

On page 21, section 8, line 21, after "service" and before "of" insert " or while on authorized leave of absence for a period not to exceed one hundred and twenty days from the date of payroll separation."

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, Durkan, Huntley, Lewis (Harry), McCormack, Marquardt, Ryder.

The bill was read the second time by sections.

On motion of Senator Bailey, the first committee amendment was adopted.

On motion of Senator Atwood, the second and third committee amendments were adopted.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Atwood yield to a question? Senator Atwood, I had a question concerning page 16. Does this, as it appears on a very quick reading, change the vesting period from ten to five years?"

Senator Atwood: "It sure does."

Senator Uhlman: "Does this include also then the legislative or elected officials as well?"

Senator Atwood: "For those who are on state retirement."

Senator Uhlman: "I assume that actuarial studies have been done on this."

Senator Atwood: "According to testimony before the committee, they said that this should substantiate it. We just did it on the patrol figures down to 'two' so somebody said but according to the testimony, the vesting period down to five years is well within the capability of this fund."

On motion of Senator Atwood, the last two committee amendments were adopted.

The following amendment by Senator Walgren was not adopted:

On page 14, section 5, line 31, strike "offices or persons appointed by the governor" and insert "or appointive offices"

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 182 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Bailey, the rules were suspended and Senator McCormack was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 182 and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Durkan, Pritchard—2.

Excused: Senators Day, McCormack, Talley—3.

ENGROSSED SENATE BILL NO. 182, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 212, by Senators McCutcheon, Stender and Cooney:

Amending pension law for police in first class cities.

The Senate resumed consideration of Senate Bill No. 212 on second reading.

Senator Williams moved the adoption of the following amendment:

On page 1, section 1, line 13 after "to" strike the balance of the sentence and insert "having his pension under this chapter adjusted by an amount which is equal to the ratio of the cost of living index of the department of labor statistics at the time of retirement and the same cost of living index as of January 1 of each year for the next ensuing year"

Senators Stender, Bailey and Greive demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Day and Talley who had previously been excused.

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

MOTION

Senator McCutcheon moved that the amendment by Senator Williams be laid upon the table.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Sandison, Greive, Uhlman, Cooney, Ridder, Peterson (Lowell), Washington, Stender, Gissberg and Bailey.

ROLL CALL

The Secretary called the roll and the motion by Senator McCutcheon to lay upon the table the amendment by Senator Williams was carried and the amendment was laid upon the table by the following vote: Yeas, 27; nays, 20; excused, 2.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Keefe, Knoblauch, McCutcheon, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—27.

Voting nay: Senators Atwood, Canfield, Elicker, Faulk, Gissberg, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDoufall, Mardesich, Matson, Metcalf, Newschwander, Pritchard, Ryder, Sandison, Williams—20.

Excused: Senators Day, Talley—2.

On motion of Senator Stender, the rules were suspended, Senate Bill No. 212 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCutcheon: "I wonder if Senator Guess would yield to a question? Senator Guess, the accusation has been made or the charge that in both these cities there was a tax understanding that the fines and forfeitures would go to pay these pensions. Is that correct?"

Senator Guess: "Senator McCutcheon, I think you will find that all fines and forfeitures go into the general fund."

Senator McCutcheon: "Yes, they go into the general fund but they were originally going to be earmarked for this purpose."

Senator Guess: "I have never heard of that. The fines and forfeitures in the city of Spokane were in existence long before the pension plan came into being."

Senator McCutcheon: "Now, how much are those fines and forfeitures?"

Senator Guess: "Senator, I am very sorry. I do not have those figures."

Senator McCutcheon: "Thank you. Mr. President, I am advised that in Seattle there is a million dollars left over after this. If this bill should be passed there is still a million dollars in the fines and forfeitures fund. This is a question of fact, if that is true in Seattle they tell me there is over a million dollars in funds, if this bill should pass. This makes the whole thing uniform for police and I think it should pass."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 212 and the bill passed the Senate by the following vote: Yeas, 29; nays, 18; excused, 2.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Wilson, Woodall—29.

Voting nay: Senators Atwood, Canfield, Elicker, Faulk, Gissberg, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Pritchard, Ryder, Twigg, Williams—18.

Excused: Senators Day, Talley—2.

SENATE BILL NO. 212, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

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

At 12:30 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

STANDING COMMITTEE REPORT

GUBERNATORIAL APPOINTMENT

Office of the Governor, February 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON
GENTLEMEN:

I have the honor to submit the following appointment to the position of Trustee, Eastern Washington State College, subject to your confirmation:

Mrs. Frederick (Mary) Wilson, Jr., appointed October 29, 1968 for a term ending March 1, 1975, succeeding Zelma Morrison.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Higher Education and Libraries.

SECOND READING

SENATE BILL NO. 114, by Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request):
 Pertaining to judges' retirement system.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 114, pertaining to judges' retirement system (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

Page 1, beginning on line 18, strike all of the material down to and including "basis." on line 1, page 2.

On page 2, section 2, line 17, after "for" AND BEFORE "years" strike "fifteen" and insert "eighteen"

On page 3, section 3, line 17, after "increased" and before "and" insert "until such retired judge has attained the age of seventy-two years."

On page 3, section 3, line 31, after "wife" strike all of the material down to and including "retirement" on line 32 and insert "prior to his retirement, if he had been retired"

On page 4, section 3, line 5, after "month" and before the period insert "commencing immediately after the judge's death"

On page 4, section 4, line 19, after "aggregate of" and before "years" strike "ten" and insert "twelve"

On page 4, section 4, line 22, after "to" and before "shall" strike "fifteen" and insert "eighteen"

On page 11, section 13, line 13, after "for" restore "three" and strike "five".

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment to page 1 was adopted.

It was moved by Senator Uhlman that the committee amendment to page 2, section 2 be not adopted.

The motion was carried.

On motion of Senator Uhlman, the committee amendments to page 3, section 3 were adopted.

On motion of Senator Uhlman the committee amendment to page 4, section 3 was adopted.

On motion of Senator Uhlman, the committee amendment to page 4, section 4, line 19 was adopted.

It was moved by Senator Uhlman that the committee amendment to page 4, section 4, line 22 be not adopted.

The motion was carried.

On motion of Senator Uhlman, the committee amendment to page 11, section 13 was adopted.

It was moved by Senator Williams that the following amendment be adopted:

On page 3, section 3, line 14 after "term" strike the remainder of the paragraph and insert "adjusted annually by an amount which is equal to the ratio of the cost of living index of the bureau of labor statistics of the department of labor at the time of retirement and the same cost of living index as of January 1 of each year for the next ensuing calendar year."

Debate ensued.

POINT OF INQUIRY

Senator Ridder: "Would Senator Woodall yield to a question? Senator Woodall, how many judges would retire if this bill were to pass. How many would come under this retirement?"

Senator Woodall: "There are about four judges. Number one, anyone who has already retired cannot come in under this bill. Their rights are all 1967. This doesn't go back and pick anyone up like some of the other acts do. There are four judges available to retire now if they wanted to. Judge Barnett from Yakima, long overdue. He is drawing seventy-five percent now anyway and working as a judge. There are about four I think who are about due to quit or could if they elected to come under it. Some of them will not even bother to and some of them are already within a small part of it, they prefer not to come under it and not to hold themselves available under the act. So we are only talking about four people in the next biennium."

Senator Ridder: "I was given to understand that far more would be capable of coming under this new law. Would you yield to another question?"

Senator Woodall: "Certainly, Senator. Eligible to come under it, yes. I thought your question was when would the retirement be effective as to him."

Senator Ridder: "Right, and you say only four?"

Senator Woodall: "Four in the next biennium."

Senator Ridder: "How many are presently capable of retiring under the present act?"

Senator Woodall: "The same, there are only four."

Senator Ridder: "Thank you."

Further debate ensued.

The motion by Senator Williams was lost on a rising vote and the amendment was not adopted.

It was moved by Senator Woodall that the following amendment be adopted:

On page 5, section 6, line 33 after "expenses" strike remainder of subsection (a) and insert "and per diem only if he is serving outside the county of his residence;"

POINT OF INQUIRY

Senator Bailey: "Mr. President, would Senator Woodall yield to a question? Senator Woodall, I was under the apprehension that you were thinking of putting these judges on the supreme court as they are doing now. You are talking now about putting them on the superior court. Does this word 'retired' mean also 'defeated'?"

Senator Woodall: "If his rights have vested at that time, yes. He would be subject to being used by the attorney who agreed to let him try the case."

Senator Bailey: "Senator Woodall, the point I am getting at is if we defeat a judge in our county, now do we want some court coming back and putting him on the bench after we have defeated him? The people after all have the last say in this and I think maybe we ought to have another amendment on this bill."

Senator Woodall: "My response, Senator Bailey, is that the people always have the last say in the act or as to any one of these retired judges, unless both counsels agree, he doesn't hear the case so that takes care of your situation. In other words, the particular judge who lost out in your county, your attorney doesn't have to have him and unless both attorneys think you would get a fair shake in front of a man, he just doesn't worry if any two counsels, if either one of them do not want him, they don't have to take him."

The motion carried and the amendment by Senator Woodall was adopted.

Senator Woodall moved that the rules be suspended, Engrossed Senate Bill No. 114 be advanced to third reading, the second reading be considered the third, and the bill placed on final passage.

Senator Newschwander demanded a roll call and the demand was sustained by Senators McDougall, Lewis (Brian), Elicker, Metcalf, Guess, Bailey, Ridder and Greive.

ROLL CALL

The Secretary called the roll on the motion by Senator Woodall that the rules be suspended, Engrossed Senate Bill No. 114 be advanced to third reading, the second reading considered the third and the bill be placed on final passage. The motion carried by the following vote: Yeas, 38; nays, 10; excused, 1; and the bill was placed on final passage.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Marquardt, Matson, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Bailey, Faulk, Guess, McDougall, Mardesich, Metcalf, Newschwander, Ridder, Sandison, Stortini—10.

Excused: Senator Day—1.

POINT OF INQUIRY

Senator Dore: "May I ask Senator Williams a question? Senator Williams, it is my understanding that the Pension Commission of which you are chairman has approved this bill, is that correct?"

Senator Williams: "No, they have not."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 114 and the bill passed the Senate by the following vote: Yeas, 31; nays, 17; excused, 1.

Voting yea: Senators Andersen, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Talley, Twigg, Uhlman, Walgren, Washington, Woodall—31.

Voting nay: Senators Atwood, Bailey, Canfield, Elicker, Faulk, Guess, Lewis (Brian), McCormack, McDougall, Metcalf, Newschwander, Odegaard, Ridder, Ryder, Stortini, Williams, Wilson—17.

Excused: Senator Day—1.

ENGROSSED SENATE BILL NO. 114, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, Engrossed Senate Bill No. 114 was ordered immediately transmitted to the House.

SENATE BILL NO. 143, by Senators Peterson (Ted), Ridder, Williams and Herr:
Regulating sale of short firearms.

REPORT OF STANDING COMMITTEE

February 12, 1969.

SENATE BILL NO. 143, regulating sale of short firearms (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 20, after "birth," insert "race,"

On page 2, section 1, line 9, after "or" and before "legally" strike "has been" and insert "is"

On page 3, section 4, line 31, after "occupation," and before "and" strike "color" and insert "[color] race"

Signed by: Senators Uhlman, Chairman; Andersen, Greive, Holman, McCormack, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Mardesich, the following amendment was adopted:

On page 1, section 1, line 25 after "or" and before "legally" strike "has been" and insert "is"

Senator Mardesich moved the adoption of the following amendment:

On page 2, section 2, line 17 after "dealers;" strike all the material down to and including "valid identification;" on line 21.

POINT OF INQUIRY

Senator Peterson (Lowell): "Would Senator Mardesich yield to a question? Senator Mardesich, would this, in effect, then prevent me from buying a pistol as an individual from you as another individual without securing a permit to do so?"

Senator Mardesich: "No, I don't think it would have that effect at all. This bill says now, if you have a license to carry a concealed weapon, you can go in and buy one hundred such weapons on one hundred different occasions without having that fact registered and you could become in fact a dealer in weapons. I see no reason why the fact that you are buying a series of weapons should not be made a record even though you are a police officer or you have a license to carry a concealed weapon, which is what my amendment does."

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "I don't mean to turn this into a debating society but I would attach some validity to Senator Ted Peterson's position if he can answer one question. Is a police officer required to have a license before he can purchase a gun?"

Senator Peterson (Ted): "If he is buying a service pistol for himself and if he is making the choice of a service pistol, he doesn't have to make out the permit but if he does otherwise, he does."

The motion by Senator Mardesich carried and the amendment was adopted.

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 143 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 143 and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Day—1.

ENGROSSED SENATE BILL NO. 143, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:15 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, February 21, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, February 21, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Day. There being no objection, Senator Day was excused.

The Color Guard, consisting of Pages Sid Snyder, Jr., Color Bearer, and Becky Mitchell, presented the Colors. Reverend John J. Murphy, O.M.I., Director of the Catholic Seamen's Club of Seattle offered prayer as follows:

"May the good God bless our great and glorious country, its chief executive, the President of the United States, our illustrious Governor, the presiding officer of this august body, and all the members of the Senate;

“May the Lord bless their minds that they may try to discern truth and justice and wills that they may do what is pleasing in His sight; their hearts that they may love and serve their fellow men;

“May He bless them as each day they review and dedicate themselves to the high ideals of our beloved country under God; ideals so nobly advanced and defended within these walls by so many dedicated and learned legislators. Give them strength to fight the good fight of democracy, courage to keep faith with You and Your people, the high resolve to walk humbly with You, their God and Lord; that their accomplishments may be such as to bring glory to You and peace and prosperity to all men.

“May God bless all of you.”

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

REPORTS OF STANDING COMMITTEES

February 19, 1969.

SENATE BILL NO. 188, extending veterans' benefits (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Substitute Senate Bill 188 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 198, providing for an inventory of state land resources (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Metcalf, Odegaard, Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE BILL NO. 206, changing state patrol retirement benefits (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Andersen, Atwood, Canfield, Donohue, Dore, Faulk, Foley, Greive, Huntley, McCormack, Mardesich, Metcalf, Pritchard, Ridder, Stortini, Uhlman, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 256, prohibiting creation of funds and accounts outside of the state treasury (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Durkan, Huntley, Lewis (Harry), Newschwander, Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 326, creating an office of program planning and fiscal management (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE BILL NO. 340, authorizing highway commission to build bridge across the Spokane River (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Donohue, Elicker, Guess, Huntley, Keefe, McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Ridder, Sandison, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 354, increasing fees of election officers (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Holman, McCormack, Mardesich, Pritchard, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE BILL NO. 377, providing insurance and health care programs for state, municipal, institution, and political subdivision employees (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 415, designating members of Washington public employees' retirement system (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 428, conveying unplatted first class tidelands to port of Skagit county (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Metcalf, Odegaard, Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 445, relating to employees' suggestion awards (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 446, regulating fiscal agencies and appointing incineration agent (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Huntley, McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 454, providing for construction and financing of state buildings and parking facilities (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: That the bill be referred to Committee on Ways and Means—Appropriations.

Signed by: Senators Wilson, Chairman; Canfield, Henry, Mardesich, Pritchard.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 454 was referred to the Committee on Ways and Means—Appropriations.

February 21, 1969.

SENATE BILL NO. 455, authorizing bonds and refunding bonds for East Capitol site (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: That the bill be referred to the Committee on Ways and Means—Appropriations.

Signed by: Senators Wilson, Chairman; Canfield, Henry, Mardesich, Pritchard.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 455 was referred to the Committee on Ways and Means—Appropriations.

February 19, 1969.

SENATE JOINT MEMORIAL NO. 7, memorializing Congress to help resolve the border problems of Point Roberts, Washington (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE JOINT RESOLUTION NO. 19, proposing a conservation bill of rights (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McCutcheon, Chairman; Canfield, Holman, McCormack, Mardesich, Pritchard, Stender, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE CONCURRENT RESOLUTION NO. 8, calling for study by joint committee on governmental cooperation on fire fighting in the state (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Huntley, McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE CONCURRENT RESOLUTION NO. 12, renewing governmental cooperation studies committee (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

SENATE RESOLUTION: 1969-17

By Senator Talley:

WHEREAS, The construction and improvement of the Ocean Beach Highway is of prime interest to this body and to all of Southwest Washington; and

WHEREAS, The Ocean Beach Highway, properly planned, can well be an artery of commerce and a gateway to areas of recreational and economic interest, or, wrongly planned, can become a barrier and a handicap to development along the route of that highway; and

WHEREAS, There is a potential use of the stream bed areas of such streams as Germany Creek and Abernathy Creek, north of the Ocean Beach Highway, for small boat harbors and associated purposes, which use will require adequate vertical and horizontal clearance under any bridge crossing such streams; and

WHEREAS, The plans for the construction and development of the Ocean Beach Highway (SR 4) in the areas of Germany Creek and Abernathy Creek are now under consideration and the present legislature will be asked to make funds available for such purposes;

NOW, THEREFORE, BE IT RESOLVED, That the Highway Commission of the state of Washington be requested to plan for an adequate vertical and horizontal clearance from water level to understructure of any bridge constructed as a part of the Ocean Beach Highway over Germany Creek and over Abernathy Creek, and that due consideration be given to the requisite clearance above any other stream bridged in the route of said highway where stream use by boat appears possible; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to the governor of the state of Washington, the Highway Commission of the state of Washington,

the director of the state Highway Department, the Highway Engineer of District IV, the director of the Department of Commerce and Economic Development, the director of Planning and Community Affairs, the chairman of the Legislative Interim Committee on Highways, and the Cowlitz County Regional Planning Commission.

On motion of Senator Talley, the resolution was adopted.

SENATE RESOLUTION: 1969-18

By Senator Metcalf:

WHEREAS, A time of great internal unrest has descended upon our land; and

WHEREAS, Resulting civil turmoil is now and will continue to throw an increasing burden upon our fine judicial system; and

WHEREAS, The excellent judicial system of the state of Washington must be fully prepared to meet this added challenge by every possible improvement and "tuning-up" as soon as possible;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the Legislative Council, with the advice of the Judicial Council, be requested to make a study of the need for redistricting of the Superior Courts of the State of Washington; and in order to further this study, the Supreme Court through the office of the Court Administrator is requested to furnish to the Legislative Council information reflecting number of cases actually tried, number of jury cases tried, actual length of trials, days and times court is held, and judicial vacations, with a view toward an even higher degree of judicial efficiency in the critical days ahead.

Senator Metcalf moved the adoption of the resolution.

Debate ensued.

MOTION

On motion of Senator Woodall, Senate Resolution 1969-18 was referred to the Judiciary Committee.

SENATE RESOLUTION: 1969-19

By Senators Stortini, Donohue, Wilson, Odegaard, Uhlman, McCormack:

WHEREAS, The increasing cost of purchasing motor vehicle insurance for juvenile and minor drivers is a matter of concern for all parents; and

WHEREAS, The high cost of motor vehicle insurance for juvenile and minor drivers regardless of driving ability, accident experience or lack thereof, and regardless of driver's training courses places a burden upon all parents because of the experience of a few juveniles and minors;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Legislative Council or other appropriate Legislative Interim Committee be requested to make a study of the insurance practice of charging high rates for all juvenile and minor drivers based solely upon the age of the driver.

AND BE IT FURTHER RESOLVED, That the study committee make the results of the study available to the members of the legislature prior to the next session of the legislature including any recommended legislation found to be necessary as a result of such study.

Senator Stortini moved the adoption of the resolution.

POINTS OF INQUIRY

Senator Ryder: "I wonder if Senator Stortini would yield to a question? Senator Stortini, I agree that insurance rates ought to be investigated by whatever agency is authorized to do so. On line 14 you have the words 'practice of charging high rates'. Now, aren't we presupposing by using those words the answer to the study which you are suggesting that the rates are high. Would you feel that an amendment to your resolution taking out the words 'practice of charging high' so it would read 'insurance rates for all juveniles'? Would this be acceptable to you?"

Senator Stortini: "Well, Senator, I think that this is the gist of the entire resolution. That amendment was proposed to me yesterday and I did not put it in because I think this is the whole problem. I think it is evident that insurance rates are high and I would suggest that those words be left in."

Debate ensued.

Senator Atwood: "Would Senator Greive yield to a question? Senator Greive, since you have already come to the conclusion that the rates are high, what is the necessity for the study, I mean that they are overcharging?"

Senator Greive: "Mr. President, the reason for the study is the same reason we study anything. It is to delineate and to publicize and to finally bring to the attention of the public the evil that I feel confident is there and see something is done about it. Obviously this is why you have any particular study. Just because I had concluded they are high doesn't mean that the committee would conclude they are high or that the public in general realizes they are high. I think that is kind of a foolish question and really I don't mean to demean the question but I don't know why you asked it."

Senator Atwood: "This whole resolution is a pre-judging of a study and apparently the legislative council of which Senator Greive is a member, has already pre-judged the matter and I would suggest to get a little more objectivity to it that Senator Ryder is absolutely correct. I am no expert on insurance. I handle as many insurance cases as Senator Greive, I believe, or our office does but I believe that the resolution as it is presently worded lacks any objectivity whatsoever."

Further debate ensued.

MOTIONS

Senator Andersen moved that Senate Resolution 1969-19 be referred to the Committee on Commerce and Regulatory Agencies.

Senator Greive moved that the motion by Senator Andersen be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Dore, Peterson (Lowell), McCutcheon, Connor, Stortini, Donohue, Odegaard and Cooney.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay on the table the motion by Senator Andersen to refer Senate Resolution 1969-19 to the Committee on Commerce and Regulatory Agencies carried by the following vote: Yeas, 25; nays, 22; absent or not voting, 1; excused, 1.

Voting yea: Bailey, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Stender, Stortini, Talley, Uhlman, Walgren, Wilson—25.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Sandison, Twigg, Washington, Williams, Woodall—22.

Absent or not voting: Senator Keefe—1.

Excused: Senator Day—1.

The motion by Senator Stortini carried and the resolution was adopted.

MOTION

On motion of Senator Gissberg the rules were suspended to permit the referral of bills to committees as indicated on the Introduction and First Reading listing of February 21, 1969. There being no objection, the Secretary read the referrals by number and committee.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 561, by Senators Washington, Henry, and Lewis (Brian):

An Act relating to motor vehicles; adding a new section to chapter 155, Laws of 1965 and to chapter 46.61 RCW.

Referred to Committee on Highways.

SENATE BILL NO. 562, by Senators Woodall, Lewis (Brian), Newschwander, Matson, Marquardt, Holman, Stender, Gissberg, Henry, Wilson, Odegaard, Stortini, Bailey and Washington (by departmental request):

An Act relating to elections; amending section 29.24.010, chapter 9, Laws of 1965 and RCW 29.24.010; amending section 29.24.030, chapter 9, Laws of 1965 and RCW 29.24.030; and amending section 29.24.040, chapter 9, Laws of 1965 and RCW 29.24.040.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 563, by Senators Walgren and Elicker:

An Act relating to cities and towns, concerning annexation; adding new sections to chapter 7, Laws of 1965, and to chapter 35.13 RCW; and amending section 35.13.172, chapter 7, Laws of 1965 and RCW 35.13.172.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 564, by Senators Lewis (Brian), Guess and Walgren:

An Act relating to civil procedure; requiring the posting of a bond or security by plaintiffs in certain causes; and adding a new section to chapter 4.84 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 565, by Senators Day, Greive and Twigg:

An Act relating to state government; making an appropriation to the department of public assistance for the relief of nursing homes; and declaring an emergency.

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

SENATE BILL NO. 566, by Senators Uhlman, Greive and Holman:

An Act relating to scenic protection districts; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 567, by Senators Walgren, Herr and Elicker:

An Act relating to revenue and taxation; exempting amounts or value paid and contributed to any county, city, town, political subdivision, or municipal or quasi municipal corporation for capital purposes or for the payment of bonds issued for capital purposes from the provisions of chapter 82.04 RCW; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; and prescribing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 568, by Senator Walgren:

An Act relating to municipal corporations; adding new sections to Title 35 RCW; and repealing section 35.13.220, chapter 7, Laws of 1965 and RCW 35.13.220; repealing section 35.13.243, chapter 7, Laws of 1965 and RCW 35.13.243; repealing section 35.13.246, chapter 7, Laws of 1965 and RCW 35.13.246; repealing section 35.13.250, chapter 7, Laws of 1965 and RCW 35.13.250; repealing section 35A.14.350, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.350; repealing section 35A.14.360, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.360; repealing section 35A.14.370, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.370; and repealing section 35A.14.600, chapter 119, Laws of 1967 ex. sess. and RCW 35A.14.600.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 569, by Senators Durkan, Uhlman, Holman and Foley (by departmental request):

An Act relating to the distribution of certain justice court income; amending section 106, chapter 299, Laws of 1961 and RCW 3.62.020; amending section 109, chapter 299, Laws of 1961 as amended by section 2, chapter 213, Laws of 1963 and RCW 3.62.050; and repealing section 107, chapter 299, Laws of 1961 and RCW 3.62.030.

Referred to Judiciary Committee.

SENATE BILL NO. 570, by Senators Dore, Connor, Herr, Ridder and Stortini:

An Act to improve housing conditions within the state of Washington for persons of low income by providing for the certification of regional nonprofit housing development corporations; designating the state planning and community affairs agency or its successor to coordinate and encourage the construction, rehabilitation and conservation of housing; and providing for the means and methods of accomplishing the foregoing; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 571, by Senators Washington, Ridder, Bailey and Greive:

An Act relating to taxation and revenue; amending section 84.40.030, chapter 15, Laws of 1961 and RCW 84.40.030; amending section 84.52.050, chapter 15, Laws of 1961, as last amended by section 3, chapter 133, Laws of 1967 ex. sess., and RCW 84.52.052; adding a new section to chapter 15, Laws of 1961, and to chapter 84.48 RCW; creating new sections; and repealing section 2, chapter 140, Laws of 1967 ex. sess. and RCW 28.48.120; repealing section 1, chapter 174, Laws of 1965 ex. sess., as amended by section 1, chapter 146, Laws of 1967 ex. sess., and RCW 84.54.010; repealing section 2, chapter 174, Laws of 1965 ex. sess., as amended by section 2, chapter 146, Laws of 1967 ex. sess., and RCW 84.54.020; repealing section 3, chapter 174, Laws of 1965 ex. sess., as amended by section 3, chapter 146, Laws of 1967 ex. sess., and RCW 84.54.030; repealing section 4, chapter 174, Laws of 1965 ex. sess., as amended by section 4, chapter 146, Laws of 1967 ex. sess., and RCW 84.54.040; repealing section 5, chapter 174, Laws of 1965 ex. sess., as amended by section 5, chapter 146, Laws of 1967 ex. sess., and RCW 84.54.050; repealing section 6, chapter 174, Laws of 1965 ex. sess. and RCW 84.54.060; repealing section 6, chapter 146, Laws of 1967 ex. sess. and RCW 84.54.070; repealing section 8, chapter 146, Laws of 1967 ex. sess. and RCW 84.54.080; repealing section 9, chapter 176, Laws of 1967 ex. sess. and RCW 84.54.090; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 572, by Senators Ridder, Elicker, Dore and Holman (by departmental request):

An Act relating to education; providing that attendance credit and state apportionment moneys shall be received for children of the age of four years who are attending kindergartens; amending section 1, chapter 127, Laws of 1917 and RCW 28.35.030; amending section 28A.35.030, chapter—, Laws of 1969 (HB 58) and RCW 28A.35.030; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 573, by Senators Ridder, Dore and Holman (by departmental request):

An Act relating to education; amending the compulsory school attendance law; amending section 1, page 364, Laws of 1909 and RCW 28.27.010; amending section 4, page 365, Laws of 1909 and RCW 28.27.040; amending sections 28A.27.010 and 28A.27.040, chapter —, Laws of 1969 (HB 58) and RCW 28A.27.010 and 28A.27.040; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 574, by Senators Ridder, Holman and Uhlman (by Joint Committee on Education request):

An Act relating to education; and adding a new section to chapter 28.57 RCW unless or until such time as the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added to chapter 28A.57 RCW thereof.

Referred to Committee on Education.

SENATE BILL NO. 575, by Senators Knoblauch, Newschwander and Faulk:

An Act relating to counties; amending section 2, chapter 142, Laws of 1965 and RCW 36.67.520; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.01 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 576, by Senators Washington and McDougall:

An Act relating to the issuance of revenue bonds and warrants by joint operating agencies; and amending section 43.52.3411, chapter 8, Laws of 1965 and RCW 43.52.3411.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 577, by Senators Walgren, Henry and Woodall:

An Act relating to intoxicating liquor; amending section 1, chapter 141, Laws of 1953 and RCW 66.24.481; and prescribing penalties.

Referred to Committee on Liquor Control.

SENATE BILL NO. 578, by Senator Keefe:

An Act relating to exempting certain motion picture operators or projectionists from criminal provisions relating to obscenity; and amending section 118, page 96, Laws of 1854, as last amended by section 1, chapter 146, Laws of 1961, and RCW 9.68.010.

Referred to Judiciary Committee.

SENATE BILL NO. 579, by Senators Henry, Cooney and Twigg:

An Act relating to motor vehicle dealers, salesmen and dealer plates; amending section 3, chapter 74, Laws of 1967 ex. sess. and RCW 46.70.011; amending section 6, chapter 74, Laws of 1967 ex. sess. and RCW 46.70.041; amending section 11, chapter 74, Laws of 1967 ex. sess. and RCW 46.70.101; amending section 46.70.060, chapter 12, Laws of 1961 as last amended by section 26, chapter 74, Laws of 1967 ex. sess. and RCW 46.70.060; amending section 13, chapter 74, Laws of 1967 ex. sess. and RCW 46.70.061; and amending section 46.70.090, chapter 12, Laws of 1961 and RCW 46.70.090.

Referred to Committee on Highways.

SENATE BILL NO. 580, by Senators Peterson (Lowell), Mardesich and Henry:

An Act relating to the news media; requiring the identification of authors of all published and broadcast editorial opinions; providing for equal free space for reply to adverse editorial comments or opinions; and adding new sections to chapter 65.16 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 581, by Senators McDougall, Henry and Peterson (Lowell):

An Act relating to outdoor advertising in areas adjacent to state highways; amending section 1, chapter 96, Laws of 1961 and RCW 47.42.010; amending section 2, chapter 96, Laws of 1961 and RCW 47.42.020; amending section 12, chapter 96, Laws of 1961 and RCW 47.42.120; amending section 15, chapter 96, Laws of 1961 and RCW 47.42.150; adding new sections to chapter 96, Laws of 1961 and to chapter 47.42 RCW; repealing section 5, chapter 96, Laws of 1961 and RCW 47.42.050; repealing section 10, chapter 96, Laws of 1961, section 55, chapter 3, Laws of 1963 ex. sess. and RCW 47.42.100; and repealing section 11, chapter 96, Laws of 1961 and RCW 47.42.110.

Referred to Committee on Highways.

SENATE BILL NO. 582, by Senators McDougall, Washington, Odegaard, and Bailey:

An Act relating to public utility districts and the compensation, expenses and group insurance of commissioners thereof; amending section 4, chapter 207, Laws of 1951, as last amended by section 1, chapter 161, Laws of 1967, and RCW 54.12.080; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 583, by Senator Mardesich:

An Act relating to condemnation; and amending section 81.36.010, chapter 14, Laws of 1961 and RCW 81.36.010.

Referred to Judiciary Committee.

SENATE BILL NO. 584, by Senators Ridder, Peterson (Lowell) and Herr:

An Act relating to revenue and taxation; amending section 12, chapter 236, Laws of 1967 and RCW 67.28.190; amending section 13, chapter 236, Laws of 1967 and RCW 67.28.200; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 585, by Senators Peterson (Ted), Uhlman and Ryder:

An Act relating to cities of the first, second and third class; and adding a new chapter

to Title 35 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 586, by Senators Metcalf, Newschwander, McDougall and Day:

An Act relating to judicial officers; providing a mandatory age for retirement; and adding a new section to Title 3 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 587, by Senators Metcalf, Talley, Henry, Newschwander and Day:

An Act relating to civil procedure; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 588, by Senators Metcalf, Henry, Newschwander and Day:

An Act relating to courts of record; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 589, by Senators Metcalf, Uhlman, Knoblauch, Henry, Newschwander and Day:

An Act relating to court reporters; and creating a new section.

Referred to Judiciary Committee.

SENATE BILL NO. 590, by Senator Mardesich:

An Act relating to cemeteries; creating a new section; and repealing section 69, chapter 247, Laws of 1943, as last amended by section 1, chapter 217, Laws of 1959, and RCW 68.24.180.

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

SENATE BILL NO. 591, by Senator Mardesich:

An Act relating to liens; and amending section 5, chapter 24, Laws of 1893, as last amended by section 5, chapter 279, Laws of 1959 and RCW 60.04.060.

Referred to Judiciary Committee.

SENATE BILL NO. 592, by Senators Uhlman, Ryder and Mardesich:

An Act relating to the licensing of real estate salesmen, associate brokers and brokers; prescribing certain age, educational and experience requirements for real estate salesmen, associate brokers and brokers; decreasing the places in the state where the examinations must be given; and creating the Washington real estate education committee; amending section 2, chapter 252, Laws of 1941, as last amended by section 1, chapter 235, Laws of 1953 and RCW 18.85.010; amending section 18, chapter 235, Laws of 1953 and RCW 18.85.085; amending section 15, chapter 252, Laws of 1941, as last amended by section 5, chapter 235, Laws of 1953 and RCW 18.85.090; amending section 10, chapter 222, Laws of 1951, as amended by section 6, chapter 235, Laws of 1953 and RCW 18.85.120; and adding new sections to chapter 252, Laws of 1941 and to chapter 18.85 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 593, by Senators Mardesich, Uhlman and Ryder:

An Act relating to the real estate division's authority over business opportunity brokers; making the wrongful dealings on the part of a real estate firm binding on the nonlicensed owner; authorizing the department to sell its manuals; obligating the broker to keep regular business hours; authorizing the department to deny licenses; and authorizing the department to charge a fee if licensees or salesmen change their business address; amending section 2, chapter 252, Laws of 1941, as last amended by section 1, chapter 235, Laws of 1953 and RCW 18.85.010; amending section 4, chapter 252, Laws of 1941, as last amended by section 2, chapter 235, Laws of 1953 and RCW 18.85.040; amending section 11, chapter 222, Laws of 1951 and RCW 18.85.130; amending section 15, chapter 222, Laws of 1951, as amended by section 41, chapter 52, Laws of 1957 and RCW 18.85.180; amending section 43, chapter 52, Laws of 1957 and RCW 18.85.200; amending section 19, chapter 252, Laws of 1941, as last amended by section 3, chapter 22, Laws of 1967 and

RCW 18.85.230; and adding new sections to chapter 252, Laws of 1941 and to chapter 18.85 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 594, by Senators Mardesich, Keefe and Talley:

An Act relating to charitable, benevolent, eleemosynary, education, civic, patriotic, political, religious, social, fraternal, athletic and agricultural associations.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 595, by Senators Washington, McCormack and Huntley:

An Act relating to irrigation; and amending section 9, chapter 13, Laws of 1939 as amended by section 9, chapter 192, Laws of 1961 and RCW 87.04.090.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 596, by Senators Keefe, Guess and Huntley:

An Act relating to the use fuel tax; and amending section 82.40.020, chapter 15, Laws of 1961 as last amended by section 6, chapter 83, Laws of 1967 ex. sess. and RCW 82.40.020.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 597, by Senators Mardesich and Twigg:

An Act relating to mortgages and trust receipts; prohibiting the imposition of charges by the holder of any secured interest in land for assignment or transfer of secured property; and adding a new section to chapter 61.16 RCW; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 598, by Senators Keefe, Connor and Peterson (Lowell):

An Act relating to firemen's relief and pensions; and providing cost of living supplements to fixed annuities for retired firemen and surviving dependents.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 599, by Senators Foley and Woodall:

An Act relating to the deposit and investment of public funds; amending section 43.85.010, chapter 8, Laws of 1965 and RCW 43.85.010; amending section 43.85.030, chapter 8, Laws of 1965, as amended by section 1, chapter 132, Laws of 1967 and RCW 43.85.030; amending section 43.85.040, chapter 8, Laws of 1965 and RCW 43.85.040; amending section 43.85.060, chapter 8, Laws of 1965 and RCW 43.85.060; amending section 43.85.070; chapter 8, Laws of 1965 and RCW 43.85.070; amending section 43.85.150, chapter 8, Laws of 1965, as amended by section 2, chapter 132, Laws of 1967 and RCW 43.85.150; amending section 43.85.170, chapter 8, Laws of 1965 and RCW 43.85.170; amending section 43.85.190, chapter 8, Laws of 1965 and RCW 43.85.190; amending section 35.38.010, chapter 7, Laws of 1965 and RCW 35.38.010; amending section 35.38.020, chapter 7, Laws of 1965, as amended by section 5, chapter 132, Laws of 1967, and RCW 35.38.020; amending section 35.38.030, chapter 7, Laws of 1965 and RCW 35.38.030; amending section 35.38.040, chapter 7, Laws of 1965, as amended by section 6, chapter 132, Laws of 1967, and RCW 35.38.040; amending section 36.29.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 173, Laws of 1967, and RCW 36.29.020; amending section 36.48.010, chapter 4, Laws of 1963 and RCW 36.48.010; amending section 36.48.020, chapter 4, Laws of 1963, as amended by section 3, chapter 132, Laws of 1967, and RCW 36.48.020; amending section 36.48.030, chapter 4, Laws of 1963 and RCW 36.48.030; adding a new chapter to Title 39 RCW; repealing section 43.85.050, chapter 8, Laws of 1965 and RCW 43.85.050; repealing section 43.85.080, chapter 8, Laws of 1965 and RCW 43.85.080; repealing section 43.85.090, chapter 8, Laws of 1965 and RCW 43.85.090; repealing section 43.85.100, chapter 8, Laws of 1965 and RCW 43.85.100; repealing section 43.85.110, chapter 8, Laws of 1965 and RCW 43.85.110; repealing section 43.85.120, chapter 8, Laws of 1965 and RCW 43.85.120; repealing section 35.38.070, chapter 7, Laws of 1965 and RCW 35.38.070; repealing section 35.38.080, chapter 7, Laws of 1965 and RCW 35.38.080; repealing section 35.38.090, chapter 7, Laws

of 1965 and RCW 35.38.090; repealing section 35.38.100, chapter 7, Laws of 1965 and RCW 35.38.100; repealing section 35.38.110, chapter 7, Laws of 1965 and RCW 35.38.110; repealing section 36.48.100, chapter 4, Laws of 1963, section 4, chapter 132, Laws of 1967, and RCW 36.48.100; repealing section 36.48.110, chapter 4, Laws of 1963 and RCW 36.48.110; repealing section 36.48.120, chapter 4, Laws of 1963 and RCW 36.48.120; repealing section 36.48.130, chapter 4, Laws of 1963 and RCW 36.48.130; repealing section 36.48.140, chapter 4, Laws of 1963 and RCW 36.48.140; repealing section 36.48.150, chapter 4, Laws of 1963, and RCW 36.48.150; and prescribing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 600, by Senator Durkan:

An Act relating to female and child labor; and amending section 14, chapter 174, Laws of 1913 as amended by section 1, chapter 195, Laws of 1949 and RCW 49.12.120; and declaring an effective date.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 601, by Senators Gissberg, Woodall and Greive:

An Act relating to health care service contractors; amending section 2, chapter 268, Laws of 1947 as amended by section 2, chapter 197, Laws of 1961 and RCW 48.44.020; amending section 3, chapter 268, Laws of 1947 as amended by section 3, chapter 197, Laws of 1961 and RCW 48.44.030; amending section 13, chapter 197, Laws of 1961 and RCW 48.44.160; adding new sections to chapter 268, Laws of 1947 and to chapter 48.44 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 602, by Senators Keefe, Mardesich, Greive and Talley:

An Act relating to charitable, benevolent, eleemosynary, education, civic, patriotic, political, religious, social, fraternal, athletic or agricultural associations; prescribing penalties; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 603, by Senators Andersen, Mardesich and Matson:

An Act relating to aircraft use and acquisition by state government; and declaring an effective date and date of expiration.

Referred to Committee on State Government.

SENATE BILL NO. 604, by Senators Bailey and Andersen:

An Act relating to credit unions; amending section 43.19.010, chapter 8, Laws of 1965 and RCW 43.19.010; amending section 43.19.110, chapter 8, Laws of 1965 and RCW 43.19.110; adding new sections to chapter 8, Laws of 1965 and to chapter 43.19 RCW; amending section 2, chapter 23, Laws of 1957 and RCW 31.12.010; adding new sections to chapter 23, Laws of 1957 and to chapter 31.12 RCW; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 605, by Senators Ridder, Dore and Odegaard:

An Act relating to counseling and guidance; regulating the conduct and practice of counseling and guidance services; providing penalties; and providing an effective date.

Referred to Committee on Education.

SENATE BILL NO. 606, by Senators Greive, Ridder and Pritchard:

An Act relating to school districts; and providing for disposition of surplus facilities and land.

Referred to Committee on Education.

SENATE BILL NO. 607, by Senators Cooney, Connor and Elicker:

An Act relating to pilots and pilotage on the waters of Puget Sound and adjacent inland waters; and amending section 1, chapter 18, Laws of 1935 and RCW 88.16.010.

Referred to Committee on State Government.

SENATE BILL NO. 608, by Senators Keefe, Peterson (Lowell), Connor and Greive:

An Act relating to public employment; increasing firemen's pension minimum; amending section 3, chapter 82, Laws of 1957 as last amended by section 2, chapter 91, Laws of 1967 ex. sess. and RCW 41.16.090; and declaring an emergency.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 609, by Senators Donohue, Mardesich, Huntley and Woodall:

An Act relating to horse racing; amending section 1, chapter 55, Laws of 1933 as amended by section 1, chapter 236, Laws of 1949, and RCW 67.16.010; adding a new section to chapter 55, Laws of 1933 and to chapter 67.16 RCW; declaring an emergency and providing an effective date.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 610, by Senators Washington and Guess:

An Act relating to grand juries; and declaring an emergency.

Referred to Judiciary Committee.

SENATE BILL NO. 611, by Senators Williams and Dore:

An Act relating to inheritance taxes; and amending section 1, chapter 8, Laws of 1965 ex. sess., and RCW 83.20.030.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 612, by Senators Williams and Cooney:

An Act relating to the disposition of wrecked or abandoned vehicles or hulks; establishing a motor vehicle disposal fund and specifying its administration and use; adding a new chapter to Title 46 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 613, by Senators Marquardt, Keefe and Cooney:

An Act relating to public assistance; and regulating the purchase of services by the department of public assistance.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 614, by Senator Walgren:

An Act relating to cities and towns and amending section 35.02.150, chapter 7, Laws of 1965 and RCW 35.02.150; amending section 35.13.015, chapter 7, Laws of 1965, as last amended by section 7, chapter 73, Laws of 1967, and RCW 35.13.015; amending section 35.13.020, chapter 7, Laws of 1965, as last amended by section 8, chapter 73, Laws of 1967, and RCW 35.13.020; amending section 35.13.040, chapter 7, Laws of 1965 and RCW 35.13.040; amending section 35.13.050, chapter 7, Laws of 1965 and RCW 35.13.050; amending section 35.13.060, chapter 7, Laws of 1965 and RCW 35.13.060; amending section 35.13.080, chapter 7, Laws of 1965 as last amended by section 10, chapter 73, Laws of 1967 and RCW 35.13.080; amending section 35.13.090, chapter 7, Laws of 1965, as last amended by section 11, chapter 73, Laws of 1967, and RCW 35.13.090; amending section 35.13.100, chapter 7, Laws of 1965, as last amended by section 12, chapter 73, Laws of 1967, and RCW 35.13.100; amending section 35.13.110, chapter 7, Laws of 1965, as last amended by section 13, chapter 73, Laws of 1967, and RCW 35.13.110; amending section 35.13.125, chapter 7, Laws of 1965, as amended by section 10, chapter 88, Laws of 1965 ex. sess., and RCW 35.13.125; amending section 35.13.130, chapter 7, Laws of 1965, as amended by section 11, chapter 88, Laws of 1965 ex. sess., and RCW 35.13.130; amending section 35.13.160, chapter 7, Laws of 1965, as amended by section 12, chapter 88, Laws of 1965 ex. sess. and RCW 35.13.160; amending section 35.13.171, chapter 7, Laws of 1965 and RCW 35.13.171; amending section 35.13.172, chapter 7, Laws of 1965 and RCW 35.13.172; amending section 35.13.173, chapter 7, Laws of 1965 and RCW 35.13.173; amending section 35.13.174, chapter 7, Laws of 1965 and RCW 35.13.174; amending section 35.13.175, chapter 7, Laws of 1965 and RCW 35.13.175; and adding a new section to chapter 35.13 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 615, by Senators Ridder, Bailey, Marquardt and Stortini:

An Act relating to industrial insurance; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; amending section 51.44.070, chapter 23, Laws of 1961, as amended by section 5, chapter 274, Laws of 1961 and RCW 51.44.070; amending section 51.44.080, chapter 23, Laws of 1961 and RCW 51.44.080; and adding a new section to chapter 23, Laws of 1961 and to chapter 51.32 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 616, by Senators Henry and Woodall:

An Act relating to the granting of franchises, licensing and conducting greyhound racing meets in cities over one hundred eighty thousand population; providing for the regulation thereof; providing for the fixing of fees to be charged therefor; authorizing the pari-mutuel system; adding a new chapter to Title 67 RCW; repealing any laws inconsistent herewith; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 617, by Senator Talley:

An Act relating to industrial insurance and the funds collected thereunder; and amending section 51.44.100, chapter 23, Laws of 1961, as last amended by section 1, chapter 41, Laws of 1965 ex. sess., and RCW 51.44.100.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 618, by Senators Holman, Uhlman, Williams, Ridder and Elicker:

An Act relating to local government; permitting certain indebtedness for taxing districts, political subdivisions or municipal corporations; amending section 1, page 324, Laws of 1909, as last amended by section 1, chapter 163, Laws of 1953, and RCW 28.51.010; amending section 28A.51.010, chapter —, Laws of 1969 (HB 58) and RCW 28A.51.010; amending section 1, chapter 143, Laws of 1917, as last amended by section 4, chapter 107, Laws of 1967, and RCW 39.36.020; amending section 36.67.020, chapter 4, Laws of 1963 as amended by section 2, chapter 107, Laws of 1967 and RCW 36.67.020; amending section 36.67.040, chapter 4, Laws of 1963 as amended by section 3, chapter 107, Laws of 1967 and RCW 36.67.040; adding a new section to chapter 39.36.RCW; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Title 28A if such title is enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 619, by Senator Henry:

An Act relating to driver licensing; and appeals to court from a denial, suspension or revocation of driver's licenses; and amending section 39, chapter 121, Laws of 1965 extraordinary session and RCW 46.20.334.

Referred to Judiciary Committee.

SENATE BILL NO. 620, by Senators Mardesich, Williams and Andersen:

An Act relating to insurance rates; amending section .19.02, chapter 79, Laws of 1947 and RCW 48.19.02; amending section .19.14, chapter 79, Laws of 1947 and RCW 48.19.140; amending section .19.16, chapter 79, Laws of 1947 and RCW 48.19.160; amending section .19.25, chapter 79, Laws of 1947 and RCW 48.19.250; amending section .19.32, chapter 79, Laws of 1947 and RCW 48.19.320; amending section .19.33, chapter 79, Laws of 1947 and RCW 48.19.330; amending section .19.35, chapter 79, Laws of 1947 and RCW 48.19.350; amending section .19.37, chapter 79, Laws of 1947 and RCW 48.19.370; adding new sections to chapter 79, Laws of 1947 and to chapter 48.19 RCW; repealing section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; sections .19.06 through .19.12, chapter 79, Laws of 1947 and RCW 48.19.060 through 48.19.120; section .19.24, chapter 79, Laws of 1947 and RCW 48.19.240; section .19.27, chapter 79, Laws of 1947 and RCW 48.19.270; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section

.19.29, chapter 79, Laws of 1947 and RCW 48.19.290; sections .19.41 and .19.42, chapter 79, Laws of 1947 and RCW 48.19.410 and RCW 48.19.420; section 34.02, chapter 79, Laws of 1947 and RCW 48.19.440; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 621, by Senators McCutcheon, Grieve and Stender:

An Act relating to elections; allowing employees time off for the purpose of voting; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 622, by Senators Walgren, Herr and Elicker:

An Act relating to revenue and taxation; and exempting amounts or value received by taxing districts, municipal corporations or political subdivisions for payments or contributions to capital from the provisions of chapter 82.04 RCW; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 623, by Senators Peterson (Lowell), Stender and Ridder:

An Act relating to banks, lending agencies or other financial institutions.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 624, by Senators Keefe, Newschwander, Canfield, Peterson (Lowell) and Herr:

An Act relating to horse racing; amending section 2, chapter 55, Laws of 1933 and RCW 67.16.012; and adding a new section to chapter 67.16 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 625, by Senators Ridder, Greive and Connor:

An Act relating to education and providing funds for textbooks for pupils in grades one through twelve in the schools of the state; making an appropriation, and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 626, by Senators Mardesich, Herr, Guess, Lewis (Harry) and Day:

An Act providing for the construction of a new executive mansion; and making an appropriation.

Referred to Committee on State Government.

SENATE BILL NO. 627, by Senators Dore, Connor, Herr and Stortini:

An Act relating to revenue and taxation; granting a tax credit to certain business firms who contribute to neighborhood organizations or who provide participation funds for certain activities which tend to upgrade impoverished areas; prescribing an effective date; and adding a new chapter to Title 82 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 628, by Senators Ridder, Gissberg, Holman and Dore (by departmental request):

An Act relating to education; amending section 2, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.010; amending section 3, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.020; amending section 5, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.040; amending section 7, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.060; amending section 9, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.080; amending section 10, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.090; amending section 11, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.100; amending section 12, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.110; amending section 13, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.120; amending section 16, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.150; amending section 18, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.170; and repealing section 14, chapter 124, Laws of 1965 ex. sess. and RCW

28.65.130, and section 15, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.140; adding new sections to chapter 124, Laws of 1965 ex. sess. and to chapter 28.65 RCW; amending section 28A.65.010, 28A.65.020, 28A.65.040, 28A.65.060, 28A.65.080, 28A.65.090, 28A.65.100, 28A.65.110, 28A.65.120, 28A.65.150 and 28A.65.170, chapter —, Laws of 1969 (HB 58) and RCW 28A.65.010, 28A.65.020, 28A.65.040, 28A.65.060, 28A.65.080, 28A.65.090, 28A.65.100, 28A.65.110, 28A.65.120, 28A.65.160 and 28A.65.170; repealing sections 28A.65.130 and 28A.65.140, chapter —, Laws of 1969 (HB 58) and RCW 28A.65.130 and 28A.65.140; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring emergencies.

Referred to Committee on Education.

SENATE BILL NO. 629, by Senators Ryder and Bailey:

An Act relating to public officers and employees; amending section 6, chapter 150, Laws of 1965 ex. sess., and RCW 42.21.060; and adding a new section to chapter 150, Laws of 1965 ex. sess., and to chapter 42.21 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 630, by Senators Cooney and Keefe:

An Act relating to retail installment contracts and retail charge agreements; and amending section 13, chapter 236, Laws of 1963 as last amended by (section 3 Initiative Measure No. 245) section 3, chapter 2, Laws of 1969 and RCW 63.14.130.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 631, by Senator Washington:

An Act relating to a state sponsored industrial development authority.

Referred to Committee on State Government.

SENATE BILL NO. 632, by Senator Gissberg:

An Act relating to railroad right of way acquisition; repealing section 86, chapter 255, Laws of 1927 and RCW 79.01.344; repealing section 81.36.010, chapter 14, Laws of 1961 and RCW 81.36.010; and repealing section 81.36.100, chapter 14, Laws of 1961 and RCW 81.36.100.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 633, by Senator Dore:

An Act relating to mobile home parks; and adding a new chapter to Title 70 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 634, by Senator McCormack:

An Act relating to community colleges; and providing for tenure of faculty appointments therein.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 635, by Senator Mardesich:

An Act relating to motor clubs; providing for the licensing and regulation thereof; adding a new chapter to Title 48; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 636, by Senator Washington:

An Act relating to the Washington state teachers' retirement system; and amending section 6, chapter 151, Laws of 1967 and RCW 41.32.4931.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 637, by Senators Peterson (Lowell), Wilson and Elicker:

An Act relating to sewer systems; and amending section 1, chapter 111, Laws of 1963

as amended by section 3, chapter 135, Laws of 1967 ex. sess. and RCW 57.08.065.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 638, by Senators McCormack, Sandison, Holman, Ridder and Lewis (Harry):

An Act relating to education; amending section 1, chapter 160, Laws of 1919, as last amended by section 27, chapter 8, Laws of 1967 ex. sess., and RCW 28.09.070; amending section 2, chapter 160, Laws of 1919, as amended by section 28, chapter 8, Laws of 1967 ex. sess., and RCW 28.09.080; amending section 2, chapter 176, Laws of 1933, as last amended by section 41, chapter 8, Laws of 1967 ex. sess., and RCW 28.10.010; amending section 3, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.030; amending section 16, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.160; amending section 17, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.170; amending section 18, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.180; amending section 20, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.200; amending section 22, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.220; amending section 23, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.230; amending section 28A.09.070, chapter —, Laws of 1969 (HB 58) and RCW 28A.09.070; amending section 28A.09.080, chapter —, Laws of 1969 (HB 58) and RCW 28A.09.080; amending section 28A.10.010, chapter —, Laws of 1969 (HB 58) and RCW 28A.10.010; amending section 28B.50.030, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.030; amending section 28B.50.160, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.160; amending section 28B.50.170, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.170; amending section 28B.50.180, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.180; amending section 28B.50.200, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.200; amending section 28B.50.220, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.220; amending section 28B.50.230, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.230; creating new sections; repealing section 19, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.190; repealing section 21, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.210; repealing section 26, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.260; repealing section 4, chapter 118, Laws of 1967 and RCW 28.10.045; repealing section 44, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.440; repealing section 28B.50.440, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.440; repealing section 28B.50.190, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.190; repealing section 28B.50.210, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.210; repealing section 28B.50.260, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.260, providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted and with the provision of HB 330 if such shall be enacted; providing effective dates; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 639, by Senator Lewis (Harry):

An Act relating to the payment of moneys and fees received by the commissioner of public lands; and amending section 43.85.130, chapter 8, Laws of 1965 and RCW 43.85.130.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 640, by Senator Metcalf:

An Act relating to public officials; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 641, by Senator Bailey:

An Act relating to the Washington state teachers' retirement system; and amending section 6, chapter 151, Laws of 1967 and RCW 41.32.4931.

Referred to Committee on Education.

SENATE BILL NO. 642, by Senators Pritchard and Uhlman:

An Act relating to highways; providing regulation of signs on or adjacent thereto; and providing penalties.

Referred to Committee on Highways.

SENATE BILL NO. 643, by Senators Andersen and Henry:

An Act relating to public lands; payment of rental for state lands reserved for state park use; fixing the amount thereof; making an appropriation; and providing for an effective date; amending section 5, chapter 63, Laws of 1967, ex. sess., and RCW 79.08.1064; amending section 6, chapter 63, Laws of 1967, ex. sess., and RCW 79.08.1066; adding a new section to chapter 79.08 RCW; and repealing section 7, chapter 63, Laws of 1967, ex. sess., and RCW 79.08.1068.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE BILL NO. 644, by Senator Henry:

An Act relating to intoxicating liquor and class H licenses; and amending section 23S-3 added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 5, Laws of 1949, as amended by section 3, chapter 143, Laws of 1965 ex. sess., and RCW 66.24.420.

Referred to Committee on Liquor Control.

SENATE BILL NO. 645, by Senator Stender:

An Act relating to boiler inspection; amending section 28, chapter 32, Laws of 1951 and RCW 70.79.290; and amending section 32, chapter 32, Laws of 1951 as amended by section 1, chapter 217, Laws of 1963 and RCW 70.79.330.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 646, by Senator Walgren:

An Act relating to property conveyance by governmental units to counties or park and recreation districts for park or recreational purposes; creating a new section; and adding a new section to chapter 57.08 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 647, by Senator Talley:

An Act relating to the public highways; and making an appropriation to reimburse the city of Kelso for expenses in state highway maintenance.

Referred to Committee on Highways.

SENATE BILL NO. 648, by Senators Gissberg and Cooney:

An Act relating to the licensing and regulation of insurance premium finance companies; adding a new chapter to chapter 79, Laws of 1947 and to Title 48 RCW; providing penalties; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 649, by Senators Elicker, Lewis (Brian), Walgren, Ridder, Faulk, Mardesich, Peterson (Lowell), McDougall and Pritchard (by executive request):

An Act providing for a system of highways and toll facilities; adding eight new sections to chapter 9, Laws of 1961 ex. sess. and to chapter 47.60 RCW; amending section 19, chapter 7, Laws of 1961 ex. sess. and RCW 47.60.360; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 75, chapter 145, Laws of 1967 ex. sess. and RCW 82.36.020; amending section 46.68.100, chapter 12, Laws of 1961 as last amended by section 79, chapter 145, Laws of 1967 ex. sess. and RCW 46.68.100; amending sections 3 and 4, chapter 9, Laws of 1961 ex. sess. and RCW 47.60.420 and 47.60.430; amending section 5, chapter 9, Laws of 1961 ex. sess. as amended by section 42, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.440; amending section 47.60.060, chapter 13, Laws of 1961 and RCW 47.60.060; amending section 47.60.170, chapter 13, Laws of 1961 and RCW 47.60.170; amending section 47.20.480, chapter 13, Laws of 1961 and RCW 47.20.480; making an appropriation; providing effective dates; and declaring an emergency.

Referred to Committee on Highways.

SENATE BILL NO. 650, by Senators Dore, Knoblauch and Stender:

An Act relating to local government; permitting certain indebtedness for taxing districts, political subdivisions or municipal corporations; amending section 1, page 324, Laws of 1909, as last amended by section 1, chapter 163, Laws of 1953, and RCW

28.51.010; amending section 28A.51.010, chapter --, Laws of 1969 (HB 58) and RCW 28A.51.010; amending section 1, chapter 143, Laws of 1917, as last amended by section 4, chapter 107, Laws of 1967, and RCW 39.36.020; providing sections to effect the correlative and *pari materia* construction of this act with the provisions of Title 28 RCW, or of Title 28A if such title is enacted.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 651, by Senators Williams and Greive:

An Act relating to public highways; providing for payment by the state of the cost of removing or relocating utility facilities located on or in highways pursuant to franchise grants, when required by construction, reconstruction or relocation of highways for which the state may be reimbursed in any amount for the costs of such relocation by the United States; adding a new section to chapter 13, Laws of 1961 and to chapter 47.44.RCW; amending section 47.44.030, chapter 13, Laws of 1961 and RCW 47.44.030; and amending section 47.44.031, chapter 13, Laws of 1961 and RCW 47.44.031.

Referred to Committee on Highways.

SENATE BILL NO. 652, by Senator Day:

An Act relating to cemeteries, administration and regulation of endowment care funds, and raising maximum fees; amending section 46, chapter 290, Laws of 1953 and RCW 68.05.170; amending section 48, chapter 290, Laws of 1953 and RCW 68.05.210; amending section 50, chapter 290, Laws of 1953 and RCW 68.05.220; amending section 51, chapter 290, Laws of 1953 and RCW 68.05.230; and adding a new section to chapter 290, Laws of 1953 and to chapter 68.05 RCW.

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

SENATE BILL NO. 653, by Senators Talley, Lewis (Harry) and Greive (by departmental request):

An Act relating to industrial development revenue bond financing; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 654, by Senator McCormack (by departmental request):

An Act relating to revenue and taxation; and amending section 10, chapter 146, Laws of 1967 ex. sess. and RCW 84.40.045.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 655, by Senator Bailey:

An Act relating to counties; amending section 1, chapter 194, Laws of 1967 and RCW 36.88.410; amending section 3, chapter 194, Laws of 1967 and RCW 36.88.430; and amending section 4, chapter 194, Laws of 1967 and RCW 36.88.440.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 656, by Senators McCormack and Durkan:

An Act relating to revenue and taxation; amending section 26, chapter 173, Laws of 1965 ex. sess. as amended by section 1, chapter 89, Laws of 1967 ex. sess., and RCW 82.04.435; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 657, by Senators Peterson (Ted), Bailey, and Andersen:

An Act relating to credit cards; defining crimes; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 658, by Senator Durkan:

An Act relating to the official state animal; and adding a new section to chapter 1.20 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 659, by Senator Durkan:

An Act relating to the official state sport; and adding a new section to chapter 1.20 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 660, by Senator Durkan:

An Act relating to the official state mineral; and adding a new section to chapter 1.20 RCW.

Referred to Committee on State Government.

SENATE BILL NO. 661, by Senators McCormack, Washington, Huntley, Lewis (Harry), Dore, Pritchard, Odegaard, Ridder, Connor and Peterson (Ted):

An Act relating to advertising cigarettes on television; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 662, by Senator Day:

An Act relating to school districts providing school bus transportation.

Referred to Committee on Education.

SENATE BILL NO. 663, by Senator Walgren:

An Act relating to municipalities; amending section 35.23.352, chapter 7, Laws of 1965 as amended by section 1, chapter 114, Laws of 1965, and RCW 35.23.352; and amending section 2, chapter 183, Laws of 1923 as amended by section 1, chapter 70, Laws of 1967 and RCW 39.04.020.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 664, by Senator Walgren:

An Act relating to intoxicating liquor; amending section 90, chapter 62, Laws of 1933 ex. sess. as amended by section 6, chapter 217, Laws of 1937, and RCW 66.28.010; and amending section 30, chapter 62, Laws of 1933 ex. sess., as amended by section 4, chapter 174, Laws of 1935, and RCW 66.28.040.

Referred to Committee on Liquor Control.

SENATE BILL NO. 665, by Senators Marquardt, Cooney, Keefe and Ryder:

An Act relating to business and professions; providing for examinations to practice the healing arts; adding a new section to chapter 4, Laws of 1919 and to chapter 18.57 RCW; adding a new section to chapter 192, Laws of 1909 and to chapter 18.71 RCW; adding a new section to chapter 5, Laws of 1919 and to chapter 18.25 RCW; adding a new section to chapter 28, Laws of 1917 and to chapter 18.22 RCW; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.74 RCW.

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

SENATE BILL NO. 666, by Senators Cooney, Henry and Connor (by departmental request):

An Act relating to insurance; amending section .18.09, chapter 79, Laws of 1947 and RCW 48.18.090; amending section .19.02, chapter 79, Laws of 1947 and RCW 48.19.020; amending section .22.02, chapter 79, Laws of 1947 and RCW 48.22.020; and adding new sections to chapter 79, Laws of 1947 and to Title 48 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 667, by Senator Bailey:

An Act relating to credit unions; amending section 3, chapter 173, Laws of 1933 as last amended by section 3, chapter 180, Laws of 1967 and RCW 31.12.050; amending section 4, chapter 173, Laws of 1933 as amended by section 4, chapter 131, Laws of 1943 and RCW 31.12.080; amending section 7, chapter 173, Laws of 1933, as amended by section 6, chapter 131, Laws of 1943 and RCW 31.12.110; amending section 15, chapter 173, Laws of 1933 as last amended by section 7, chapter 180, Laws of 1967 and RCW 31.12.190; amending section 16, chapter 173, Laws of 1933 as last amended by section 4, chapter 138,

Laws of 1959 and RCW 31.12.200; amending section 18, chapter 173, Laws of 1933 as last amended by section 8, chapter 180, Laws of 1967 and RCW 31.12.220; amending section 21, chapter 173, Laws of 1933, as last amended by section 7, chapter 23, Laws of 1957 and RCW 31.12.240; amending section 8, chapter 23, Laws of 1957, as last amended by section 10, chapter 180, Laws of 1967 and RCW 31.12.245; amending section 20, chapter 173, Laws of 1933 as last amended by section 6, chapter 138, Laws of 1959 and RCW 31.12.260; amending section 11, chapter 23, Laws of 1957, as last amended by section 11, chapter 180, Laws of 1967 and RCW 31.12.270; amending section 12, chapter 23, Laws of 1957 as last amended by section 12, chapter 180, Laws of 1967 and RCW 31.12.280.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 668, by Senator Bailey:

An Act relating to credit unions; amending section 43.19.010, chapter 8, Laws of 1965 and RCW 43.19.010; amending section 43.19.110, chapter 8, Laws of 1965 and RCW 43.19.110; adding new sections to chapter 8, Laws of 1965 and to chapter 43.19 RCW; amending section 2, chapter 23, Laws of 1957 and RCW 31.12.010; adding new sections to chapter 23, Laws of 1957 and to chapter 31.12 RCW; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 669, by Senator Day:

An Act relating to motor vehicle gross weight limit; and amending section 46.44.091, chapter 12, Laws of 1961 and RCW 46.44.091.

Referred to Committee on Highways.

SENATE BILL NO. 670, by Senators Connor and Cooney:

An Act relating to and regulating the practice of naturopathy; creating a board of naturopathic examiners and a disciplinary board; prescribing certain powers and duties; making exceptions; and providing penalties.

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

SENATE BILL NO. 671, by Senator Connor (by departmental request):

An Act relating to hospitalization and medical aid; and amending section 1, chapter 75, Laws of 1963, as last amended by section 1, chapter 135, Laws of 1967 and RCW 41.04.180.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 672, by Senators Gissberg, Woodall, Donohue and Williams (by Legislative Council request):

An Act relating to the taxation of property; adding a new chapter to chapter 15, Laws of 1961 and to Title 84 RCW; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 673, by Senator Greive:

An Act relating to navigation and harbor improvements; providing for personal liability insurance for pilots licensed to pilot vessels on the waters of this state; and adding three new sections to chapter 18, Laws of 1935 and to chapter 88.16 RCW.

Referred to Judiciary Committee.

SENATE BILL NO. 674, by Senator Talley:

An Act relating to the conveyance of certain lands in Wahkiakum county to Fritz Gilbertsen.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 675, by Senator McCormack (by departmental request):

An Act relating to revenue and taxation; amending sections 84.48.010, chapter 15, Laws of 1961 and RCW 84.48.010; and adding new sections to chapter 15, Laws of 1961 and chapter 84.48 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 676, by Senators Holman, Ridder and Greive:

An Act relating to revenue and taxation; amending section 1, chapter 133, Laws of 1967 ex. sess. and RCW 84.52.065; amending section 84.52.050, chapter 15, Laws of 1961 as last amended by section 3, chapter 133, Laws of 1967 ex. sess. and RCW 84.52.050; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 677, by Senators Holman, Ridder and Greive:

An Act relating to education; amending section 2, chapter 140, Laws of 1967 ex. sess. and RCW 28.48.120; amending section 2, chapter 154, Laws of 1965 ex. sess. as last amended by section 3, chapter 140, Laws of 1967 ex. sess. and RCW 28.41.130; adding a new section to chapter 28A.48 RCW; amending section 28A.41.130, chapter --, Laws of 1969 (HB 58) and RCW 28A.41.130; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; declaring an emergency; and making an effective date.

Referred to Committee on Education.

SENATE BILL NO. 678, by Senators Bailey, Greive and Ridder:

An Act relating to unemployment compensation; amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030; amending section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 ex. sess. and RCW 50.04.320; amending section 68, chapter 35, Laws of 1945 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010; amending section 3, chapter 286, Laws of 1955 and RCW 50.20.030; amending section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120; amending section 83, chapter 35, Laws of 1945 as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150; amending section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010; adding new sections to chapter 35, Laws of 1945, and to Title 50 RCW, as a new chapter therein; repealing sections 10, 11, 12, 15, and 16, chapter 286, Laws of 1955 and RCW 50.28.010 through 50.28.030, 50.28.050, and 50.28.060; repealing section 3, chapter 235, Laws of 1949 as last amended by section 13, chapter 286, Laws of 1955 and RCW 50.28.040; and declaring an emergency.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 679, by Senator Ridder:

An Act relating to education; amending section 1, page 371, Laws of 1909 as last amended by section 19, chapter 124, Laws of 1965 ex. sess., and RCW 28.35.010; amending section 28A.35.010, chapter --, Laws of 1969 (HB 58) and RCW 28A.35.010; and providing sections to effect the correlative and pari materia construction of this act with provisions of Title 28 RCW or of Titles 28A and 28B if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 680, by Senator Ridder:

An Act relating to education; repealing section 6, page 308, Laws of 1909 as amended by section 20, Laws of 1955 and RCW 28.02.060; adding a new section to chapter 28.02 RCW; amending section 3, chapter 20, Laws of 1955 and RCW 28.02.070; repealing section 28A.02.060, chapter --, Laws of 1969 (HB 58) and RCW 28A.02.060; adding a new section to chapter --, Laws of 1969 (HB 58) and to chapter 28A.02 RCW; amending section 28A.02.070, chapter --, Laws of 1969 (HB 58) and RCW 28A.02.070; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SENATE BILL NO. 681, by Senator McCormack:

An Act relating to hospital districts.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 682, by Senators Mardesich and Talley:

An Act relating to the sale of recreational and out-of-state land sales.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 683, by Senators Mardesich, Keefe, Matson and Connor:

An Act relating to local government; and providing for certain licenses.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 684, by Senators Knoblauch and Faulk:

An Act relating to county government.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 685, by Senators Knoblauch and Faulk:

An Act relating to county government.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 686, by Senators Mardesich, Keefe and Connor:

An Act relating to charitable, benevolent, eleemosynary, education, civic, patriotic, political, religious, social, fraternal, athletic and agricultural associations.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 687, by Senator Walgren:

An Act relating to trusts.

Referred to Judiciary Committee.

SENATE BILL NO. 688, by Senator Mardesich:

An Act relating to community antenna television.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 689, by Senators Pritchard, Washington, Keefe and Uhlman:

An Act relating to deceptive practices; and providing penalties.

Referred to Judiciary Committee.

SENATE BILL NO. 690, by Senators Mardesich and Keefe:

An Act relating to local government; and providing for certain licenses.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 691, by Senators Atwood and Dore:

An Act relating to human rights.

Referred to Committee on State Government.

SENATE BILL NO. 692, by Senators Mardesich and Keefe:

An Act relating to local government; and providing certain local options.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 693, by Senators Mardesich and Keefe:

An Act relating to revenue and taxation.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 694, by Senators Mardesich and Keefe:

An Act relating to revenue and taxation.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 695, by Senators Keefe and Cooney:

An Act relating to public assistance nursing home and convalescent care; adding a new section to chapter 273, Laws of 1955 and to chapter 74.09 RCW.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 696, by Senator Mardesich:

An Act relating to the creation of an interim committee on state regulatory agencies.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 697, by Senators Washington and Marquardt:

An Act relating to state government and creating a state transportation agency.

Referred to Committee on Highways.

SENATE BILL NO. 698, by Senator Washington:

An Act relating to motor vehicles; adding a new section to chapter 155, Laws of 1965 and to chapter 46.61 RCW.

Referred to Committee on Highways.

SENATE BILL NO. 699, by Senators Knoblauch and Faulk:

An Act relating to county government:

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 700, by Senator Uhlman:

An Act relating to courts.

Referred to Judiciary Committee.

SENATE BILL NO. 701, by Senator Uhlman:

An Act relating to courts.

Referred to Judiciary Committee.

SENATE BILL NO. 702, by Senator Dore:

An Act relating to the public pension systems of firemen and certain policemen.

Referred to Committee on Labor and Social Security.

SENATE BILL NO. 703, by Senator Odgaard:

An Act relating to public institutions.

Referred to Committee on Public Institutions.

SENATE BILL NO. 704, by Senator Odgaard:

An Act relating to education.

Referred to Committee on Education.

SENATE BILL NO. 705, by Senator Sandison:

An Act relating to education.

Referred to Committee on Education.

SENATE BILL NO. 706, by Senator Stender:

An Act relating to boilers and pressure vessels.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 707, by Senator Day:

An Act relating to mental illness; adding a new section to chapter 25, Laws of 1951 and to chapter 71.02 RCW.

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

SENATE BILL NO. 708, by Senators Keefe and McDougall:

An Act relating to public utility districts.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 709, by Senators Connor and Cooney:

An Act relating to revenue and taxation; providing for payment of real estate taxes on properties being recorded under the horizontal regimes act; and adding a new section to chapter 156, Laws of 1963 and to chapter 64.32 RCW.

Referred to Committee on Ways and Means--Revenue and Taxation.

SENATE BILL NO. 710, by Senator Cooney:

An Act relating to electric utilities.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 711, by Senator Metcalf:

An Act relating to campaign fund raising and expense reporting.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 712, by Senator McCutcheon:

An Act relating to education and granting state accreditation to certain high schools in nonhigh school districts.

Referred to Committee on Education.

SENATE BILL NO. 713, by Senator Uhlman:

An Act relating to recreation for the handicapped.

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

SENATE BILL NO. 714, by Senator Marquardt:

An Act relating to elections.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 715, by Senator Sandison:

An Act relating to education.

Referred to Committee on Education.

SENATE BILL NO. 716, by Senator Day:

An Act relating to vendors of services to the state.

Referred to Committee on State Government.

SENATE BILL NO. 717, by Senator Durkan:

An Act relating to revenue and taxation; and prescribing an effective date.

Referred to Committee on Ways and Means--Revenue and Taxation.

SENATE BILL NO. 718, by Senator Durkan:

An Act Relating to revenue and taxation; and prescribing an effective date.

Referred to Committee on Ways and Means--Revenue and Taxation.

SENATE BILL NO. 719, by Senator Durkan:

An Act relating to revenue and taxation; and prescribing an effective date.

Referred to Committee on Ways and Means--Revenue and Taxation.

SENATE BILL NO. 720, by Senators McCormack, Canfield and Faulk:

An Act relating to irrigation districts.

Referred to Committee on Agriculture and Horticulture.

SENATE BILL NO. 721, by Senator Newschwander:

An Act relating to housing standards in cities, towns and counties.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 722, by Senator Durkan:

An Act relating to revenue and taxation; and prescribing an effective date.

Referred to Committee on Ways and Means--Revenue and Taxation.

SENATE BILL NO. 723, by Senator Talley:

An Act relating to port districts.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 724, by Senators Washington, McDougall, Bailey and Henry:

An Act relating to highways and the operation of vehicles thereon; describing powers, duties and organization of the Washington state highway commission, the Washington toll bridge authority, the director and department of motor vehicles, and the joint committee on highways; establishing and designating certain highways and alternate routes; relating to transportation toll facilities and the financing thereof; providing for surveys and studies of proposed highway additions; providing for transportation studies; prescribing fees, size, weight, load permits, license plate and equipment restrictions for certain motor vehicles; and relating to the licensing of drivers and vehicles.

Referred to Committee on Highways.

SENATE BILL NO. 725, by Senator Mardesich:

An Act relating to industrial and economic growth within the state.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 726, by Senator Lewis (Harry):

An Act relating to the highway department personnel board.

Referred to Committee on State Government.

SENATE BILL NO. 727, by Senators Bailey and Huntley:

An Act relating to state government; creating a department of transportation; and providing effective dates.

Referred to Committee on State Government.

SENATE BILL NO. 728, by Senator Guess:

An Act relating to the retention of moneys by government pursuant to contracts related to highways and other public works projects.

Referred to Committee on State Government.

SENATE BILL NO. 729, by Senators Mardesich and Keefe:

An Act relating to local governmental control of businesses and occupations.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 730, by Senator Talley:

An Act relating to port districts.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 731, by Senator Durkan:

An Act providing for the registration of contractors.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 732, by Senator Uhlman:

An Act relating to the ascertainment of principal and income and the apportionment of receipts and expenses among income beneficiaries and remaindermen.

Referred to Judiciary Committee.

SENATE BILL NO. 733, by Senator McDougall:

An Act relating to conveyances used in winter sports.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 734, by Senators Washington, Atwood, Matson and Cooney:

An Act relating to higher education.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 735, by Senator Durkan:

An Act relating to housing; and providing for adequate housing for the citizens of the state.

Referred to Committee on Labor and Social Security.

SENATE JOINT MEMORIAL NO. 9, by Senators Metcalf, Newschwander, McDougall and Day:

Memorializing Congress to amend United States Constitution to retire United States Supreme Court justices at age seventy.

Referred to Judiciary Committee.

SENATE JOINT MEMORIAL NO. 10, by Senators Metcalf, Talley, Knoblauch, Henry, Newschwander and Day:

Requesting constitutional amendments to improve the administration of justice.

Referred to Judiciary Committee.

SENATE JOINT RESOLUTION NO. 27, by Senators Washington, Connor, Holman and Bailey:

Lowering the voting age to eighteen.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE JOINT RESOLUTION NO. 28, by Senator Metcalf:

Providing for the administrative and supervisory powers of the supreme court.

Referred to Judiciary Committee.

SENATE JOINT RESOLUTION NO. 29, by Senators Ridder, McCormack, Holman and Uhlman:

Abolishing constitutional qualification that elector must be able to read and write English language.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

On motion of Senator Greive, the rules were suspended to permit additional sponsors to Senate Bills Nos. 562, 569, 570, 571, 572, 582, 586, 587, 588, 589, 594, 602, 607, 608, 609, 615, 618, 624, 626, 628, 638, 649, 661, 665, 672, 683, 689, 697, 724, 734, Senate Joint Memorials Nos. 9 and 10 and Senate Joint Resolutions Nos. 27 and 29.

There being no objection, the rules were suspended to permit deletion of certain sponsors from Senate Bills Nos. 616, 625 and 642.

There being no objection, Senate Bill No. 581 was referred to the Committee on Highways; Senate Bill No. 624 was referred to the Committee on Commerce and Regulatory Agencies; Senate Bill No. 638 was referred to the Committee on Higher Education and Libraries and Senate Bill No. 691 was referred to the Committee on State Government.

SECOND READING

SENATE BILL NO. 295, by Senators Washington, Henry and Huntley (by departmental request):

Authorizing highway commission to increase speed limit on any highway to seventy miles per hour where reasonable and safe.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 295, authorizing highway commission to increase speed limit on any highway to seventy miles per hour where reasonable and safe (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 23, after "combination" and before "shall" insert "except auto stages"

On page 2, line 1, after "combination" and before the period insert "except auto stages"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Donohue, Herr, Huntley, Knoblauch Lewis (Brian), Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 295 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Andersen, Senators Guess and Lewis (Harry) were excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 295, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Durkan, Pritchard—2.

Excused: Senators Day, Guess, Lewis (Harry)—3.

ENGROSSED SENATE BILL NO. 295, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 277, by Senators Connor, Peterson (Ted), Durkan, Knoblauch and Keefe:

Amending laws relating to blind and otherwise physically disabled persons.

The bill was read the second time by sections.

POINTS OF INQUIRY

Senator Mardesich: "Mr. President, I realize this is somewhat out of order but before we leave the second reading order I would like to ask one of the sponsors of the bill whether or not it might not be wise to define what 'blind' is; and secondly, whether new section 4 would apply in the case of a situation where there was a blind person who stepped off the sidewalk into a crosswalk and there is a traffic control light indicating that the cars could pass through, if the driver of the vehicle would automatically be liable under new section 4 and I wonder if the sponsors want to go as far as they are going here?"

Senator Connor: "Section 4 and 5 gives the right of way to the blind person crossing the street. The right is extended even though the blind person shall not signal with his cane. Now this is what the 'White Cane' people wanted. They have this law passed in several states, I believe Michigan and Wisconsin."

Senator Peterson (Ted): "Continuing on a little further on Senator Mardesich's inquiry, I just want to say that if they have the white cane or if they have the guide dog, and the motorist ran into them, they would be liable. If the blind person started crossing the intersection against the light without the indicated white cane or the guide dog, then the motorist would not be liable. In this bill you have two indications on this, the all white cane means totally blind, if the cane is half white and half red, then he is partially blind but the indications would be on the cane or the fact that he had a dog which would mean that he was totally blind."

On motion of Senator Connor, the rules were suspended, Senate Bill No. 277 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 277, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—43.

Voting nay: Senator Woodall—1.

Absent or not voting: Senators Dore, Huntley—2.

Excused: Senators Day, Guess, Lewis (Harry)—3.

SENATE BILL NO. 277, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Keefe, the Senate returned to the sixth order of business for the purpose of a motion.

On motion of Senator Keefe, Senate Bill No. 624 was referred from the Committee on State Government to the Committee on Commerce and Regulatory Agencies.

At 12:25 p.m. on motion of Senator Greive, the Senate recessed until 1:40 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:40 p.m.

SECOND READING

SENATE BILL NO. 122, by Senators Woodall, Twigg and Cooney:
Regulating the payment of detained material witnesses.

REPORT OF STANDING COMMITTEE

February 5, 1969.

SENATE BILL NO. 122, regulating the payment of detained material witnesses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 13, after "attorney" and before the comma insert "or defense counsel"

On page 1, section 1, line 17, after "court" and before "may" insert "shall require the appearance of the witness before the court and shall appoint counsel for the witness if he is indigent and then shall determine that the testimony of the witness would be material to either the prosecution or the defendant and that the witness would not attend the trial of the matter unless detained and, therefore, the court"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 2, section 1, line 2 after "in" strike "default" and insert "breach"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 122 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 122, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Andersen, Odegaard, Sandison—3.

Excused: Senators Day, Guess—2.

ENGROSSED SENATE BILL NO. 122, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 29, by Senator Keefe:

Relieving motion picture projectionists from criminal liability.

The bill was read the second time by sections.

Senator Mardesich moved the adoption of the following amendment:

On page 1, section 1, line 25, after "employed" and before the period insert "*or unless he caused to be performed or exhibited such performance or motion picture without the knowledge and consent of the manager or owner of the theatre or other place of showing*"

Debate ensued.

The motion carried and the amendment was adopted.

Senator Greive moved the adoption of the following amendment by Senators Greive, Cooney, Ridder, Holman, Faulk, Guess, Atwood, Knoblauch, Connor, Odegaard, McCutcheon, Uhlman, Donohue, Peterson (Ted), Metcalf, Herr and Washington:

"NEW SECTION. Sec. 2. For the purposes of this act

"(1) "Minor" means a person under the age of eighteen years;

"(2) "Erotic publication" and "erotic publications" means printed material, the dominant theme of which taken as a whole appeals to a prurient interest of minors in sex; which is patently offensive because it affronts contemporary community standards relating to the description or representation of sexual matters; and its utterly without redeeming social value;

"(3) "Person" means any individual, corporation, or other organization;

"(4) "Dealers" and "distributors" mean persons engaged in the distribution for sale of printed material.

"NEW SECTION. Sec. 3. The sale or distribution of erotic publications to minors is hereby declared to be unlawful.

"NEW SECTION. Sec. 4. (1) When it appears that an erotic publication is being sold or otherwise distributed in this state, the attorney general or the prosecuting attorney of the county in which the sale or other distribution is taking place may apply to the superior court for such county for a hearing to determine the character of the material with respect to whether it is an erotic publication. The attorney general may make such application for a hearing to the superior court for Thurston County.

"(2) Notice of the hearing shall immediately be served upon the dealer or distributor selling or otherwise distributing the alleged erotic publication. The superior court shall hold a hearing not sooner than five days in the case of weekly or monthly publications and in the case of other publications not sooner than ten days from the service of notice to determine whether the subject material is an erotic publication within the meaning of section 1 of this act.

"(3) If the superior court rules that the subject publication is an erotic publication, an order shall be issued requiring that an "adults only" label shall be placed on the publication, if such publication is going to continue to be distributed.

"(4) Failure to comply with the court order shall subject the dealer or distributor to contempt proceedings.

"NEW SECTION. Sec. 5. (1) Whenever the superior court orders a publication to have an "adults only" label placed thereon, such label shall be impressed on the front cover of all copies of such erotic publication sold or otherwise distributed in the state of Washington.

"(2) Such label shall be in forty-eight point bold face type located in a conspicuous place on the front cover of the publication.

"NEW SECTION. Sec. 6. All dealers and distributors are hereby prohibited from displaying erotic publications in their store windows or on outside newsstands on public thoroughfares. Any person violating this section shall be guilty of a misdemeanor.

"NEW SECTION. Sec. 7. Any person who sells to or otherwise secures for a minor an erotic publication is guilty of a gross misdemeanor. Any person convicted under this section shall be sentenced to not less than ninety days nor more than six months in the county jail or to a fine of not less than fifty dollars nor more than five hundred dollars, or both.

"NEW SECTION. Sec. 8. The attorney general is authorized to purchase any printed material which is being or may be distributed for sale in this state for the purpose of determining whether such printed material is an erotic publication.

"NEW SECTION. Sec. 9. A dealer or distributor regularly engaged in the distribution for sale of printed material in this state shall sell and deliver to the attorney general at his request a copy or copies of every future issue of any periodical, including but not limited to weekly or monthly publications, at least one day prior to the distribution for sale of such periodical.

"NEW SECTION. Sec. 10. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected."

POINT OF ORDER

Senator Keefe: "Mr. President, point of order. I think the amendment changes the scope and object of the bill. My name is on Senator Greive's bill of which I am very proud but this is a labor bill and has no relation to what Senator Greive is talking about so I think this bill can stand on its own merit. I know the bill he is talking about and I want to say something else, this is the first scalping of the session."

POINT OF INFORMATION

Senator Uhlman: "Is the President entertaining at this time discussion concerning the amendment or the point of order?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "I am entertaining discussion on point of order."
Debate ensued.

PARLIAMENTARY INQUIRY

Senator Atwood: "Parliamentary inquiry. Is this an Arabian amendment?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "I would think this is an Indian amendment, it has to do with scalping."

Further debate ensued.

RULING BY THE PRESIDENT

President Pro Tempore Henry: "The President ruling on the point of order as raised by Senator Keefe; page 283 of the Senate Rules, Rule 62, 'no amendment to any bill shall be allowed to change the scope and object of the bill.' Your point is well taken, Senator Keefe, and the amendment is out of order."

POINT OF INQUIRY

Senator Peterson (Ted): "Senator Keefe, will you yield to a question? Senator, now I heard you say that this is a union projectionist. Are you talking about a certified movie theater or about just any club or places like that where he would be projecting a film."

Senator Keefe: "I am talking about a motion picture theater projectionist who is hired to do a job. He doesn't know what is in that can of film. He displays it. Oregon and Idaho passed this legislation."

Senator Peterson (Ted): "You mean we don't have a ruling where a board has to pass on films that are shown to the public in movie theaters?"

Senator Keefe: "No."

Senator Peterson (Ted): "Just any film can be shown in public movie houses, is that right?"

Senator Keefe: "Yes, and evidently Senator Greive hasn't been to the movies for a long time. They have signs that say 'no minors admitted under eighteen years of age' so therefore the operators are employed to do the job and he doesn't know what is in a can of film."

Senator Peterson (Ted): "Then I think we need some laws that will correct that."

MOTIONS

Senator Greive moved that Senate Bill No. 29 be rereferred to the Judiciary Committee.

Senator Keefe moved that the motion to rerefer Senate Bill No. 29 to the Judiciary Committee be laid upon the table.

A roll call was demanded and the demand was sustained by Senators Metcalf, Uhlman, Herr, Bailey, Greive, Ridder, Connor, Keefe and Dore.

ROLL CALL

The Secretary called the roll and the motion by Senator Keefe to lay upon the table the motion by Senator Greive to refer Senate Bill No. 29 to the Judiciary Committee was carried by the following vote: Yeas, 25; nays, 19; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Durkan, Faulk, Gissberg, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Woodall—25.

Voting nay: Senators Anderson, Canfield, Connor, Donohue, Dore, Elicker, Foley, Greive, Herr, Holman, McCutcheon, Metcalf, Odegaard, Pritchard, Ridder, Uhlman, Washington, Williams, Wilson—19.

Absent or not voting: Senators Cooney, McCormack, Stender—3.

Excused: Senators Day, Guess—2.

Senator Keefe moved that the rules be suspended, Engrossed Senate Bill No. 29 be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

Senator Ridder demanded a roll call and the demand was sustained by Senators Ridder, Washington, McCutcheon, Greive, Herr, Uhlman, Elicker, Metcalf and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Keefe that the rules be suspended, Engrossed Senate Bill No. 29 be advanced to third reading, the second reading considered the third and the bill be placed on final passage, carried by the following vote: Yeas, 32; nays, 13; absent or not voting, 2; excused, 2, and the bill was placed on final passage.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Ryder, Stender, Stortini, Talley, Twigg, Walgren, Williams, Woodall—32.

Voting nay: Senators Connor, Elicker, Greive, Herr, McCutcheon, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Uhlman, Washington, Wilson—13.

Absent or not voting: Senators Dore, McCormack—2.

Excused: Senators Day, Guess—2.

POINT OF INQUIRY

Senator Lewis (Harry): "Will Senator Keefe yield to a question? Senator Keefe, in reading this bill, suppose if we could take a hypothetical situation where I was hired to work

as a projectionist in a theater or I was hired by someone who operated a cannery business to show pictures occasionally to the cannery workers and on a day off I showed movies of an obscene nature, would I be exempt under the terms of this bill from prosecution?"

Senator Keefe: "Senator Lewis, I go along with your thinking but there is something I would like to explain to Senator Greive. In our Spokane papers every Sunday all of the pictures that are being shown in theaters are approved, disapproved or recommended by a Catholic board. Something he doesn't know evidently. I know he has newspapers in his district so in Spokane there is no obscene picture being shown so what he is doing is scalping my bill to which I object very much because I am co-sponsoring his bill. This is a situation I don't like and I suggest we have a roll call, Mr. President, I think if I can defeat him on the floor this time I would be very happy and some of my other friends will be happy, too."

Senator Lewis (Brian): "Will Senator Keefe yield to another question? Senator Keefe, as I understand it, the motion upon which we are now about to vote is your original bill, Senate Bill No. 29 with no amendments upon it except for the amendment by Senator Mardesich. However, as I understand it, Senator Greive is objecting to that bill. Earlier we disposed of an amendment by Senator Greive which added a new section 2 but did not in any way affect the language of Senate Bill No. 29 as drafted by you and amended by Senator Mardesich. I seem to understand that apparently Senator Greive was prepared to accept your language at that time as a vehicle for getting his amendment past the Senate and then spoke in favor of the amended bill. Can you tell me how your bill differs now from the way it would have been as amended by Senator Greive, the main body of your bill, is there any difference?"

Senator Keefe: "No difference."

Senator Lewis (Brian): "Thank you."

PERSONAL PRIVILEGE

Senator Greive: "Point of personal privilege. Since there has been a direct comment, I think we may as well put something in the record. I said and I will repeat, that for five sessions we have managed to get an obscenity vote through this Senate and never through the House. I felt that if we had to equate the two problems, it was better to give in on the question of movies and to go where I thought the problem was more pressing. It was always the hope that something could be done to further amend this bill in the House.

"Now, as a practical matter this bill, and I said so at the time, in and of itself is not a good bill because it completely removes, or effectively I think is the best word, removes any restriction whatsoever on the showing of obscene films, simply because . . .

POINT OF ORDER

Senator Keefe: "He is talking on the bill not on a personal privilege."

Senator Greive: "My motives were questioned by Senator Lewis on a matter that would appear upon the record and I am merely correcting and explaining what I said previously and does not appear on the record; namely, that if this bill is passed in its present form, there would be no restriction on a person showing a movie because . . .

POINT OF INFORMATION

Senator Durkan: "Did you rule on Senator Keefe's point of order? Senator Greive is talking on the merits of the bill."

Senator Greive: "I am not talking on the merits of the bill. It was a question as to whether . . ."

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "Will you please confine your remarks to your honor, Senator Greive."

Senator Greive: "I shall. I explained previously at the time that this particular bill meant there would be no effective control because a person had to be proven to have seen the film to be prosecuted and if the owner merely said that he had not seen it, he would be protected but obviously the projectionist would have to know that he already had protection the first time around. All this did was say that after that time he continued to show he had the problem so I don't think there is anything inconsistent with my position at all."

Further debate ensued.

POINT OF INQUIRY

Senator Dore: "Would Senator Keefe yield to a question? Senator Keefe, I didn't have the advantage of attending the hearings of this committee on this bill but are the owners having difficulty with their employees showing these obscene films and is that the reason to exempt them because they want protection or exoneration or insulation from liability in this particular amendment?"

Senator Keefe: "No, Senator, in answer to Senator Ridder . . .

Senator Dore: "I'm not interested in Senator Ridder. I am interested in my question because I want to know if I can vote for the bill or not. I wonder if this isn't a deterrent, the fact that there is some exposure on the part of the operator to show this obscene film and he will not do it unless he is insulated from liability and by this we will actually permit them to be more readily shown because now they are not in fear the operator might be held liable."

Senator Keefe: "In other words, Senator, there are very few pictures that are borderline of obscene. I have never seen one myself really and I see many motion pictures but the operator does not know what is in that can of film. He is employed. He is an employee."

Further debate ensued.

Senators Keefe, Durkan and Gissberg demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 29 and the bill passed the Senate by the following vote: Yeas, 26; nays, 18; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Durkan, Foley, Gissberg, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Woodall—26.

Voting nay: Senators Andersen, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Greive, Herr, Huntley, McCutcheon, Metcalf, Odegaard, Pritchard, Ridder, Uhlman, Washington, Wilson—18.

Absent or not voting: Senators Cooney, McCormack, Williams—3.

Excused: Senators Day, Guess—2.

ENGROSSED SENATE BILL NO. 29, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 163, by Senators Gissberg, Walgren and Twigg:

Amending grounds for issuance of search warrants.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 163 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 163, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Cooney, McCormack—2.

Excused: Senators Day, Guess—2.

SENATE BILL NO. 163, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

With the consent of the Senate, Senator Greive was excused.

ENGROSSED HOUSE BILL NO. 123, by Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request):

Regulating use of dangerous weapons.

The Senate resumed consideration of Engrossed House Bill No. 123 on second reading as amended by Senator Uhlman, and the following amendment by Senator Andersen:

On page 1, section 1, delete the House amendments to page 1 of the bill so as to restore subsection 2 and references thereto.

POINTS OF INQUIRY

Senator Bailey: "I would like to ask Senator Andersen to yield. Senator Andersen, the trouble I am having with restoring section 2 is the problem of gun clubs and people using a public building for a rifle or short arms range. The problem here is that I would like to see your other amendment before I could possibly vote on the restoration of section 2."

Senator Andersen: "Subsection 5, . . . or subsection (f) this would go in now as one of the exceptions, Senator Bailey. I'm not certain it is broad enough to cover your objections but I think probably it is. It adds to the exceptions a new subsection (f). Any member of an organized gun club meeting on or near public property in which a gun club has written permission from the public agency which has charge of the public property on or near which the gun club is meeting. Basically what it says is that you have a gun club, all it does is that the gun club asks permission to hold the meeting and then they get written permission. They can't just say accept all gun clubs because if a mob wants to go down they can say 'we are the Evergreen Gun Club' and we are just going for a walk with loaded shotguns on their shoulders. . . that kind of a thing. But we say an organized gun club. They simply say 'give us permission' and they give permission and then they can use it. I think that takes care of your problem. It is a little bit cumbersome but we tried to make it as little cumbersome as possible."

Senator Wilson: "Would Senator Andersen yield? Senator Andersen, to speak more specifically to Senator Uhlman's objections, in my home town of Omak the department of natural resources has a set of buildings alongside the north end of Main street. This is close to the open fields beyond and not infrequently hunters walk down the publicly owned streets with guns directly past the department of natural resources to go hunt some birds in the fields. Now would such hunters for example be in violation of section 2 of this bill?"

Senator Andersen: "To be candid, they would and I appreciate that this is a concern. I wish I had drafted it instead of the legislative council. I think the only thing that you can do, and Senator Canfield made this point, to correct the bill in this kind of a situation is to narrow down the limits. We have five hundred feet or something from a public building. The bill is aimed at people who go in a public building or immediately adjacent to it, and the only thing I could say is probably there would be a technical violation of the law if a person walked passed it although I am not positive, not knowing the situation whether that would truly be a public building or not."

Senator Wilson: "I think the definition is that any building owned by the state or any political subdivision thereof is the definition of a public building given in the original section 2 of this bill."

Senator Andersen: "I think you get the situation where a person is going down the highway and there is no one on the highway and you are doing eighty miles an hour, not hurting anyone, so it is a matter that you may not know you are doing eighty miles an hour but the speed limit says sixty and it is up to you to control it."

"If we narrowed the limitation down as to the sidewalks immediately in front of it, perhaps a narrower distance then they could walk up the other side of the street. You understand there is a prosecutor's option in some of these matters, prosecutor's judgment, police officer's judgment, and I am certain that no one under any circumstances however remote, would ever be bothered by something like this but to answer your question, the answer is 'yes' and I have to answer it in that fashion."

Further debate ensued.

There being no objection, Senator Andersen withdrew his amendment.

On motion of Senator Mardesich the following amendment was adopted:

On page 1, section 1, line 7 of both the printed and engrossed bills, strike "wilfully"

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 123 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 123 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Excused: Senators Day, Greive, Guess—3.

Engrossed House Bill No. 123 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Uhlman, Engrossed House Bill No. 123 as amended by the Senate was immediately transmitted to the House.

On motion of Senator Bailey, Senate Bill No. 230 was ordered to retain its place on the second reading calendar for Monday, February 24, 1969.

At 3:10 p.m. on motion of Senator Bailey, the Senate adjourned until 10:00 a.m., Saturday, February 22, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, February 22, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Gissberg and Day. There being no objections, Senators Gissberg and Day were excused.

The Color Guard, consisting of Pages Bruce Williams, Color Bearer, and Cathy Reiner, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

“Eternal God our Father, as we gather here today we thank Thee for our country and our heritage. We thank Thee for great patriots, men of faith, of courage and of achievement, whose memories are indelibly written on the pages of our history.

“Arouse us, O God, to the evils and dangers which beset our beloved land. Restrain the greedy and those who would corrupt and poison the minds and bodies of our youth. Renew in us the spirit of integrity and honorable service. Speed the messengers of good will, strengthen the forces which unite the nations and races of Thy whole family. Hear us in the name of the Prince of Peace. Amen.”

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

REPORTS OF STANDING COMMITTEES

February 18, 1969.

SENATE BILL NO. 37, clarifying powers of municipal code cities as to certain employee rights and benefits (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 66, establishing maximum terms for local improvement bonds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 70, increasing the bonding limits for counties, cities and towns without an election of the people (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 200, providing for the payment of a bonus to veterans of South Viet Nam (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 242, increasing indebtedness limitations and interest on bonds of public hospital districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 313, establishing a diagnostic center for livestock diseases (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, McDougall, Matson, Odegaard.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 429, providing for the claims for crop damages (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

HOUSE BILL NO. 18, regulating food processing plants (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, February 21, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill entitled:

SENATE BILL NO. 255: Prohibiting unauthorized remaining in buildings.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGE FROM THE HOUSE

February 21, 1969.

Mr. President: The House has passed:
ENGROSSED HOUSE BILL NO. 73,
SUBSTITUTE HOUSE BILL NO. 96,
ENGROSSED HOUSE BILL NO. 147,
HOUSE BILL NO. 246,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 736, by Senators Dore and Ridder (by departmental request):

An Act relating to the common schools and the support thereof; authorizing the sale of general obligation bonds and the use of the proceeds for needed common school plant facilities, modernization of existing common school facilities; providing ways and means to pay said bonds; making appropriations; and providing for submission of this act to a vote of the people.

Referred to Committee on Education.

SENATE BILL NO. 737, by Senators Dore, Knoblauch and Canfield (by departmental request):

An Act relating to the common schools and the support thereof; providing state assistance to school districts for the construction and modernization of common school plant facilities; authorizing allocations of funds; making appropriations; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 73, by Representatives Zimmerman, O'Dell and Swayze:

An Act relating to electricians and electrical installations; amending section 4, chapter 169, Laws of 1935, as last amended and reenacted by section 1, chapter . . ., Laws of 1969 (SB 12), and RCW 19.28.120; and amending section 5, chapter 169, Laws of 1935, as amended by section 4, chapter 117, Laws of 1967 ex. sess., and RCW 19.28.180; and adding a new section to chapter 19.28 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SUBSTITUTE HOUSE BILL NO. 96, by Committee on Agriculture:

An Act relating to horticulture; and adding a new chapter to Title 15 RCW.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 147, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

An Act relating to criminal procedure; and amending section 102, page 118, Laws of 1854, as last amended by section 1, chapter 25, Laws of 1923, and RCW 10.49.060.

Referred to Judiciary Committee.

HOUSE BILL NO. 246, by Representatives Bledsoe, Farr and Moon (by Legislative Council request):

An Act relating to the appropriation of funds for the governor-elect.
Referred to Committee on State Government.

SECOND READING

SENATE BILL NO. 401, by Senators Williams, Uhlman and Gissberg:
Permitting assignments of rents.

MOTION

On motion of Senator Mardesich, Senate Bill No. 401 was ordered held on the second reading calendar for Monday, February 24, 1969.

ENGROSSED HOUSE BILL NO. 127, by Representatives Hoggins, Cunningham, Charette, Saling, Brouillet and Conway:

Authorizing bond issue for school plant facilities and modernization of existing facilities.

REPORT OF STANDING COMMITTEE

February 19, 1969.

ENGROSSED HOUSE BILL NO. 127, authorizing bond issue for school plant facilities and modernization of existing facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 13 of both the printed and engrossed bills, after "dollars" strike all the matter down to the period on line 14.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Donohue, Faulk, Guess, Huntley, McCormack, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Walgren, Washington, Williams, Wilson.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendment was adopted.

Senator Durkan moved the adoption of the following amendment by Senators Durkan and Knoblauch:

On page 3, section 7, line 20 of both the printed and engrossed bills, after "PROVIDED, That" insert "the state board of education shall not discriminate as to any school district either individually or by classification in the apportionment of funds under this 1969 act as to non-high school districts: PROVIDED FURTHER, That"

Debate ensued.

POINTS OF INQUIRY

Senator Ryder: "Would Senator Durkan yield to a question? Does this amendment change our present formula for allocation of these funds?"

Senator Durkan: "The answer, to be perfectly candid, Senator, is 'yes'."

Senator Ryder: "This would not be a permanent amendment to our allocation."

Senator Durkan: "It specifically states 'this particular act', Senator."

Senator Atwood: "Would Senator Durkan yield? Senator Durkan, at the beginning of the bill there is a statement containing words 'or modernization'. Has the superintendent's office assured you that these funds are not to be used for modernization?"

Senator Durkan: "Mr. President and members of the Senate, I have a letter before me and with the permission of the Senate I would like to read it. It says: 'Dear Senator Durkan: Per your request this is to advise you and assure you that none of the funds to be provided in the \$20 million issue of House Bill No. 127 will be allocated by the State Board of Education for modernization projects.'"

The motion carried and the amendment was adopted.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Durkan yield? Senator Durkan, how will this affect the non-high school districts?"

Senator Durkan: "This bill with the amendment, Senator, will take care of the only non-high school district that was in it, otherwise it would not have been taken care of."

Senator McCutcheon: "The only one that was in it?"

Senator Durkan: "The only one that was recommended as a project in this appropriation."

Senator McCutcheon: "The only one on the list?"

Senator Durkan: "Yes, sir."

Senator McCutcheon: "In other words you left off the list . . ."

Senator Durkan: "On this bond issue, Senator. On the next one you will have to come back with . . . what's the name of that place . . . DuPont, yes, that is it."

Senator McCutcheon: "As long as I'm not getting the business here."

Senator Durkan: "I know better than that, Senator."

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 127 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 127 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-45.

Absent or not voting: Senators Andersen, Uhlman-2.

Excused: Senators Day, Gissberg-2.

ENGROSSED HOUSE BILL NO. 127 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marquardt, Senator Andersen was excused.

SENATE BILL NO. 146, by Senators Walgren, Elicker and Knoblauch:
Repealing county authority to assign certificates of delinquency.

MOTION

On motion of Senator Mardesich, Senate Bill No. 146 was placed on the second reading calendar following Senate Bill No. 111.

SENATE BILL NO. 177, by Senators Atwood, Talley and Peterson (Ted):

Authorizing city to combine certain utility services.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 177 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 177, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Atwood, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Bailey, Ridder, Talley, Uhlman—4.

Excused: Senators Andersen, Day, Gissberg—3.

SENATE BILL NO. 177, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 81, by Senators Dore and Ryder (by departmental request):

Increasing license fees to practice public accounting.

The bill was read the second time by sections.

MOTION

On motion of Senator Ryder, there being no objections, Senate Bill No. 81 was referred to the Committee on Rules and Joint Rules.

SENATE BILL NO. 111, by Senators Greive and Cooney (by Legislative Council request):

Discharging of jurors from service.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 111 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 111, and the bill passed the Senate by the following vote: Yeas, 37; nays, 4; absent or not voting, 5; excused, 3.

Voting yea: Senators Atwood, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Walgren, Williams, Wilson, Woodall—37.

Voting nay: Senators Huntley, Metcalf, Newschwander, Twigg—4.

Absent or not voting: Senators Bailey, Cooney, Ryder, Uhlman, Washington—5.

Excused: Senators Andersen, Day, Guess—3.

SENATE BILL NO. 111, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 146, by Senators Walgren, Elicker and Knoblauch:

Repealing county authority to assign certificates of delinquency.

The bill was read the second time by sections.

On motion of Senator Mardesich, the following amendments were adopted:

On page 1, section 1, line 5, after "1961" strike all the matter down to the period and insert " section 84.64.260, chapter 15, Laws of 1961, and RCW 84.64.250 and RCW 84.64.260 are each hereby repealed"

On page 1, line 2 of the title, after "84.64.250," strike all the matter down to the period and insert "and section 84.64.260, chapter 15, Laws of 1961 and RCW 84.64.250 and RCW 84.64.260"

On motion of Senator Walgren, the rules were suspended, Engrossed Senate Bill No. 146 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 146, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Bailey, Ryder, Uhlman-3.

Excused: Senators Day, Gissberg-2.

ENGROSSED SENATE BILL NO. 146, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 416, by Senators Woodall and Talley:

Modifying probate homestead awards.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 416 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Mardesich: "Will Senator Woodall yield? Senator Woodall, suppose that this young chick you speak of happened to have to live with this old codger six or eight months. Might it not be worth \$10,000?"

Senator Woodall: "You will have to ask some old codger."

Senator Dore: "Would Senator Woodall yield? Senator Woodall, how about the other way around? Say that the old codger has a young chick and she is not his wife and he wants to leave. He only has \$15,000 separate community estate so he has \$10,000 separate property, so he wants to leave that to the little chick.

"Under the present law the wife would be able to attain the whole amount by setting aside in lieu of homestead. Under this law then the old codger could will successfully the \$10,000 to the little chick?"

Senator Woodall: "If it is his own separate money, yes. He can will it as he sees fit to do. As to community things they acquire living and working together, she can claim her homestead."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 416, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich,

Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senator Dore—1.

Absent or not voting: Senators Bailey, Ryder, Uhlman, Walgren—4.

Excused: Senators Day, Gissberg—2.

SENATE BILL NO. 416, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 327, by Senators McCormack, Canfield and Pritchard (by Executive and Joint Committee on Nuclear Energy request):

Authorizing Washington to enter into the western interstate nuclear compact.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Mardesich: "Before we leave second reading, might I ask Senator McCormack a question? Senator McCormack, all I did was flip the pages in my bill book and something caught my eye on Senate Bill No. 327 on page 4, line 29, subsection (d). It says 'any expenses and any other costs for each member of the board in attending board meetings shall be met by the board'. Is this without restriction? Every other board that is set up has certain restrictions for expenditures and this would appear to be an open door. Was it meant to be?"

Senator McCormack: "Mr. President, I will answer the question the best I can. The board is made up of one representative of each state and operates a budget. The budget is appropriated from the state and they must operate within that budget."

Debate ensued.

On motion of Senator McCormack, the rules were suspended, Senate Bill No. 327 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 327, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Bailey, Durkan, Peterson (Ted), Uhlman—4.

Excused: Senators Day, Gissberg—2.

SENATE BILL NO. 327, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 16, by Senators Uhlman and Elicker (by departmental request):

Correcting code sections relating to property taxes.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 16 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 16, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Bailey, Uhlman—2.

Excused: Senators Day, Gissberg—2.

SENATE BILL NO. 16, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:00 a.m. on motion of Senator Greive, the Senate recessed until 12:50 p.m.

AFTERNOON SESSION

The President called the Senate to order at 12:50 p.m.

At 12:55 p.m., the Senate retired to the House chamber to meet in Joint Session for the purpose of participating in Memorial Services.

JOINT SESSION

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

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate to a seat beside the Speaker.

The Speaker instructed the Sergeants at Arms of the Senate and the House to escort the Senators to seats within the bar of the House.

The Speaker requested that Representatives North and McCormick escort Senator Ridder to a seat on the rostrum and requested Senators Guess and Knoblauch escort Representative Fred Veroske to a seat on the rostrum.

The Speaker called the joint session to order and turned the gavel over to the President of the Senate.

With the consent of the body, the roll call was dispensed with.

The President of the Senate turned the gavel over to Senator Ridder.

MEMORIAL PROGRAM

1:00 o'clock P.M.—House Chamber

Presiding: President of the Senate John A. Cherberg
 Co-Chairmen: Senator Robert C. Ridder and Representative Fred A. Veroske
 Bless This House Donald Phelps
 Accompanist, Mrs. Eva E. Neuman

INVOCATION

by

Father James Hamilton
 Sacred Heart Church, Tacoma

91st Psalm By Representative Kiskaddon
 Accompanist, Mrs. Eva E. Neuman

QUAHLOT SINGERS — Yakima Valley College
Miss Mildred Forsling, Director

Coral Cycle, *Sateren*

- Miss Deanna Farrel Soloist
Accompanist, Miss Donna Hovee
I Know That My Redeemer Liveth, *Handel*
- Memorial Tribute Fred A. Veroske
Flower Tribute by Members of Senate and House
- The Lord's Prayer Donald Phelps
Accompanist, Mrs. Eva E. Neuman
- Benediction Father James Hamilton,
Sacred Heart Church, Tacoma
- Taps Brian Cole,
Olympia High School

MEMORIAL TRIBUTE
Representative Veroske:

“ ‘The memory of the just is blessed.’ Proverbs 10:7

“Placed in the hand of man are two wonderful lamps. One is the lamp of Hope, which leads us forward through the uncertain mists of the future; the other is the lamp of Memory, which leads us back through the mists of the past to the happy scenes and experiences of yesterday. By the soft glow of that lamp of Memory we look into those faces which we have loved and now lost for awhile.

“How rich we are with this gift of Memory; for with it we keep alive the examples of those men that inspire us to worthy living. It was a false sentiment which Shakespeare put into the mouth of Mark Anthony when he made him say in his oration over the body of the assassinated Caesar:

“ ‘The evil that men do lives after them;
The good is oft interred with their bones.’

“It is, indeed, true that evil deeds and evil men cast a long and dark shadow. But it is not true that what the good men do is interred with their bones. Nothing is more certain than the touch of influence of just and godly men. They continue to touch us in what they were, in what they said, in what they did and in the things they helped to build.

“On this occasion, it is fitting that with the lamp of Memory we look at those who have lived nobly and know they have made the most splendid and beautiful preparation for the life into which they have now entered. They leave to us the legacy of living expressed in the words of Robert Louis Stevenson:

“ ‘To believe in immortality is one thing,
but it is first needful to believe in life.’

“It is right that the memory of these men should turn our attention to living, living in a manner that will keep alive those principles and ideals by which we can build a better world.

IN MEMORIAM

In tribute to the memories of these distinguished former members of the Senate and House who have passed from among us, we, the memorialists of the Forty-first Session, convey the respects of the Washington State Legislature, and present our memorials to be preserved in the Book of Memory, in the custody of the Secretary of State:

In Memory of:

- Allen, Pliny L.
- Bunnell, Dwight
- Cohn, Dave S.
- Dillard, James
- Ericksen, S. Christian
- Fogg, Kathryn
- Frederick, Ray T.
- Gallagher, Phil H.
- Hurley, Joseph E.
- Johnson, W. Lon
- Keen, Marie
- Leber, Ernest R.
- Lennart, Ernest W.

Tribute by:

- Robert W. O'Dell
- Joe Stortini
- Carlton A. Gladder
- Harry Lewis
- Lorraine Wojahn
- Edward Heavy
- Ned Shera
- Chatalas, Wm. "Bill"
- Margaret Hurley
- Bruce A. Wilson
- Arlie U. DeJarnatt
- Bob Curtis
- Rueben Knoblauch

McCormick, W. L. (Bill)
 McFarland, John E.
 Mills, Chapin A.
 Mohler, Carl
 Moore, Ronald
 Munsey, Claude
 Ovenell, James T.
 Pickin, Robert
 Roup, Howard
 Steele, E. N. (Earl Newell)
 Stinson, Charles F.
 Taplin, Ben
 Templeton, Edwin J.
 Thompson, Albert C.
 Thompson, George R.
 Vinje, Conrad R.
 Wilson, John N.
 Witherbee, C. G.
 Young, Ralph C.

Dick Kink
 Avery Garrett
 Al Henry
 Charles Savage
 Don Talley
 Ted Bottiger
 Duane Berentson
 Joe D. Haussler
 Hubert F. Donohue
 Floyd Conway
 Mike McCormack
 Joe Mentor
 John Martinis
 Axel C. Julin
 Elmer Jastad
 Dwight S. Hawley
 William S. Leckenby
 John Bagnariol
 Nat Washington"

Senator Ridder returned the gavel to the President of the Senate.

MOTION

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

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

The Speaker requested that Representatives North and McCormick escort Senator Ridder from the rostrum and that Senators Guess and Knoblauch escort Representative Veroske from the rostrum.

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

The President called the Senate to order at 1:55 p.m.

MOTION

At 2:00 p.m. on motion of Senator Talley, the Senate adjourned until 12:00 noon, Monday, February 24, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-THIRD DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, February 24, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Dave Kaplan, Color Bearer, and Ann Heavener, presented the Colors. Reverend Arthur Andersen, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Father God, we thank Thee for these hallowed moments at the beginning of another week of this legislative session; forgive our inclination to exalt ourselves and to forget that Thou art God; that it is in Thee we live and move and have our being; that in Thy hand are the final reaches of life; that apart from Thee we can do nothing.

"May the benediction of Thy presence be especially felt in this Senate Chamber this day. Speak to us anew, calm our restless spirit, clear our perplexed minds. Shall we pray Thee these elected Senators of our beloved state with true wisdom for their assigned tasks; the courage of their convictions in Jesus Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENTS

February 21, 1969.

JACK C. HOOD, to the position of Chairman of the Liquor Control Board, appointed by the Governor on March 19, 1968 for the term ending January 15, 1976, succeeding Albert C. Thompson, Jr. (reported by Committee on Liquor Control):

Recommends that said appointment be confirmed.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules.

February 21, 1969.

JOHN N. RUPP, to the position of Member of the Washington State Highway Commission, appointed by the Governor on August 7, 1967 for the term ending July 1, 1973, succeeding James M. Blair (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Walgren, Williams.

Passed to Committee on Rules and Joint Rules.

February 21, 1969.

BAKER FERGUSON, to the position of Member of the Washington State Highway Commission, appointed by the Governor on June 14, 1967 for the term ending July 1, 1969, succeeding Elmer Huntley (reported by Committee on Highways):

MAJORITY recommends that said appointment be approved.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Walgren, Williams.

Passed to Committee on Rules and Joint Rules.

February 21, 1969.

HAROLD WALSH, to the position of Member of the Washington State Highway Commission, appointed by the Governor on July 1, 1968 for the term ending July 1, 1974, succeeding himself (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Walgren, Williams.

Passed to Committee on Rules and Joint Rules.

February 22, 1969.

SENATE BILL NO. 95, authorizes granting of certain doctorate degrees at Western Washington State College (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Atwood, Donohue, Dore, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 448, regulating to purchase of wines by licensees (reported by Committee on Liquor Control):

MAJORITY recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 469, implementing law relating to state housing agency (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Brigadier General John A. Rouse in command of the 25th NORAD Division, 25th Air Division with headquarters at McChord Field, and appointed a special committee consisting of Senators Henry, Sandison, Woodall and Twigg to escort General Rouse to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit General Rouse to address the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Washington State Dairy Princess Gail Hamilton and appointed a special committee consisting of Senators Bailey, Knoblauch, Atwood and Odegaard to escort Princess Gail to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Princess Gail to address the Senate.

The committee of honor escorted Princess Gail from the rostrum and from the Senate Chamber.

MESSAGE FROM THE HOUSE

February 24, 1969.

Mr. President: The House has passed SENATE BILL NO. 327, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SECOND READING

SENATE BILL NO. 239, by Senators Gissberg and Stortini:
Providing public employees' collective bargaining.

REPORT OF STANDING COMMITTEE

February 11, 1969.

SENATE BILL NO. 239, providing public employees' collective bargaining (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 25 after "(3)" strike all the remaining matter down to and including "employee" on page 2, line 7 and insert "Bargaining representative" means any lawful organization which has as one of its primary purposes the representation of employees in their employment relations with employers"

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Herr, Ridder.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

Senator Donohue moved the adoption of the following amendment by Senators Donohue, Henry, Knoblauch and Lewis (Brian):

On page 4, section 4, line 30 after "representative;" insert ": PROVIDED, HOWEVER, That agreements involving the subject matter covered by subsections (i) and (j) of this section must safeguard the rights of non-association of employees based on bona fide religious tenets or teachings of a church or religious body of which such employee is a member."

Debate ensued.

POINT OF INQUIRY

Senator Durkan: "Would Senator Gissberg yield to a question? Senator Gissberg, what if the employer and the bargaining agent for the employee determine that they don't want an agency agreement?"

Senator Gissberg: "I don't think that in any way detracts from the point that I was making Senator, and if there were to be a union agreement under a union shop or maintenance in membership clause, and I assume that is what you have in mind, that would be the ultimate point that would be negotiated. In other words that there was not an agency agreement but that there was a maintenance in membership clause provided, then under those circumstances, of course, the agency shop not having been negotiated would not be applicable at a local level. But the fact remains that it is my position that the case for this should be made at a local level and not at the state level.

"The case should not be mandating the local public employer as to what should and what should not be in a collective bargaining agreement any more than the federal government should mandate, or the state government should mandate what should and should not be in a collective bargaining agreement. That is the proper scope of negotiation at the local level."

Further debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Stender yield to a question? Senator Stender, the question is this. . . a union agreement, now you know of the right to work law, you are a business representative and you are more educated and informed than I am on this I'm sure, but I have a keen memory about how the people in the state of Washington feel about the right to work law. There was some large and wide implication that the man has the right to join or not to join a union and we have voted on that two or three times and every time the Republican Party for instance, backed Initiative 198 and 202 and prior to that back in the 1930's, Initiative 131, and each time with a larger majority against amendment of the right to work theory. Do you see any right to work theory in this that is parallel?"

Senator Stender: "The thing is, this doesn't even come close to the question of right to work because the bargaining agent merely would arrange for a proper place for these objectors to pay their dues which is a nonreligious charity in the same amount as any other employee would pay to his union. This is a matter that would be handled between the bargaining representatives and the employer, but the only purpose of it is that the majority and certainly the majority would be the ones that would be voting for the union shop and the minority would have no control over that because of the fact that they, because of their religious belief, do not belong to the organization and would not even have a voice in the discussion, as I pointed out in my previous remarks."

Senator McCutcheon: "One more question, the employer might be the county commissioners or any other political subdivision of the state. It's all voluntary, the agreements may cover this. Why do you need to put any more amendments on this bill if you can have an inter-agency agreement under this law?"

Senator Stender: "Senator, the main reason is that they may agree also to an agreement having a union shop in it and if they did that then these people with the religious-based objection would be required to join or leave their employment."

Senator McCutcheon: "Thank you."

Senator Donohue demanded a roll call and the demand was sustained by Senators Greive, Dore, Uhlman, Day, Stender, Pritchard, Metcalf, Holman and Faulk.

ROLL CALL

The Secretary called the roll and the amendment by Senators Donohue, Henry, Knoblauch and Lewis (Brian) was adopted by the following vote: Yeas, 43; nays, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senators Bailey, Connor, Cooney, Gissberg, McCutcheon, Mardesich—6.

PERSONAL PRIVILEGE

Senator Ryder: "Point of personal privilege."

The President: "The Senator will speak upon the point of personal privilege."

Senator Ryder: "Mr. President and members of the Senate, Senator McCutcheon made a statement during the discussion on this amendment in which he said the Republican Party had repeatedly supported a right to work amendment in the laws of the state of Washington.

"I just wanted to remark for the record that this is completely untrue, that the Republican Party never officially voted any right to work amendment, some individual members of the Republican Party, also some members of the Democratic Party supported the right to work amendment and a very brief group who helped them, but I just wanted to straighten this out for the record that there was no official or unofficial report by the Republican Party for a right to work amendment."

Senator McCutcheon: "Senator Ryder, I didn't catch your answer. What did I say wrong? I want to know. Maybe I shouldn't have said it but I certainly implied it that the Republican Party started out quite boldly in favor of the right to work program. They took a beating around the ears and then they came back for more. The third round, they got the message. They haven't said anything about it since."

Senator Lewis (Brian) moved the adoption of the following amendment by Senators Lewis (Brian) and Lewis (Harry):

On page 5, section 10, add 6 sections to the bill to be known as sections 5-10 as follows:

Section 5. Section 8, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.080 are each amended to read as follows:

The bargaining representative which has been determined to represent a majority of the employees in a bargaining unit shall be certified by the department as the exclusive bargaining representative of, and shall be required to represent, all the public employees within the unit, *except professional employees as provided for in other sections of this 1969 amendatory act*, without regard to membership in said bargaining representative: PROVIDED, That any public employee at any time may present his grievance to the public employer and have such grievance adjusted without the intervention of the exclusive bargaining representative, if the adjustment is not inconsistent with the terms of a collective bargaining agreement then in effect, and if the exclusive bargaining representative has been given reasonable opportunity to be present at any initial meeting called for the resolution of such grievance.

NEW SECTION. Sec. 6. There is added to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW a new section to read as follows:

Any group of professional employees, who have a community of interests and who wish to bargain collectively, shall be guaranteed the right to form and administer their own bargaining unit and be permitted free choice of their representatives to negotiate with their employer.

NEW SECTION. Sec. 7. There is added to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW a new section to read as follows:

No professional employee, or group of employees, desiring to undertake collective bargaining with an employer, shall be forced to affiliate with, or become members of, any

bargaining group that includes nonprofessional employees, or to submit to representation by such a group or its designated agents.

NEW SECTION. Sec. 8. There is added to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW a new section to read as follows:

No professional employee shall be forced, against his desire, to join any organization as a condition of his employment, or to sacrifice his right to individual personal relations with his employer in matters of employment conditions.

NEW SECTION. Sec. 9. There is added to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW a new section to read as follows:

No employee shall be presumed to be represented by or included in any bargaining unit unless he is so notified. Notification shall consist of a membership list including job classifications, a statement of the anticipated goals to be achieved through collective bargaining, and the rights of the individual as established and guaranteed by this 1969 amendatory act.

NEW SECTION. Sec. 10. There is added to chapter 108, Laws of 1967 ex. sess. and to chapter 41.56 RCW a new section to read as follows:

"Professional employee" as used in this 1969 amendatory act means:

(1) Any employee engaged in work; (a) predominantly intellectual and varied in character as opposed to routine mental, manual, mechanical or physical work; (b) involving the consistent exercise of discretion and judgment in its performance; (c) of such a character that the output produced or the result accomplished cannot be standardized in relation to a given period of time; (d) requiring knowledge of an advanced type in a field of science or learning customarily acquired by a prolonged course of specialized intellectual instruction and study in an institution of higher learning or a hospital, as distinguished from a general academic education or from an apprenticeship or from training in the performance of routine mental, manual, or physical processes; or

(2) Any employee, who (a) has completed the courses of specialized intellectual instruction and study described in subsection (1) (d) above; and (b) is performing related work under the supervision of a professional person to qualify himself to become a professional employee as defined in said subsection (1) above.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Lewis (Brian) yield to question? My objection, or my thought on this as I was reading it is somewhat different from that of Senator Gissberg. You attempt to define what work is predominantly intellectual and varied in character to routine mental. You say, 'professional employee as used in this 1969 amendatory act means any employee engaged in work predominantly intellectual and varied in character as opposed to routine mental, manual, mechanical or physical work involving the consistent exercise of discretion and judgment in its performance.' Who is going to make those decisions under this bill?"

Senator Lewis (Brian): "Well, Senator, I presume that in the final analysis if there is any argument about who those people are, the decision is going to be made by the department of labor and industries which is the body to whom people make their appeals."

Senator McCutcheon: "One more question, is Senator Gissberg correct when he says there are already rules in the department for this purpose, that this is a duplication?"

Senator Lewis (Brian): "No, this is not a duplication. The quotation that Senator Gissberg made is quite correct, however, subsequently I will request the President for an opportunity to speak in response to his comments."

Senator McCutcheon: "Thank you."

Further debate ensued.

MOTION

Senator Greive moved that the amendment by Senators Lewis (Brian) and Lewis (Harry) be laid upon the table.

Senator Elicker demanded a roll call and the demand was sustained by Senators Greive, McCutcheon, Uhlman, Donohue, Cooney, Pritchard, Metcalf, Holman, Faulk and Lewis (Brian).

ROLL CALL

The Secretary called the roll and the amendment by Senators Lewis (Brian) and Lewis (Harry) was laid upon the table by the following vote: Yeas, 28; nays, 20; absent or not voting, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—28.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Pritchard, Ryder, Twigg, Williams, Woodall—20.

Absent or not voting: Senator Henry—1.

MOTION

At 1:15 p.m. on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The Senate resumed consideration of Senate Bill No. 239 on second reading.

Senators Greive, Uhlman and Connor demanded a Call of the Senate and the demand was sustained.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

On motion of Senator Greive, the Senate proceeded subject to roll call.

On motion of Senator Gissberg, the following amendment was adopted:

On page 5, line 6, after the word "concluded" and before the word "after", insert the following: "with the public employer responsible for the adoption of the budget"

MOTIONS

Senator Atwood moved that the Senate dispense with the Call of the Senate.

Senator Greive requested that under Rule 17 the motion be presented in writing.

Senator Atwood complied with Rule 17 and presented a written motion that the Senate dispense with the Call of the Senate.

Senator Greive demanded a roll call.

Senator Atwood withdrew his motion to dispense with the Call of the Senate.

Senator Greive withdrew his motion for a roll call on dispensing with the Call of the Senate.

PERSONAL PRIVILEGE

Senator Atwood: "Personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Atwood: "The reason for my motion was because all of the Republicans were in their seats and ready to do business."

Senator Greive: "And the reason for my motion was all the Democrats were not."

Senator Walgren moved that the following amendment be adopted:

On page 1, insert a new section before section 1 as follows:

"Section 1. Section 2, chapter 108, Laws of 1967 ex. sess. and RCW 41.56.020 are each amended to read as follows:

This chapter shall apply to any county or municipal corporation, or any political subdivision of the state of Washington except as otherwise provided by RCW 47.64.030, 47.64.040, 54.04.170, 54.04.180, 28.72.010 through 28.72.090, and chapter 53.18 RCW: *PROVIDED, That whenever the certificated employees of any school district have by majority vote elected to be covered by the provisions of this chapter, said provisions shall be applicable to such employees and their school district and not the provisions of RCW 28.72.010 through 28.72.090.*"

Renumber the remaining sections consecutively.

Debate ensued.

MOTION

On motion of Senator Uhlman, Senate Bill No. 239 and the pending amendment by Senator Walgren was ordered held at the beginning of the second reading calendar for tomorrow.

SENATE BILL NO. 401, by Senators Williams, Uhlman and Gissberg:
Permitting assignments of rents.

REPORT OF STANDING COMMITTEE

February 14, 1969.

SENATE BILL NO. 401, permitting assignments of rents (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 14, after "event" and before "default" strike "or" and insert "of"

On page 1, section 1, line 17, after "of" and before "collecting" strike "operating the same and"

Signed by: Senators Uhlman, Chairman; Durkan, Gissberg, Greive, Holman, Twigg, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 401 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 401 and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED SENATE BILL NO. 401, having received an unanimous vote, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Greive moved that the Senate dispense with the Call of the Senate.

POINT OF ORDER

Senator Woodall: "Point of order."

The President: "Senator Woodall will please state his point of order."

Senator Woodall: "The Senator should put that in writing, I believe."

Senator Greive withdrew his motion to dispense with the Call of the Senate.

SENATE BILL NO. 206, by Senators Henry, Gissberg and Huntley (by departmental request):

Changing state patrol retirement benefits.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 206 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Stender: "Mr. President, would Senator Williams yield? Senator Williams, you alluded to the cost of living raise to the patrol. How much is it?"

Senator Williams: "It is two percent a year, Senator Stender, which is on the basis of the last ten years, a little more than the cost of living. Now, I recognize there are two approaches on this, one approach is to do it on the basis of each year's change but that does involve a delay and also it involves actuarial problems so the two percent that has been used in this bill, the state patrol preferred this, is actuarially better, and over the historical trend it is a little more than a cost of living increase."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 206 and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

SENATE BILL NO. 206, having received an unanimous vote was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ANNOUNCEMENT

Senator McCormack made the following announcement with the permission of the Senate:

"I think that the members of the Senate might like to know that the House deferred to the Senate in this instance and put Senate Bill No. 327 on their calendar in place of the House bill that was originally on the calendar and Senate Bill No. 327 was passed today."

MOTION

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

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 327.

SENATE BILL NO. 446, by Senators Huntley, Henry and Foley (by departmental request):

Regulating fiscal agencies and appointing incineration agent.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 446 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 446 and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Talley—1.

SENATE BILL NO. 446, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 104, by Senators Woodall, Cooney and Gissberg (by departmental request):

Authorizing occupational driver's licenses.

REPORT OF STANDING COMMITTEE

February 6, 1969.

SENATE BILL NO. 104, authorizing occupational driver's licenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 11, after "mandatory" and before the colon insert ", or suspensions or revocations pursuant to RCW 46.20.308"

On page 1, section 1, line 22, after "mandatory" and before the semicolon insert ", or experienced suspension or revocation of his driver's license pursuant to RCW 46.20.308"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Gissberg, Greive, Holman, Ridder, Twigg, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman the committee amendments were adopted.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, line 15, after "exceed" strike "thirty" and insert "ninety"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 104 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 104 and the bill passed the Senate by the following vote: Yeas, 39; nays, 10.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Woodall—39.

Voting nay: Senators Faulk, Guess, Henry, Huntley, Lewis (Brian), Metcalf, Odegaard, Pritchard, Washington, Wilson—10.

ENGROSSED SENATE BILL NO. 104, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Bailey, there being no objection, Senate Bill No. 180 was ordered held on second reading calendar for Tuesday, February 25, 1969.

SENATE BILL NO. 292, by Senators Lewis (Brian), Washington and Huntley (by Joint Committee on Highways request):

Providing rent, lease or disposal regulations for highway lands.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 292 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Washington yield? Senator, in addition to what you say this bill does in section 2, it takes away from the commission the authority to lease excess lands to municipalities as well as to sell it. What is the purpose of that change on page 2, line 3 through 8?"

Senator Washington: "The purpose of that, as I understand it, this is a short provision but not for longer than four years. This provides that the lease may be for longer periods."

Senator Mardesich: "The difference is that section 1 pertains to land that the highway department needs. Section 2, line 23 pertains that any land that the highway commission needs. . . that any land that is no longer required for state highways, that is the distinction between the two sections and yet they are taking away the authority to lease as to the second. I was just wondering why this was being done. This will require the commission to sell and they will no longer have authority to lease."

Senator Washington: "Of course, the main purpose was that the provision was tied down to only a four year period and then if it was no longer needed for highway purposes there is no reason why it should be leased. It might as well be sold. But the basic reason is to give a longer period of time. Before, the periods were too short."

Senator Gissberg: "After hearing Senator Washington's explanation of this matter, the thought occurred to me, I don't know whether the highway interim committee has considered it or not, but it has to do with the fact that I know that in Europe in some places those governments have actually leased or granted the right to private entrepreneurs to construct restaurants and motels above freeways. Now that may all be to the good but nonetheless we in Snohomish county at least, I believe, have a very excellent planning commission which does a real good job in terms of planning land use including the location of commercial buildings of all types.

"Now it is a fundamental principle of planning law that the local planning authority has no jurisdiction to regulate the use of state owned land or the area above state owned land. It would appear to me therefore by the enactment of this bill that the highway commission will have available to it another tool in another area of being able to put up commercial buildings and thus circumvent the local planning authority.

"I don't know, as I say, whether the highway committee has considered this problem but it seems to me that it does pose a difficult one for local people. Now, I think that any of you who know anything about planning realize that the local planning commissions have done everything they can to adequately plan the use of the interchanges along a limited access highway to provide adequate facilities for the traveling public, but as we go along, those interchanges are going to be rapidly filled up, the prices that are paid for them now are great and will be greater in the future. Therefore, the pressure upon the highway commission if this bill is passed would likewise become great insofar as the utilization of the air space above the freeways is concerned for commercial purposes. I'm not against that but what I would like to see is some provision in here for the local authority to get involved in the act insofar as the planning is concerned, namely, that prior to such lease of air space for commercial purposes above the highway, that the local authority has jurisdiction as to whether that land use is a land use which is compatible with the local plan. I ask them both in the form of a question and a statement."

Senator Washington: "It is my impression that the zoning ordinances would not be changed by this and that the area through which the freeway goes would be bound by that. If there is some question, I would have no objection to holding the bill over to check further into that but my feeling is that zoning would take precedence over the highway commission."

MOTION

On motion of Senator Gissberg, there being no objection, Senate Bill No. 292 was ordered to hold its place on the third reading calendar for Tuesday, February 25, 1969.

MOTION

At 3:00 p.m. on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, February 25, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, February 25, 1969.

The Senate was called to order at 11:00 a.m. by President Pro Tempore Henry. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Andy Ridder, Color Bearer, and Jan Ridder, presented the Colors. Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Eternal God, who hast promised that they who wait upon Thee shall renew their strength, shall mount up with wings as eagles, shall run and not be weary, and shall walk and not faint; we pray Thee for the wings of faith which rise above the dust, for the eager strength which is swift to dare, and above all for the courageous patience which can sustain us when the road is long and hard;

"In the discussions and in the decisions of this legislative assembly this day, may Thy thoughts and Thy will be manifest and prevail, through Jesus Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

February 24, 1969.

SENATE BILL NO. 53, adding a highway to scenic and recreational system (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Knoblauch, Lewis (Brian), Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 245, establishing a higher education student aid program (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Lewis (Harry), McCormack, Ryder, Uhlman, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 290, creating additional divisions within department of labor and industries (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 306, labor relations act for health care services employees (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 344, providing state participation in federal social security act work incentive programs for recipients of ADC (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 345, providing recipients of public assistance the opportunity to find and prepare for employment (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 558, creating a division of motor transport (reported by Committee on Highways):

MAJORITY recommendation: That Senate Bill No. 558 be referred to Committee on State Government.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Dore, Foley, Guess, Herr, Knoblauch, Lewis (Harry), Peterson (Lowell), Pritchard, Ridder, Talley, Walgren.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 558 was referred to the Committee on State Government.

February 24, 1969.

SENATE CONCURRENT RESOLUTION NO. 10, authorizing a fiscal study of budgets in community colleges (reported by Committee on Higher Education and Libraries):

Recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

SECOND READING

SENATE BILL NO. 239, by Senators Gissberg and Stortini:

Providing public employees' collective bargaining.

The Senate resumed consideration of Senate Bill No. 239 on second reading and the pending amendment by Senator Walgren.

On motion of Senator Walgren, there being no objection, the amendment by Senator Walgren was withdrawn.

Senator Elicker moved the adoption of the following amendment:

On page 3, section 3, line 7, after "employer" insert "if unappropriated funds are available and if not otherwise prohibited by law"

POINT OF INQUIRY

Senator Greive: "Would Senator Elicker yield to a question? Senator Elicker, I really don't have a lot of quarrel at the outset with what you are trying to do. I just want to be sure that you are doing it.

"If you will look at your bill book, it says 'if a collective bargaining agreement is concluded after the adoption of the budget by the public employer' and then you pick up the words 'if unappropriated funds are available and if not otherwise prohibited by law' then continuing to read, it says 'the public employer shall appropriate the necessary funds to pay the increase in wages or benefits under the terms of the agreement'. Aren't those two in conflict?"

Senator Elicker: "No, I don't think so. It says the public employer shall appropriate the necessary funds to pay the increase if funds are available and if not prohibited by law."

Senator Greive: "Now the public body is in a position to also pass a law. How do we equate the fact that they may pass their own law in a given instance? Maybe they are a small town and they only have two or three employees and they can do whatever they wish."

Senator Elicker: "What sort of a law do you mean, Senator? They can't pass a law that would contravene the RCW as far as the budgeting of the city is concerned, though."

Senator Greive: "Don't we give them that authority when we say 'otherwise prohibited by law'? They couldn't if we didn't have that in there, no. What I really want to know is whether any lawyer, say Stuart Todd of the Republican caucus, checked this out to see that it does what you want it to do?"

Senator Elicker: "As a matter of fact, yes. He prepared this amendment."

Debate ensued.

Senator Stender: "Mr. President, I have a question that I would like to ask Senator Elicker, if I might. Senator Elicker, you alluded to subsection (2) of section 4 which had to do with the arbitration of disputes arising from interpretation of the agreement. Is that a concern in your amendment or are you just concerned with section 3?"

Senator Elicker: "Well, the amendment is to section 3, Senator Stender but I think that the problem might arise under the language of section 2. I talked to Mr. Todd and he had talked to Mr. Nicolai, the Democratic caucus attorney, and I was concerned that section 2 might be an unconstitutional delegation of power to an arbitration board but they are of the opinion that a fair reading of section 4 in effect which set all these things, (a) through (1) over on the other page, do not relate directly to wages and so if this in fact were true, then there would be nothing unconstitutional about a public employer delegating these things to an arbitration board. Then we came down to subsection (b) particularly, which was the application of seniority rights affecting the matters contained in such agreement. Then this is where the possible problem could come up because this could involve money and perhaps a substantial sum of money."

Senator Stender: "If it is your intent to amend out the obligation of an employer to meet the terms of the agreement then we are just spinning our wheels."

Senator Elicker: "No, it is not the intent to amend this out and I think you could. . . a fair reading of it would be. . . say that in fact an arbitration board of a city owed this money to an employee or group of employees there is nothing to preclude the city from including this item in its next budget. But under the terms of our existing statutes in the state, and in effect, state that once a budget has been adopted that they cannot go out and add gratuity money to the budget, except where in an emergency brought on by a dire threat to public order or something of this sort."

Further debate ensued.

POINT OF INQUIRY

Senator Greive: "Mr. President, I would like to carry on from Senator Stender and I have had a conference with Senator Gissberg and he brings to the fore this point and I would like to ask another question.

"Senator Elicker, let us assume that the budget is already drawn. You get into a labor dispute and somebody has some money coming. It goes to arbitration and they give the employee some back pay. Then under the law shouldn't they be responsible to make an emergency appropriation to pay the man what is given to him by arbitration?"

Senator Elicker: "I think you are probably right but if you read the RCW on this, I don't think it would come under the emergency appropriate powers of a city. The emergency section is titled and with the permission of the Senate, I will read this for cities under 300,000 and similar language for larger cities.

"They call it 'nondebatable emergencies' and it says 'upon the happening of any emergency caused by fire, flood, explosion, insurrection or for the immediate preservation of order or public health or restoration of condition of usefulness for public property' and then it continues and sets out 'or in settlement of approved claims for personal injuries or property damage.' However, I don't think that a wage claim would necessarily fall under this. I think there could be some definite question."

MOTIONS

On motion of Senator Greive, Senate Bill No. 239 was ordered placed at the end of the second reading calendar for today.

On motion of Senator Greive, Senate Bill No. 180 was made a special order of business immediately following noon recess.

SENATE JOINT MEMORIAL NO. 4, by Senators McCormack, Woodall, Foley, Peterson (Lowell), Henry, Bailey, Sandison, Donohue, Washington and Canfield:

Memorializing Oregon to declare steelhead a game fish.

The memorial was read the second time in full.

MOTION

On motion of Senator Mardesich, Senator Durkan was excused.

On motion of Senator McCormack, the rules were suspended, Senate Joint Memorial No. 4 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

POINT OF INQUIRY

Senator Peterson (Ted): "Would Senator McCormack yield to a question? Senator McCormack, we have tried this before and I hope you are successful this time. I know what it means to you in the Tri-Cities area but as long as the gillnetters and particularly the commercial people fish the steelhead in the Columbia river and half the river is theirs, they can fish all over the river.

"Now I am wondering too, how can you do this and how can Oregon turn this around when our Indians from Washington send over three tons of steelhead to them and sell it on the Oregon market. It just doesn't seem that there is any consistency and I am wondering whether this memorial actually means anything or whether you can do anything. What causes you to feel that you can work something through the Oregon legislature this way?"

Senator McCormack: "Mr. President, Senator Peterson and members of the Senate, the only attempt with this memorial is to deal with the fact that Oregon licenses commercial fishermen to net steelhead in the river. If the state of Oregon declares steelhead to be a game fish, this practice can be discontinued. I can't speak to the problem relating to Indians or the shipment of fish into or out of either state but it is clear that a large percentage of the steelhead is removed from the river by commercial gillnetters and this is what we are objecting to."

Senator Peterson (Ted): "I just pose this question to either Senator Lowell Peterson or Senator McCormack. Then what are we going to do locally in this state. You are breaking down what the Oregon legislature will pass if the Indians keep shipping steelhead into the state of Oregon's commercial market and sell it commercially because if it is a game fish they wouldn't be able to do that.

"What we have to do here in the way of laws invoked so that the Indian can't do this and break the law because he will break down just exactly what you are trying to accomplish with this memorial. I don't see how they can go about it and they will mandate us to not sell on the Oregon open fish market."

Senator Peterson (Lowell): "I haven't seen the bill, Senator, that Oregon has in its legislature. I think if they are thinking along these lines that perhaps we are getting closer to being in accord on the measure and hopefully we can work this thing out between the two states where we can get a workable measure."

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 4 and the memorial passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Connor, Talley, Washington—3.

Excused: Senator Durkan—1.

SENATE JOINT MEMORIAL NO. 4, having received the constitutional majority, was declared passed.

SENATE BILL NO. 167, by Senators Woodall, Twigg and Cooney:

Prescribing jail time credit against fine imposed by justice court.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 167 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 167 and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Durkan—1.

SENATE BILL NO. 167, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 336, by Senators Keefe and Ridder:

Lowering professional entertainers' age limits.

The bill was read the second time by sections.

MOTION

On motion of Senator McCutcheon, Senator McCutcheon was excused for Wednesday, February 26, 1969.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 336 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Ridder yield to a question? Senator Ridder, would this legislation apply to so-called 'go-go girls' at the Moore Hotel in Seattle and the 'Tiki' in Tacoma, for example?"

Senator Ridder: "We have talked at length with Jack Hood of the Liquor Control Board and he has told us directly that regulations will be drawn when this bill is passed to regulate this and that it will not happen. This bill is designed primarily for Class H premises."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 336 and the bill passed the Senate by the following vote: Yeas, 31; nays, 17; excused, 1.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Matson, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Stender, Stortini, Twigg, Walgren, Woodall—31.

Voting nay: Senators Andersen, Canfield, Gissberg, Guess, Huntley, Lewis (Harry), Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Ted), Sandison, Talley, Uhlman, Washington, Williams, Wilson—17.

Excused: Senator Durkan—1.

SENATE BILL NO. 336, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m. on motion of Senator Greive, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

At 1:45 p.m., the Senate was called to order by President Pro Tempore Henry.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 180.

MOTIONS

On motion of Senator Greive, Senate Bill No. 180 was made a special order of business at the end of the second reading calendar for today.

Senator Greive moved that Senator Dore be excused. The motion lost.

Senators Greive, Herr and Uhlman demanded a Call of the Senate and the Call of the Senate was sustained on a rising vote.

CALL OF THE SENATE

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

The Secretary called the roll and all Senators were present except Senator Durkan who had been previously excused.

The Senate proceeded under the Call of the Senate.

SENATE BILL NO. 164, by Senators Ridder, Herr and Knoblauch:

Providing county election on site approval for public stadium facilities.

REPORT OF STANDING COMMITTEE

February 18, 1969.

SENATE BILL NO. 164, providing county election on site approval for public stadium facilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 25 after "contract" and before "in" strike "heretofore entered into"

Signed by: Senators Herr, Chairman; Canfield, Faulk, Guess, McDougall, Peterson (Lowell), Ridder, Stortini, Walgren.

The bill was read the second time by sections.

On motion of Senator Herr, the committee amendment was adopted.

Debate ensued.

On motion of Senator Herr, the rules were suspended, Engrossed Senate Bill No. 164 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

Senator Marquardt moved that Senate Bill No. 164 be laid upon the table.

On motion of Senator Mardesich, Senator Dore was allowed to speak on Senate Bill No. 164.

Senator Ridder demanded a roll call on the motion by Senator Marquardt to lay Senate Bill No. 164 upon the table and the demand was sustained by Senators McCutcheon, Connor, Knoblauch, Dore, Stender, Greive, Bailey, Herr and Ridder.

ROLL CALL

The Secretary called the roll, and the motion by Senator Marquardt to lay Senate Bill No. 164 upon the table was lost by the following vote: Yeas, 12; nays, 36; excused, 1.

Voting yea: Senators Andersen, Atwood, Elicker, Holman, Lewis (Harry), Marquardt, Peterson (Ted), Pritchard, Ryder, Twigg, Uhlman, Williams—12.

Voting nay: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Wilson, Woodall—36.

Excused: Senator Durkan—1.

Senator Bailey demanded the previous question and the demand was sustained by Senators Greive, Ridder and Talley.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 164 and the bill passed the Senate by the following vote: Yeas, 33; nays, 15; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Stender, Stortini, Talley, Walgren, Washington, Wilson, Woodall—33.

Voting nay: Senators Andersen, Atwood, Dore, Elicker, Holman, Huntley, Lewis (Harry), Marquardt, Peterson (Ted), Pritchard, Ryder, Sandison, Twigg, Uhlman, Williams—15.

Excused: Senator Durkan—1.

ENGROSSED SENATE BILL NO. 164, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

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

At 2:55 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, February 26, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, February 26, 1969.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Al Henry. The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan and McCutcheon. There being no objection, Senators Durkan and McCutcheon were excused.

The Color Guard, consisting of Pages Pat Feehan, Color Bearer, and Linda Jasman, presented the Colors. Reverend Arthur I. Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

“Our Father God, in the solemn stillness of this moment of allegiance to the flags of our country and of our commonwealth, we do again lift up our hearts unto Thee whence comes our help. Make us aware of Thy presence; and put us in tune with Thy purpose. Enable us this day to think wisely, to act resolutely and by the power of Thy Spirit to achieve triumphantly.

“And now, quietly, confidently, trustfully, we commit ourselves, our dear ones, our state, our nation and the whole world into Thy hands. Through Jesus Christ our Lord. Amen.”

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENTS

February 18, 1969.

WALTER C. HOWE, JR., to the position of Director of the Central Budget Agency, appointed by the Governor on May 26, 1967 for the term ending at the Governor's pleasure, succeeding himself (reported by the Committee on Ways and Means):

Recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Faulk, Guess, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall.

Passed to Committee on Rules and Joint Rules.

February 18, 1969.

GEORGE KINNEAR, to the position of Director of the State Department of Revenue, appointed by the Governor on July 1, 1967 for the term ending at the Governor's pleasure, succeeding himself (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Faulk, Foley, Guess, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall.

Passed to Committee on Rules and Joint Rules.

February 25, 1969.

SENATE BILL NO. 109, authorizing professional service corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Dore, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

SENATE BILL NO. 110, compensating certain victims of crimes (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Greive, Holman, McCormack, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 203, authorizing a reconveyance of forest trust lands to counties for recreational uses (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 213, providing for liens upon real property (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 216, declaring rank of mechanic's lien when applying proceeds (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE BILL NO. 357, selling products of public lands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 361, protecting forest products from fire danger (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 11, 1969.

SENATE BILL NO. 375, establishing agricultural commodity commissions (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 379, regulating teaching contracts (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Stender, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

SENATE BILL NO. 384, requiring criminal defendant to inform state in advance of trial if defendant uses an alibi witness (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Gissberg, Greive, Holman, McCormack, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

SENATE BILL NO. 386, granting private citizens immunity when aiding police officers (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Gissberg, Greive, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

SENATE BILL NO. 443, establishing treatment center for alcoholic, narcotic and dangerous drug abuse (reported by Committee on Public Institutions):

MAJORITY recommendation: Do pass.

Signed by: Senators Odegaard, Chairman, Elicker, Faulk, Knoblauch, Lewis (Brian), Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 447, assessing milk and cream (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE CONCURRENT RESOLUTION NO. 9, authorizing educational cost-quality study (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

HOUSE BILL NO. 179, eliminating requirement that certain employees reside on institution grounds (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

February 25, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 52,

HOUSE BILL NO. 54,

ENGROSSED HOUSE BILL NO. 111,

ENGROSSED HOUSE BILL NO. 115,

ENGROSSED HOUSE BILL NO. 125,

HOUSE BILL NO. 146,

ENGROSSED HOUSE BILL NO. 183,

HOUSE BILL NO. 224,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 738, by Senator Durkan:

An Act relating to community colleges; amending section 32, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.320; amending section 34, chapter 8, Laws of 1967 ex. sess. and

RCW 28.85.340; amending section 36, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.360; amending section 37, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.370; amending section 28B.50.320, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.320; amending section 28B.50.340, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.340; amending section 28B.50.360, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.360; amending section 28B.50.370, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.370; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

HOUSE BILL NO. 52, by Representatives Leland, Newhouse and Conner (by departmental request):

An Act relating to motor vehicles; and amending section 6, chapter 16, Laws of 1963, as amended by section 2, chapter 25, Laws of 1967, and RCW 46.61.425.

Referred to Committee on Highways.

HOUSE BILL NO. 54, by Representatives Hawley, Wolf and Litchman (by departmental request):

An Act relating to taxation and revenue; providing for determination of the amount to be deposited in the marine fuel tax refund account; and amending section 3, chapter 5, Laws of 1965 and RCW 43.99.030.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 111, by Representatives Hatfield, Swayze and Wojahn:

An Act relating to metropolitan park districts; and amending section 35.61.130, chapter 7, Laws of 1965 and RCW 35.61.130.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 115, by Representatives Brown, Brouillet, Zimmerman, Mentor, Litchman, Evans and Randall:

An Act relating to school districts; adding a new section to chapter 28.58 RCW; adding a new section 28A.58 RCW; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 125, by Representatives Veroske, Berentson and Kink (by departmental request):

An Act relating to food fish and shellfish; adding new section to chapter 12, Laws of 1955 and to chapter 75.12; and providing an effective date.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 146, by Representatives Wojahn, McCormick and Martinis (by Legislative Council request):

An Act relating to motor vehicles; amending section 16, chapter 74, Laws of 1967 ex. sess. and RCW 46.70.180; adding new sections to chapter 46.37 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman H.), Clarke (George W.) and Heavey:

An Act providing for a court of appeals and for the election, composition, terms of office and retirement of its judges.

Referred to Judiciary Committee.

HOUSE BILL NO. 224, by Representatives Morrison, Randall and Curtis (by departmental request):

An Act relating to the use of money credited to the account of the state of Washington in the unemployment trust fund by the secretary of the treasury of the United States of America pursuant to section 903 of the social security act, as amended; and amending section 62, chapter 35, Laws of 1945 as amended by section 2, chapter 170, Laws of 1959, and RCW 50.16.030.

Referred to Committee on Labor and Social Security.

MOTIONS

On motion of Senator McCormack, Senate Bills Nos. 188 and 200 were ordered held on the second reading calendar for Thursday, February 27, 1969.

On motion of Senator Bailey, the Senate recessed until 11:40 a.m.

SECOND MORNING SESSION

President Pro Tempore Henry called the Senate to order at 11:40 a.m.

There being no objection, Senator McCormack was excused.

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

REPORT OF STANDING COMMITTEE

GUBERNATORIAL APPOINTMENT

February 21, 1969.

JACK C. HOOD, to the position of Chairman of the Liquor Control Board, appointed by the Governor on March 19, 1968 for the term ending January 15, 1976, succeeding Albert C. Thompson, Jr. (reported by the Committee on Liquor Control):

Recommends that said appointment be confirmed.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

It was moved by Senator Atwood that the rules be suspended and the appointment of Jack C. Hood to the position of Chairman of the Liquor Control Board be now confirmed.

APPOINTMENT OF JACK C. HOOD

The Secretary called the roll and the appointment of Jack C. Hood to the position of Chairman of the Liquor Control Board was confirmed by the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Dore—1.

Excused: Senators Durkan, McCormack—2.

APPOINTMENT OF SPECIAL COMMITTEE

President Pro Tempore Al Henry announced the presence of Mr. Bruce Keener III, captain in the United States Navy who on April 5, 1969 will take command of the U.S.S. Seattle and appointed a special committee consisting of Senators Elicker and Walgren to escort Captain Keener to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Captain Keener to address the Senate.

The committee of honor escorted Captain Keener from the rostrum and from the Senate Chamber.

SECOND READING

SENATE BILL NO. 239, by Senators Gissberg and Stortini:

Providing public employees' collective bargaining.

The Senate resumed consideration of Senate Bill No. 239 on second reading and the pending amendment by Senator Elicker.

There being no objection, Senator Elicker was permitted to withdraw his amendment.

On motion of Senator Elicker, the following amendment was adopted:

On page 5, section 4, line 9, after "agreement" insert ", notwithstanding any other provision of the law to the contrary"

On motion of Senator Day, the following amendment was adopted:

On page 4, section 4, line 30, after the amendment by Senators Donohue, Henry and Knoblauch, after "member" and before the semicolon insert "": *PROVIDED FURTHER, That such employee however shall pay the equivalent of dues and fees to the union for services rendered or to a charity or scholarship fund mutually agreed upon*"

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 239 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Gissberg, Greive and Cooney demanded a Call of the Senate.

The demand for the Call of the Senate was sustained on a rising vote.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Durkan and McCormack, who were previously excused.

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

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 239 and the bill passed the Senate by the following vote: Yeas, 31; nays, 16; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—31.

Voting nay: Senators Andersen, Atwood, Canfield, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Pritchard, Ryder, Williams, Woodall—16.

Excused: Senators Durkan, McCormack—2.

ENGROSSED SENATE BILL NO. 239, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

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

On motion of Senator Gissberg, there being no objection Senate Bill No. 292 was ordered placed at the end of the second reading calendar for today.

SENATE BILL NO. 180, by Senators Peterson (Ted), Stender and Mardesich:
Regulating electricians and electrical installations.

REPORT OF STANDING COMMITTEE

February 5, 1969.

SENATE BILL NO. 180, regulating electricians and electrical installations (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 2, line 12 after "appliances" and before "to" insert "excluding plug-in appliances"

On page 6, section 3, line 3 after "(2)" strike the remainder of line 3 and all of line 4 and insert the following: "materials and equipment used upon such work, (3) taxes and contributions due the state,"

Signed by: Senators Stortini, Chairman; Connor, Faulk, Herr, Matson, Ridder, Stender.

The bill was read the second time by sections.

On motion of Senator Stortini, the first committee amendment was not adopted.

On motion of Senator Stortini, the second committee amendment was adopted.

On motion of Senator Stortini, the following amendments were adopted:

On page 3, section 22, line 22, after "current," and before "without" insert "as it pertains to the electrical industry,"

On page 5, section 2, line 9, after "corporation" strike all the matter down through and including "current" on line 12.

On page 8, section 4, line 25, after "dollars" and before the period insert "PROVIDED FURTHER, That where circuit extensions are installed for controls and motors for central heating plants such as oil, gas, or electric furnaces the fee shall be two dollars"

On motion of Senator Bailey, the following amendment was adopted:

On page 5, section 2, line 8, after the period and before "The" insert "In lieu of the surety bond required by this section the license applicant may file with the director a cash deposit or other negotiable security acceptable to the director: PROVIDED, HOWEVER, If the license applicant has filed a cash deposit, the director shall deposit such funds in a special trust savings account in a commercial bank, mutual savings bank, or savings and loan association and shall pay annually to the depositor the interest derived from such account."

MOTION

Senator Woodall moved that Engrossed Senate Bill No. 180 be placed at the end of the second reading calendar for today.

POINT OF INQUIRY

Senator Bailey: "Mr. President, I would like to ask Senator Woodall a question. Senator Woodall, when you are contributing your legal talents, would you consider trying to work out a grandfather clause for the small contractor that is already in business and forced to come under a rather unduly strict interpretation by the department?"

Senator Woodall: "Thank you, I think that is a very excellent suggestion."

The motion carried and Engrossed Senate Bill No. 180 was ordered placed at the end of the second reading calendar for today.

MOTION

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

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:45 p.m.

SECOND READING

SENATE BILL NO. 66, by Senators Lewis (Brian), Williams and Walgren:
Establishing maximum terms for local improvement bonds.

REPORT OF STANDING COMMITTEE

February 20, 1969.

SENATE BILL NO. 66, establishing maximum terms for local improvement bonds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendment:

In section 1, line 21 after "exceed" and before "percent" strike "six" and insert "[six

ten]" Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator Herr, the committee amendment was adopted.

On motion of Senator Herr, the rules were suspended, Engrossed Senate Bill No. 66 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 66 and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Matson, Ryder—2.

Excused: Senator Durkan—1.

ENGROSSED SENATE BILL NO. 66, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 234, by Senators Durkan, Talley, Keefe, Walgren, Herr and Pritchard:

Revising various sections of the optional municipal code.

REPORT OF STANDING COMMITTEE

February 11, 1969.

SENATE BILL NO. 234, revising various sections of the optional municipal code (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, strike all of section 1 and renumber the remaining sections consecutively.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman.

The bill was read the second time by sections.

On motion of Senator Herr, the committee amendment was adopted.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 234 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 234 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Matson—1.

Excused: Senator Durkan—1.

ENGROSSED SENATE BILL NO. 234, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT MEMORIAL NO. 7, by Senator Atwood:

Memorializing congress to help resolve the border problems of Point Roberts, Washington.

The memorial was read the second time in full.

On motion of Senator Atwood, the rules were suspended, Senate Joint Memorial No. 7 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

POINT OF INQUIRY

Senator Peterson (Ted): "Would Senator Atwood yield to a question? Senator Atwood, has there ever been any thought that the geographic should be changed in that this part of Canada, you might say, is Washington. It is a peninsula that ends down there and should go into Canada. Couldn't they trade it for one of the islands in the San Juans or do something so this could be rectified? The situation you have there, it seems intolerable."

Senator Atwood: "There has been some thought of that. I don't know what the feeling of the residents of Point Roberts would be but we thought of starting another Pig War and then having the Japanese mediate the dispute and we might get an island for Point Roberts. When the Kaiser drew the line, I don't think he looked at the map. I don't know what the upshot or the recommendations will be but I don't think it will result in a territorial transfer of jurisdiction."

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 7 and the memorial passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Wilson, Woodall—43.

Absent or not voting: Senators Guess, Matson, Twigg, Washington, Williams—5.

Excused: Senator Durkan—1.

SENATE JOINT MEMORIAL NO. 7, having received the constitutional majority, was declared passed.

SENATE CONCURRENT RESOLUTION NO. 10, by Senators Atwood, Faulk and Durkan:

Authorizing a fiscal study of budgets in community colleges.

The resolution was read the second time in full.

On motion of Senator Atwood, the rules were suspended, Senate Concurrent Resolution No. 10 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Gissberg: "Would Senator Atwood yield? Senator Atwood, I was most pleased to hear you say that you would be better prepared with information in 1971. Inferentially then, does that mean that you do not subscribe to the Governor's plan to call us back here in 1970? Do you feel as we do that we can do the job and make it last for two years?"

Senator Atwood: "I am of that impression originally, Senator Gissberg. I still think so. The Governor has made the statement that he is going to have us back in 1970. We can't get on top of this community college problem within this nine month period."

Senator Stender: "Mr. President, I would like to ask Senator Atwood a further question, if he would yield. Senator Atwood, is this resolution designed to, you might say, avoid the facing up to the problem in the current biennium or financing the community colleges at the proper level?"

Senator Atwood: "I don't quite follow you, Senator."

Senator Stender: "I think the question has been pretty well stated that the community colleges proposed budgets have been cut off by the Governor. There was some real feeling that an honest budget was presented and then it was cut back and the others all come with these balloon budgets. Is this a way to avoid facing up to this?"

Senator Atwood: "No, not at all, Senator Stender. The plain fact is, if you were at the hearing, that there was no supporting data on which this legislature or the central budget agency could make an objective judgment. If you were at the hearing you saw their charts. They were comparative charts to the institutions of higher learning. In order for us to get any figures on the salaries and everything the WEA had to furnish me with a current salary survey. The community college board had no figures on this and we did get them last week, courtesy of the WEA and it turns out that there is a great disparity in between institutions. There are twenty-two of them and they are all different, every one of them. There is no consistency in any of their figures."

Senator McCormack: "Would Senator Atwood yield to another question? Senator Atwood, what will this bill provide that would not be a normal functioning operation of the legislative budget committee?"

Senator Atwood: "Nothing, that I know of, except that we have to have a direction to do this. That was the feeling of Senator Foley, the chairman, and Senator Durkan who is co-sponsor of this resolution."

Senator McCormack: "Doesn't the budget committee normally go into the operational budget?"

Senator Atwood: "Not that detailed without a direction of the legislature. If you will look at it, it is quite detailed in an area where they were directed the same way on the institutions of higher learning a few years ago on the formula."

Senator McCormack: "Thank you."

The motion carried and the resolution was adopted.

SENATE BILL NO. 353, by Senators McDougall and Herr:
Authorizing city fund surplus investments.

REPORT OF STANDING COMMITTEE

February 18, 1969.

SENATE BILL NO. 353, authorizing city fund surplus investments (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 14 after "to" and before "make" insert "determine the amount of money available in each fund for investment purposes and"

On page 2, section 2, line 15 after "amended" strike ", subject to" and insert "and"

On page 2, section 3, beginning on line 25 strike all the material down to and including "fund." on line 28

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator McDougall, the committee amendments were adopted.

On motion of Senator McDougall, the rules were suspended, Engrossed Senate Bill No. 353 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 353 and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-46.

Absent or not voting: Senators McCormack, Talley-2.

Excused: Senator Durkan-1.

ENGROSSED SENATE BILL NO. 353, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 354, by Senator Bailey:
Increasing fees of election officers.

REPORT OF STANDING COMMITTEE

February 20, 1969.

SENATE BILL NO. 354, increasing fees of election officers (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 7, after "than" strike remainder of line 7 and line 8 and insert "[one dollar, nor more than one dollar and fifty cents] *the state minimum wage*"

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Holman, McCormack, Mardesich, Pritchard, Woodall.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the committee amendment was adopted.

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Bill No. 354 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 354 and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-46.

Voting nay: Senators Huntley, Newschwander-2.

Excused: Senator Durkan-1.

ENGROSSED SENATE BILL NO. 354, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 469, by Senators Durkan, Foley, McDougall and Henry:
Implementing law relating to state agency housing.

REPORT OF STANDING COMMITTEE

February 21, 1969.

SENATE BILL NO. 469, implementing law relating to state housing agency (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 13, after "agencies" insert " , , " .

On page 1, section 1, line 14, strike "and" and insert "or".

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Pritchard.

The bill was read the second time by sections.

On motion of Senator Foley, the committee amendments were adopted.

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 469 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 469 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Pritchard—1.

Excused: Senator Durkan—1.

ENGROSSED SENATE BILL NO. 469, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 120, by Senators Twigg, Cooney and Woodall (by Legislative Council request):

Suspending motor vehicle driver's licenses.

REPORT OF STANDING COMMITTEE

February 5, 1969.

SENATE BILL NO. 120, suspending motor vehicle driver's licenses (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 11, after "in" and before "this" insert "this section or in other sections of"

On page 2, section 3, line 11, after "chapter" strike all of the material down to and including "person" on line 25 and add a new paragraph as follows:

"When the certificates transmitted to the department under RCW 46.29.310 indicate that a default judgment has been entered against the defendant but do not indicate clearly that service of summons was on the person of the defendant, then the department shall promptly notify the defendant by first class mail addressed to the address in the department's records under RCW 46.20.205 (if a nonresident, then to the comparable record in his home state) that within twenty-five days of the mailing date, which shall be indicated on the notice, he may request a hearing on the question of the suspension of his license or nonresident driving privilege. If the defendant does not make a timely request for a hearing, then the suspension shall be forthwith executed. Should a hearing be timely requested, then the department shall convene a hearing in conformity with Chapter 34.04 RCW, as now law or hereafter amended. The defendant's license or nonresident driving privilege shall not be suspended if at such hearing he overcomes the following presumptions:

"(a) That he received actual and timely notice of the suit against him.

"(b) That he would have received actual and timely notice had he conformed to the provisions of RCW 46.20.205.

"(c) That he would have received actual and timely notice had he not thwarted the attempt or attempts to so notify him."

Signed by: Senators Uhlman, Chairman; Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Twigg, the rules were suspended, Engrossed Senate Bill No. 120 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Twigg yield to a question? Senator Twigg, is this the same bill we passed two years ago and which failed in the House?"

Senator Twigg: "I'm not aware of it Senator. I don't believe that I have seen this bill before."

Senator McCutcheon: "I have heard Senator Woodall expound on it and I thought we had passed it two years ago but is this some extension or differentiation?"

Senator Twigg: "I think you might be referring to a measure that we did again pass this session earlier, having to do with suits against out of state residents and the methods of securing service of process."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 120 and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Connor, Gissberg, Pritchard—3.

Excused: Senator Durkan—1.

ENGROSSED SENATE BILL NO. 120, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 147, by Senators Peterson (Ted), Peterson (Lowell), Metcalf and Talley (by departmental request):

Requiring licenses for charter fishing boats.

On motion of Senator Peterson (Ted), Substitute Senate Bill No. 147 was substituted for Senate Bill No. 147 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Bailey, the following amendment was adopted:

On page 1, section 1, line 22, after "the" strike "main" and insert "nearest"

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Substitute Senate Bill No. 147 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Bailey: "Would Senator Peterson yield to a question? Senator Peterson, is there any intent in this legislation to exempt any group from the payment of sales tax or B&O tax in this measure?"

Senator Peterson (Ted): "Not at all, Senator Bailey. There is no such intent."

Senator McCormack: "Would Senator Gissberg yield to a question? Senator Gissberg, you are talking about the limit of two fish. Now I was under the impression it was three. Does this bill change this limit from three to two fish or am I under a misapprehension?"

Senator Gissberg: "No, you see I have been fishing for steelhead so much that I was thinking of the steelhead when I said 'two'."

Senator McCormack: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 147 and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator McCormack—1.

Absent or not voting: Senator Pritchard—1.

Excused: Senator Durkan—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 147, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 402, by Senators Talley and Williams:

Permitting correction of sewer district assessment roll errors.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 2, section 1, line 13, after "paragraph" and before the period insert "*PROVIDED, That neither the correcting order or the corrected assessment roll shall result in an increased assessment to the property owner*"

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 402 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 402 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Lewis (Harry)—1.

Excused: Senator Durkan—1.

ENGROSSED SENATE BILL NO. 402, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 290, by Senators Henry, Peterson (Ted) and Stender (by departmental request):

Creating additional divisions within department of labor and industries.

REPORT OF STANDING COMMITTEE

February 21, 1969.

SENATE BILL NO. 290, creating additional divisions within department of labor and industries (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 3, line 4 after "division" and before the "." insert "subject to the provisions of Chapter 41.06 RCW"

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

On motion of Senator Mardesich, the following amendment was adopted:

On page 1, section 1, line 11, strike the word "and"

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 290 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Guess: "Would Senator Stender yield to a question? Senator Stender, can you answer the question as to whether or not there will be a conflict in the two statutes there?"

Senator Stender: "I have to point out, Senator, the hearings were held and the question was raised at that time and the department already has these responsibilities. This is an organizational measure within the department. The responsibility is not removed from the department by this measure. It merely adds the two divisions as heading within the department, not outside but within the department itself and the functions as I explained that are now being performed.

"The apprenticeship council, as you mentioned Senator, is not disturbed one iota. They have a head man that is an assistant, so to speak, in charge of the apprenticeship program for the state of Washington. So it is just organizational so far as the powers already delegated within the department of labor and industries."

Senator Greive: "Would Senator Stender and Senator Guess yield to a question? Would you have any objection if we placed this bill first on the calendar for tomorrow? We have promised people who have meetings that they could have them as scheduled and if we can continue this as number one tomorrow, we will be able to have the meetings as planned."

Senator Stender: "Very frankly, if all of these questions posed and if those who are in doubt will study what the situation is and Senator Guess is certainly close to this in his regular work, there just isn't any controversy in this measure. We can make it into a controversy if you think that you have the time for it but I wouldn't be upholding or supporting it in the first place if I thought it was a measure that would disrupt the department of apprenticeship or was designed at all to destroy the function insofar as the safety division is concerned, which is not at all in any manner, shape or form affected by this housekeeping measure. That is what I am saying. I suppose that we could ask questions about the whole department but this doesn't propose to change it."

MOTION

On motion of Senator Mardesich, Senate Bill No. 290 was ordered placed on the second reading calendar for Friday, February 28.

PARLIAMENTARY INQUIRY

Senator Lewis (Brian): "Parliamentary inquiry."

President Pro Tempore Henry: "The Senator will state his point of parliamentary inquiry."

Senator Lewis (Brian): "I understood that Senator Gissberg had moved this morning that Senate Bill No. 292 be placed at the end of the second reading calendar. Is there a motion to cease action on the second reading calendar?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "It will be on the second reading calendar for tomorrow, Senator Lewis."

MOTION

At 3:10 p.m. on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, February 27, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, February 27, 1969.

The Senate was called to order at 10:00 a.m. by President Pro Tempore Henry. The Secretary called the roll and announced to the President that all Senators were present except Senator Stender.

The Color Guard, consisting of Pages Terry Thayer, Color Bearer, and Carla Sawyer, presented the Colors. Reverend Arthur I. Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Lord, teach us how to pray aright, with reverence and with fear; though dust and ashes in Thy sight, we may, we must draw near. We perish if we cease from prayer; O grant us power to pray and when to meet Thee we prepare, Lord, meet us by the way. Truly, Thou art the Way, without Thee there is no going. Thou art the Truth, without Thee there is no knowing. Thou art the Life, without Thee there is no living. Grant us Thy Way to go, Thy Truth to know, Thy Life to live. Forgive our sins and our lack of faith and strengthen us this day to know and to do Thy will. Through Jesus Christ our Lord. Amen."

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

MOTION

At 10:10 a.m., on motion of Senator Greive, the Senate recessed until 10:30 a.m.

SECOND MORNING SESSION

President Pro Tempore Henry called the Senate to order at 10:30 a.m.

MESSAGE FROM THE HOUSE

February 25, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 123 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Uhlman, the Senate receded from its amendment to Engrossed House Bill No. 123 on page 1, section 1, line 26.

On motion of Senator Uhlman, the Senate adhered to its position regarding its amendment to page 1, section 1, line 7.

ROLL CALL

The Secretary called the roll and Engrossed House Bill No. 123 passed the Senate without the Senate amendment to page 1, section 1, line 26 by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell),

Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Bailey, Faulk, Stender—3.

ENGROSSED HOUSE BILL NO. 123, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 17, by Senators Gissberg, Atwood and Sandison:

WHEREAS, The legislature has enacted Senate Bill No. 255 into law; and

WHEREAS, In order to discharge its constitutional duties, the legislature must have full control and authority of the legislative chambers, committee rooms, hearing rooms, legislative offices located in the legislative building, including all areas in the rotunda therein, as well as committee rooms and hearing rooms located in the public lands building and the public health building, and ways of ingress and egress to and from all such chambers, committee rooms, hearing rooms and offices;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, the House of Representatives concurring, that the President of the Senate, or in his absence the presiding officer, and the Speaker of the House, or in his absence the Speaker Pro Tempore, are authorized to appoint their respective Sergeants at Arms, and such other security personnel as they may deem necessary, to effectuate the provisions of Senate Bill No. 255 with respect to legislative chambers, committee rooms, hearing rooms, and legislative offices located in the legislative building, including all areas in the rotunda therein, as well as committee rooms, and hearing rooms located in the public lands building and the public health building, and ways of ingress and egress to and from all such chambers, committee rooms, hearing rooms and offices.

BE IT FURTHER RESOLVED, That the President of the Senate and the Speaker of the House are authorized to adopt necessary rules and regulations to carry out the purposes of this concurrent resolution.

On motion of Senator Gissberg, the rules were suspended, Senate Concurrent Resolution No. 17 was advanced to second reading and read the second time in full.

On motion of Senator Gissberg, the rules were suspended, Senate Concurrent Resolution No. 17 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

MOTION

On motion of Senator Atwood, the rules were suspended and Senate Concurrent Resolution No. 17 was immediately transmitted to the House.

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENT

February 27, 1969.

CLAUDE EDGREN, to the position of Member of the State Board of Pharmacy, appointed by the Governor on January 19, 1969 for the term ending January 18, 1973, succeeding himself (reported by the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that said appointment be confirmed.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules.

February 26, 1969.

SENATE BILL NO. 110, compensating certain victims of crimes (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That the bill be referred to Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Guess, Keefe, Knoblauch, Peterson (Ted), Ryder, Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and the bill was referred to the Committee on Ways and Means—Appropriations.

February 26, 1969.

SENATE BILL NO. 245, establishing a higher education student aid program (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That the bill be referred to Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Foley, Gissberg, Guess, Knoblauch, Peterson (Ted), Ryder, Stender, Williams, Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and the bill was referred to the Committee on Ways and Means—Appropriations.

February 26, 1969.

SENATE BILL NO. 514, authorizing Green River Gorge Park (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Lewis (Brian), Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

ENGROSSED HOUSE BILL NO. 128, limiting the liability of owners or possessors of recreational land consequent to injuries thereon (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Lewis (Brian), Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

February 26, 1969.

Mr. President: The House has passed SENATE BILL NO. 142 with the following amendments:

On page 1, beginning on line 12, strike the remainder of the act and insert:

“Part I. Sections affecting current law.

“Section 1. Section 10, chapter 266, Laws of 1947 as last amended by section 1, chapter 67, Laws of 1957 and RCW 28.57.338 are each amended to read as follows:

“The governing board of a school district shall be known as the board of directors of the district. Unless otherwise specifically provided, as in RCW 29.13.060, members of a board of directors shall be elected by ballot by the qualified electors of the school district and shall hold office for a term of four years and until their successors are elected and qualified. *Terms of school directors shall be staggered and insofar as possible, not more than a majority of one shall be elected to fill terms at any regular election.* In case a member or members of a board of directors are to be elected to fill an unexpired term or terms, the ballot shall specify the term for which each such member is to be elected. *Except for a school district of the first class in class AA and class A counties having an enrollment of 70,000 pupils or more which shall have a board of directors of seven members,* the board of directors of a school district of the first class or [of a] school district of the second class shall consist of five members. The board of directors of a school district of the third class shall consist of three members.

“[The terms of all school directors elected to office in March, 1956 shall be for four years. There shall be no general school district elections held in the year 1957 and the directors whose terms would have expired in 1957, but for the provisions of this act, shall continue in office until their successors are elected at the general election to be held on the second Tuesday of March, 1958. The directors whose terms expire in 1958 shall be elected

for a four-year term: PROVIDED, That in any school district governed by a board of directors composed of five directors in which the term of office of more than three directors shall expire in 1958 or in 1960, there shall be elected at the regular school election, held in the year in which the term of office of more than three directors expires, a number of directors equal to the number of directors whose terms expire in that year. Said directors shall be elected for the following terms: Three directors for a term of four years and the remainder for a term of two years. Prior to the date set by law for filing a declaration of candidacy for the office of director, the board of directors of any school district affected by this proviso which is divided into director districts shall determine by lot the director districts from which directors shall be elected for a term of four years and the director district or districts from which a director or directors shall be elected for a term of two years. Any such candidate shall indicate on his declaration of candidacy the director's district and the term of years for which he seeks election and the director's district and the term of office shall also appear upon the ballot. Any candidate filing for the office of director in any district affected by the proviso which is not divided into director districts shall indicate on his declaration of candidacy the term of years for which he seeks to be elected. The ballot for such election shall indicate the term of years for which a candidate seeks to be elected: PROVIDED FURTHER, That in any school district governed by a board of directors composed of three directors in which the term of office of all the directors shall expire in 1958 or in 1960, there shall be elected, at the regular school election held in the year in which the term of office of all of the directors expires, three directors for the following terms: Two directors for a term of four years and one director for a term of two years. Any candidate filing for the office of director in any district affected by this proviso shall indicate on his declaration of candidacy the term of years for which he seeks to be elected. The ballot at such election shall indicate the term of years for which a candidate seeks to be elected.]

"NEW SECTION. Sec. 2. There is added to chapter 28.57 RCW a new section to read as follows:

"Notwithstanding any other provision of law, school districts of the first class in class AA and class A counties having an enrollment of 70,000 pupils or more shall be divided into seven director districts. The boundaries of such director districts shall be established by the county committee on school district organization, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Election of school directors shall be by the registered voters of each respective director district and for the position of director in that district, and, except as provided in section 3 of this 1969 amendatory act for the initial directors thereof, every such director so elected shall serve for a term of six years as otherwise provided in RCW 29.13.060.

"NEW SECTION. Sec. 3. There is added to chapter 28.57 RCW a new section to read as follows:

"When any district shall become a school district of the first class in accordance with section 2 of this 1969 amendatory act, the chairman of the school board thereof shall immediately notify the county committee on school district organization who shall establish director district boundaries therefor. Directors presently serving on the districts' school board shall continue to serve for the terms for which they were elected, unless two or more such directors reside in the same directors' district after the boundaries thereof have been established, in which event the director who shall continue to serve in such director district shall be determined by lot, said other director or directors to serve only until the next regular school election in the district. Prior to the next regular school election in the district and the filing of declarations of candidacy therefor, the county auditor shall determine by lot which of the positions for director districts to be filled shall be for two, four, or six years, dependent upon the terms of incumbent directors, with the objective being the election of all the districts' directors on a staggered basis as provided for in section 4 of this 1969 amendatory act. Thereafter the terms of their successors shall be for six years as provided in section 2 of this 1969 amendatory act.

"Sec. 4. Section 13, chapter 268, Laws of 1959 and RCW 28.57.430 are each amended to read as follows:

"[Whenever the provisions of this amendatory act require school directors to be elected at the regular school district election and the district affected is a] *Any first class school district having a board of directors of five members as provided in section 1 of this 1969 amendatory act and which elects directors for a term of six years under the provisions of RCW 29.13.060 [the directors shall be elected for such terms of office not in excess of six years as will] shall cause the office of at least one director and no more than two directors to be up for election at each regular school district election held [hereafter] hereafter and any first class school district having a board of directors of seven members as provided in section 1 of this 1969 amendatory act shall cause the office of two directors and no more than three directors to be up for election at each regular school district election held hereafter.*

"Part II. Sections affecting proposed 1969 education code.

"Sec. 5. Section 28A.57.312, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.312 are each amended to read as follows:

"The governing board of a school district shall be known as the board of directors of the district.

"Unless otherwise specifically provided, as in RCW 29.13.060, members of a board of directors shall be elected by ballot by the registered voters of the school district and shall hold office for a term of four years and until their successors are elected and qualified. Terms of school directors shall be staggered, and insofar as possible, not more than a majority of one shall be elected to full terms at any regular election. In case a member or members of a board of directors are to be elected to fill an unexpired term or terms, the ballot shall specify the term for which each such member is to be elected.

"Except for a school district of the first class in class AA and class A counties having an enrollment of 70,000 pupils or more which shall have a board of directors of seven members, the board of directors of [a] every school district of the first class or [of a] school district of the second class shall consist of five members. The board of directors of a school district of the third class shall consist of three members.

"NEW SECTION. Sec. 6. There is added to chapter 28A.57 RCW a new section to read as follows:

"Notwithstanding any other provision of law, school districts of the first class in class AA and class A counties having an enrollment of 70,000 pupils or more shall be divided into seven director districts. The boundaries of such director districts shall be established by the county committee on school district organization, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Election of school directors shall be by the registered voters of each respective director district and for the position of director in that district, and, except as provided in section 7 of this 1969 amendatory act for the initial directors thereof, every such director so elected shall serve for a term of six years as otherwise provided in RCW 29.13.060.

"NEW SECTION. Sec. 7. There is added to chapter 28A.57 RCW a new section to read as follows:

"When any district shall become a school district of the first class of the type referred to in section 6 of this 1969 amendatory act, the chairman of the school board thereof shall immediately notify the county committee on school district organization who shall establish director district boundaries therefor. Directors presently serving on the districts' school board shall continue to serve for the terms for which they were elected, unless two or more such directors reside in the same directors' district after the boundaries, thereof have been established, in which event the director who shall continue to serve in such director district shall be determined by lot, said other director or directors to serve only until the next regular school election in the district. Prior to the next regular school election in the district and the filing of declarations of candidacy therefor, the county auditor shall determine by lot which of the positions for director districts to be filled shall be for two, four, or six years, dependent upon the terms of incumbent directors, with the objective being the election of all the districts' directors on a staggered basis as provided for in section 8 of this 1969 amendatory act. Thereafter the terms of their successors shall be for six years as provided in section 6 of this 1969 amendatory act.

"Sec. 8. Section 28A.57.336, chapter _____, Laws of 1969 (HB 58) and RCW 28A.57.336 are each amended to read as follows:

"[Whenever the provisions of this chapter require school directors to be elected at the regular school district election and the district affected is a] *Any first class school district having a board of directors of five members as provided in section 5 of this 1969 amendatory act and which elects directors for a term of six years under the provisions of RCW 29.13.060 [the directors shall be elected for such terms of office not in excess of six years as will] shall cause the office of at least one director and no more than two directors to be up for election at each regular school district election held [hereafter] hereafter and any first class school district having a board of directors of seven members as provided in section 5 of this 1969 amendatory act shall cause the office of two directors and no more than three directors to be up for election at each regular school district election held hereafter.*

"Part III. Construction.

"NEW SECTION. Sec. 9. The forty-first legislature has before it a bill proposing a complete revision of the education laws of this state (1969 HB 58). The provisions of Part I of the instant bill seek to change existing laws. The provisions of Part II seek to change correlative provisions of the proposed 1969 education code if such code becomes law. It is the intent of the legislature that the provisions of Part I shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of Part I shall expire and the provisions of Part II shall concomitantly become effective. It is the further intent of the legislature that Part II of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then any amendatory provisions of Part II of this bill shall be construed as amending the correlative sections of the 1969 education code, any repealing provisions of Part II shall be construed as repealing the correlative section of the 1969 education code, and any new or additional provisions of Part II shall be construed as being in pari materia with the 1969 education code.

"NEW SECTION. Sec. 10. Part I of this 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

"NEW SECTION. Sec. 11. Part II of the 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on the date upon which the 1969 education code becomes effective."

In line 4 of the title, after the semicolon following "RCW 28.57.430" strike the remainder of the title and insert "adding new sections to chapter 28.57 RCW; amending section 28A.57.312, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.312; amending section 28A.57.336, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.336; adding new sections to chapter 28A.57 RCW; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring emergencies." and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

On motion of Senator Andersen, Senator Stender was excused.

Senator Dore moved that the Senate concur in the House amendments to Senate Bill No. 142.

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Ryder, Woodall, Washington, Greive, McCutcheon, Cooney, Mardesich, Peterson (Ted).

ROLL CALL

The Secretary called the roll and the motion by Senator Dore to concur in the House amendments to Senate Bill No. 142 failed by the following vote: Yeas, 23; nays, 25; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Henry, Herr, Keefe, Knoblauch, McCormack, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Sandison, Stortini, Talley, Uhlman, Walgren—23.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Greive, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Twigg, Washington, Williams, Wilson, Woodall—25.

Excused: Senator Stender—1.

The Senate refused to concur in the House amendments to Senate Bill No. 142 and asked the House to recede therefrom.

MESSAGES FROM THE HOUSE

February 26, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 327, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

February 27, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 123, and has passed the bill as amended by the Senate, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

February 27, 1969.

Mr. President: The House has adopted SENATE CONCURRENT RESOLUTION NO. 17, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

February 27, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 123, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
HOUSE BILL NO. 123.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 15, by Committee on Education:

Directing the promulgation of certain rules and regulations respecting certain activities in the common school system.

On motion of Senator Ridder, the rules were suspended, Senate Concurrent Resolution No. 15 was advanced to second reading and read the second time in full.

On motion of Senator Ridder, the rules were suspended, Senate Concurrent Resolution No. 15 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

POINTS OF INQUIRY

Senator Guess: "Would Senator Ridder yield? Senator Ridder, can you assure me that the superintendent of public instruction is legally bound to follow the directive of the legislature as expressed through a concurrent resolution?"

Senator Ridder: "As I understand it, we have delegated the authority to the state school board through the superintendent of public instruction to promulgate policy in this area, and noticing that last session we passed a bill concerning the gaining permission of parents for psychological testing, that was immediately picked up and put in guidelines by the superintendent of public instruction of the state school board, we have been assured to this degree that these will be accepted and put into regulations. If they are put into regulations as we have specified, they will become law and will be codified and this is my understanding on it.

"Further than this, I don't know whether this binds but I would presume that legislative intent through a body that we have delegated authority to is binding."

Senator Lewis (Brian): "In other words, Senator, last time they acted in response to a bill. Mr. Bruno has now given you written assurance that he will act in response to a concurrent resolution?"

Senator Ridder: "I must admit I do not have written assurance that they will move on this in this way. I do have oral assurance that this is acceptable to them and will be acted upon."

Senator Lewis (Brian): "Then I hope that you will be able to get his oral assurance in writing so we may have it before us before we adjourn."

Senator McDougall: "Mr. President, would Senator Guess yield to a question? Senator Guess, don't the individual school boards as such, have the right to set forth rules and regulations regarding the particular items that are contained in this concurrent resolution?"

Senator Guess: "I believe that they do, Senator McDougall, but in many areas they have not done so and this will make it a matter of the state board of education. The state board of education will promulgate the rules and regulations and then tell the individual school boards what they want them to do."

Senator McDougall: "In other words, it is your feeling that the state should enter into this matter because of this reason and this should not be the prerogative of the individual who resides in these school districts where this has been set forth?"

Senator Guess: "Senator McDougall, I think you will find many instances where the state school board has already promulgated rules and regulations and that this will not be an invasion of the prerogatives of the individual school boards."

Senator Marquardt: "Will Senator Ridder yield? Senator Ridder, is it your feeling that this resolution will substitute Senate Bills 60, 61 and 62?"

Senator Ridder: "Could I answer that at length, Senator? I believe throughout the state of Washington today, any parent that walks into a school can ask for certain information and immediately receive it, so it is in my school district. We advise parents of what is going on and parents who send in permission slips or excuse slips or requests for absence slips, we respect and we follow through on these requests.

"There are incidents which we noticed in testimony where in the state of Washington today, this right of parents is forbidden. Thank heavens it isn't widespread but there are these cases.

"What we want to do is to let the people of the state and let the school board know that we are on record here in this body of parents' rights as far as their children are concerned. I personally feel this right is now available but I think it should be put out in writing and I think is the reason for this Senate concurrent resolution being devised. I think it will do something and I urge its passage."

Senator Ridder demanded a roll call and the demand was sustained by Senators Andersen, Marquardt, Guess, Knoblauch, Metcalf, Uhlman, Newschwander and Faulk.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 15 and the resolution passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Bailey, Ryder—2.

Excused: Senator Stender—1.

SENATE CONCURRENT RESOLUTION NO. 15, having received the constitutional majority, was adopted.

SENATE CONCURRENT RESOLUTION NO. 16, by Senator Metcalf:

Requesting a study of the need for superior court redistricting.

Referred to the Judiciary Committee.

GUBERNATORIAL APPOINTMENT

REPORT OF STANDING COMMITTEE

February 18, 1969.

WALTER C. HOWE, JR., to the position of Director of the Central Budget Agency, appointed by the Governor on May 26, 1967 for the term ending at the Governor's pleasure, succeeding himself (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Faulk, Guess, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall.

It was moved by Senator Atwood that the appointment of Walter C. Howe, Jr. to the position of Director of the Central Budget Agency be now confirmed.

The nomination was seconded by Senators Durkan and Foley.

APPOINTMENT OF WALTER C. HOWE, JR.

The Secretary called the roll and the appointment of Walter C. Howe, Jr. to the position of Director of the Central Budget Agency was confirmed by the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Bailey, Guess, Ryder—3.

Excused: Senator Stender—1.

SIGNED BY THE PRESIDENT

The President signed:

SENATE CONCURRENT RESOLUTION NO. 17.

SECOND READING

SENATE BILL NO. 188, by Senators Woodall, Marquardt and Guess:
Extending veterans' benefits.

On motion of Senator Talley, Substitute Senate Bill No. 188 was substituted for Senate Bill No. 188 and the substitute bill was placed on second reading and read the second time by sections.

Senator Metcalf moved the adoption of the following amendment:

On page 2, section 1, line 3, strike all of lines 3 through 9 and insert: "or any period during which United States servicemen are ordered into armed conflict by their officers outside the territorial limits of the United States of America"

Debate ensued.

On motion of Senator Talley, the amendment by Senator Metcalf was laid upon the table.

On motion of Senator Woodall, the rules were suspended, Substitute Senate Bill No. 188 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 188 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Ryder—1.

Excused: Senator Stender—1.

SUBSTITUTE SENATE BILL NO. 188, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 200, by Senators Stortini, Peterson (Ted), Donohue and Knoblauch:

Providing for the payment of a bonus to the veterans of the South Viet Nam conflict.

REPORT OF STANDING COMMITTEE

February 20, 1969.

SENATE BILL NO. 200, providing for the payment of a bonus to veterans of South Viet Nam (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 4, after "August" and before "involving" strike "25, 1964, and ending on the date of an armistice" and insert "5, 1964, and ending on such date as shall thereafter be determined by Presidential proclamation or concurrent resolution of the Congress terminating the conflict".

On page 2, section 2, line 19, after "August" and before "1964", strike "25," and insert "5,".

On page 2, section 2, line 29, before "date" delete "armistice" and insert "termination".

On page 4, section 5, line 31, after "is" and before "mentally", insert "physically or".

On page 6, section 8, line 13, after "within" strike "thirty" and insert "twenty".

On page 6, section 8, line 18, after "thereof" insert a period and strike the remainder of the paragraph.

On page 7, section 10, line 16, strike the entire section and insert in lieu thereof:

"NEW SECTION: Sec. 10. The state finance committee shall, on or before June thirtieth of each year certify to the state treasurer the amount needed in the ensuing twelve

months to meet interest payments on and retirement of bonds authorized by this act. The state treasurer shall thereupon deposit such amount in the war veterans' compensation bond retirement fund of 1949 from the receipts from the taxes on cigarettes imposed by RCW 82.24.020, RCW 73.32.130, and RCW 28.47.440. The amount certified to the state treasurer by the state finance committee as aforesaid shall be a first and prior charge, subject only to amounts previously pledged for the payment of interest on and retirement of bonds heretofore issued, against all cigarette tax revenues."

On page 9, section 16, line 1, after "the" and before "date" strike "armistice" and insert "termination".

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Mardesich.

The bill was read the second time by sections.

On motion of Senator Wilson, the committee amendments were adopted.

Debate ensued.

POINTS OF INQUIRY

Senator Uhlman: "Would Senator McCormack yield? Senator McCormack, I caught a portion of your comments concerning the fiscal impact. Was my understanding correct in that there is no possibility of determining what the fiscal impact of this bill would be?"

Senator McCormack: "Mr. President, Senator Uhlman, I was speaking to Senate Bill No. 188. I was not speaking to Senate Bill No. 200."

Senator Uhlman: "Then I would like to ask the same question of Senate Bill No. 200. What is the fiscal impact?"

Senator McCormack: "Senator Durkan has the fiscal note on Senate Bill No. 200, Senator."

Senator Uhlman: "Would Senator Durkan yield? Senator Durkan, would you answer the same question?"

Senator Durkan: "As the cigarette tax is structured and as the bill is written, there would not in the first year of the biennium be any fiscal impact on the general fund because it takes at least one year to catch up. For the second year of the biennium, the impact would be \$2,650,000."

Senator Uhlman: "Would Senator Durkan yield to a further question? Senator Durkan, has Senate Bill No. 200 been considered by the Senate Ways and Means Committee?"

Senator Durkan: "No, it hasn't, Senator Uhlman, not yet."

Senator Uhlman: "Would it be your opinion, Senator Durkan, that the Senate Ways and Means Committee should consider this measure?"

Senator Durkan: "Senator Uhlman, since you asked that question I, obviously, as chairman of the Ways and Means Committee would have to say 'yes.'"

Senator Woodall: "Senator Durkan, would you further yield to a question? Senator Durkan, the bonus payment comes from the special cigarette tax, does it not, which goes to pay back the bonds, the money is borrowed and then the special cigarette tax goes to pay the bonuses, is that not correct, so that this does not then create a new fiscal burden?"

Senator Durkan: "But it does, Senator, because the general fund is counting on \$2,650,000 of the cigarette tax money in the second year of the biennium to be transferred into it."

"The Governor's budget anticipated that that much money from the cigarette tax will be available and should this bill pass, then \$2,650,000 will not be available as anticipated by the executive budget."

Senator Woodall: "May I further question? Senator, what you are saying then is that this special cigarette tax that was put on to pay back these bonds has now paid back the original bonds for World War II and Korea and instead of taking the tax off, being the veterans have been paid with it, that we are going to leave it on and put it into the general fund. Is that about what we are saying?"

Senator Durkan: "Senator, that is correct. There are still some bonds to be paid off. The cigarette tax is also used on the World's Fair and such things as that, so you are correct. Originally it was intended to take care of bonuses. It now has been used to support the general agencies of state government."

Senator Woodall: "So the passage of this particular bill would merely continue to use the particular cigarette tax for the same purpose as originally intended, namely to pay veterans' bonuses?"

Senator Durkan: "That is correct Senator, but the question that was asked me was whether or not this will have a fiscal impact on the executive budget and it will have for the second year of the biennium. Should this bill pass, we will be required to replace in the general fund \$2,650,000."

"Now, politically speaking, this isn't the kind of a bill that the chairman of the Ways and Means Committee would like to have in his committee but nevertheless the fact is there, and the question was asked."

MOTION

On motion of Senator Pritchard, Senate Bill No. 200 was referred to the Committee on Ways and Means on a rising vote.

SENATE BILL NO. 292, by Senators Lewis (Brian), Washington and Huntley (by Joint Committee on Highways request):

Providing rent, lease or disposal regulations for highway lands.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment by Senators Gissberg and Lewis (Brian) was adopted:

On page 1, section 1, line 13 after "authorized" and before "to" insert "*subject to the provisions and requirements of zoning ordinances of political subdivisions of government.*"

On motion of Senator Lewis (Brian), the rules were suspended, Engrossed Senate Bill No. 292 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 292 and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Durkan—1.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 292, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 180, by Senators Peterson (Ted), Stender and Mardesich: Regulating electricians and electrical installations.

The Senate resumed consideration of Senate Bill No. 180 as amended.

Senator Bailey moved the adoption of the following amendment:

On page 6, section 3, line 12, after the period insert a new paragraph to read:

"In the event that a cash or securities deposit has been made in lieu of the surety bond, and in the event of a judgment being entered against such depositor and deposit, the director shall upon receipt of a certified copy of a final judgment, pay said judgment from such deposit."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 5, section 2, line 17, after "*purpose.*" insert "*Any person who immediately prior to the effective date of this act held a valid license as an electrician issued by any city, town or county, shall be issued a state license as an electrician when he has met either the requirements of this act or the requirements which were in effect in the city, town or county which issued such license.*"

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 180 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Foley: "I would like to know, where it begins on page 5, line 8, what makes the licensing exclusive with the state of Washington. That is all added material. It preempts to the state of Washington the licensing of the individuals covered by this bill. Your comment was that it did not."

Senator Peterson (Ted): "On the licensing but you still have the permit system with which you have been carrying out in Vancouver now. You are talking about permits and then licensing. It is a state license and a city permit so you will still have your revenue there as you have always had. This licensing goes back to 1919. It is one of the oldest codes of this type in the state of Washington, Senator."

Senator Foley: "Well, I sincerely hope you are right. The attorney for the city of Vancouver, Washington seemed to think that it preempts to the state of Washington."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 180 and the bill passed the Senate by the following vote: Yeas, 32; nays, 14; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams—32.

Voting nay: Senators Atwood, Canfield, Foley, Guess, Huntley, Lewis (Brian), McDougall, Matson, Newschwander, Odegaard, Ryder, Washington, Wilson, Woodall—14.

Absent or not voting: Senators Day, Talley—2.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 180, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 296, by Senators Washington, Henry and Lewis (Brian) (by departmental request):

Authorizing urban arterial board to appoint an executive secretary.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 296 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 296 and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 2; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Voting nay: Senators Andersen, McCutcheon—2.

Absent or not voting: Senators Talley, Woodall—2.

Excused: Senator Stender—1.

SENATE BILL NO. 296, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 207, by Senators Newschwander, Twigg and Dore:

Regulating practice of dentistry.

The bill was read the second time by sections.

Senator Mardesich moved the adoption of the following amendment:

On page 1, section 1, line 12, strike the word "fifty" and reinstate the original language.

Debate ensued.

The motion lost on a rising vote and the amendment was not adopted.

Senator Mardesich moved the adoption of the following amendment:

On page 2, section 2, line 9, strike the word "fifty" and reinstate the original language.

POINT OF INQUIRY

Senator Newschwander: "Would Senator Mardesich yield to a question? Senator Mardesich, what is the annual license fee paid to the department of licenses by the lawyers?"

Senator Mardesich: "We pay bar dues, we don't pay a licensing fee to the department. It is either \$55.00 or \$75.00 now."

Debate ensued.

The motion lost and the amendment was not adopted.

On motion of Senator Mardesich, the following amendment was adopted:

On page 2, section 3, line 16, after "[five]" strike "fifteen" and insert "twenty-five"

On motion of Senator Newschwander, the rules were suspended, Engrossed Senate Bill No. 207 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 207 and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 207, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Talley, Senate Bill No. 74 was ordered held at beginning of the second reading calendar for Friday, February 28, 1969.

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:45 p.m.

SENATE BILL NO. 208, by Senators Newschwander, Twigg and Dore:

Amending dental hygienists law.

The bill was read the second time by sections.

On motion of Senator Newschwander, the rules were suspended, Senate Bill No. 208 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 208 and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—46.

Absent or not voting: Senators Sandison, Woodall—2.

Excused: Senator Stender—1.

SENATE BILL NO. 208, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 308, by Senators Uhlman, Odegaard, Ridder, Holman, Marquardt, McCormack, Faulk, Huntley and Walgren (by departmental and Joint Committee on Education request):

Providing for interdistrict cooperation among school districts.

REPORT OF STANDING COMMITTEE

February 20, 1969.

SENATE BILL NO. 308, providing for interdistrict cooperation among school districts (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 4, section 5, line 17, after "facilities;" strike "and" and insert "or".

On page 4, section 5, line 18, after "districts" add:

": PROVIDED, That no voluntary, tuition free attendance program among school districts developed by the superintendent of public instruction shall be instituted unless such program receives the approval of the boards of directors of the districts"

On page 8, section 11, line 12, after "facilities;" strike "and" and insert "or".

On page 8, section 11, line 14, after "districts" add:

": PROVIDED, That no voluntary, tuition free attendance program among school districts developed by the superintendent of public instruction shall be instituted unless such program receives the approval of the boards of directors of the districts"

Signed by: Senators Elicker, Knoblauch, McCutcheon, Marquardt, Odegaard, Peterson (Ted), Uhlman, Washington.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendments were adopted.

On motion of Senator Atwood, the following amendment was adopted:

On page 3, section 3, line 20, after "as" and before "RCW" strike "effecting" and insert "[effecting] affecting"

Senator Ridder moved that the rules be suspended, Engrossed Senate Bill No. 308 be advanced to third reading, the second reading be considered the third, and the bill be placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Peterson (Lowell): "Will Senator Ridder yield to a question? Senator Ridder, I have probably the most remote school district in my area, and that is the San Juan Islands. Could you enlighten me a little bit as to just how and in what manner this would help a group of islands such as I have in the district, perhaps the consolidation isn't the answer due to the remoteness of the districts to each other. How would it help in this area?"

Senator Ridder: "You do have a problem. You have a problem of transportation and I can't necessarily answer to this that this bill is specifically going to help that area. I have had letters from the San Juan Islands. The San Juans have actually been one of the few small school districts who said they would like to consolidate. But I think in this way, perhaps through some water transportation you could effect with the mainland some programs of vocational education and having small schools on the islands you could for a day out of a school month, or a school week, come to the mainland for vocational education with other contiguous districts and I think you could arrange cooperative efforts in this way."

Senator Peterson (Lowell): "One further question, Senator, there is some mention of weighted enrollments in this bill and due to the number of repealers I am not familiar with exactly what this does. Does this permit any additional state funding or state support for districts such as this?"

Senator Ridder: "I think that the situation you are alluding to is that in the past we have given a special weighting, our weighting characteristic formula, to small and remote school districts. School districts in themselves are not small and remote but there are some school plans that really have some problems up in the hills and the San Juans, specifically the group about which you are speaking. This would give them in the formula for school plans that are remote and necessary a little added weight. It would do a lot to enable them to take part in such cooperative ventures."

Senator McCormack: "Would Senator Ridder yield? Senator Ridder, now I understand this bill is designed to provide for an inter-district cooperation. We often think of this in terms of vocational or occupational training. Now I would like to ask you specifically, does this involve the entire broad spectrum of all educational activities or is it limited just to vocational training?"

Senator Ridder: "No, this would take care of any special programs whatsoever you are interested in. It might take a special music program that two or three districts would like to get together, neither one having the facilities, but together they would be able to provide them. So this takes the whole broad spectrum."

Senator McCormack: "And this would include advanced academic courses such as advanced physics and language, math courses that one school couldn't offer efficiently by itself but that two or three schools could offer together?"

Senator Ridder: "Excellent, but remember this is voluntary. If several districts would like to get together to build some type of program and neither one alone could manage, this would give them the opportunity to do it and your minds could devise any type arrangement."

Senator McCormack: "And finally, Senator Ridder, the students would retain their identity in the home school district. They would not adopt the identity of a centralized facility. They would simply move to and from some centralized facility or some combined jointly operated installation on an hourly or daily basis. They would retain their identity in their home school district. Is that correct?"

Senator Ridder: "Right. This does not take any rights away from the autonomy of the school district. We don't envision any living away or anything of this sort. It is a part time basis."

Senator Guess: "Would Senator Ridder yield? Senator, can you interpret section 12 for me? What would this do in the way of constructing educational parks?"

Senator Ridder: "This in a sense would allow, in fact this might be a basis for educational parks. This is not the intent of the bill but this could be. After all, any type of inter-district cooperation would be allowed. Anything you may devise in which several districts would want to get together would be allowable under this depending on whether they voluntarily want to enter into it or not."

MOTION

Senator Guess moved that Engrossed Senate Bill No. 308 be placed at the beginning of the second reading calendar for tomorrow.

POINT OF ORDER

Senator Uhlman: "Mr. President, I believe the bill is now on third reading at this time."

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "Your point is well taken, Senator Uhlman."

MOTION

On motion of Senator Guess, Engrossed Senate Bill No. 308 was ordered placed at the beginning of the third reading calendar for today.

SENATE BILL NO. 298, by Senators Uhlman, Durkan and Woodall:
Providing salaries for full time justices of the peace.

REPORT OF STANDING COMMITTEE

February 5, 1969.

SENATE BILL NO. 298, providing salaries for full time justices of the peace (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On line 21, following section 1, insert the following section:

"Sec. 2. Section 4, chapter 156, Laws of 1951, as amended by section 6, chapter 110, Laws of 1965 ex. sess., and RCW 3.16.004 are each amended to read as follows:

Effective the second Monday in January, 1967, in cities having a population of more than twenty thousand, the justices of the peace shall devote their full time to the duties of the office and shall not engage in the practice of law; the annual salary shall be [two-thirds of the amount provided by statute as the salary for the position of superior court judge or twelve thousand five hundred dollars, whichever is greater] *twenty thousand dollars*: PROVIDED FURTHER, That where justices of the peace in cities over the population of twenty thousand are also acting as police judges, five thousand dollars of their salaries as hereinabove provided shall be charged against the counties and the remainder shall be paid by the municipality."

Renumber the remaining section accordingly.

In line 3 of the title, after "3,58,010;" and before "and" insert "amending section 4, chapter 156, Laws of 1951, as amended by section 6, chapter 110, Laws of 1965 ex. sess., and RCW 3.16.004;"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Holman, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the first committee amendment was adopted.

Senator Knoblauch moved the adoption of the following amendment by Senators Knoblauch and Atwood:

In line 11 of the second committee amendment, after "greater]" strike "twenty" and insert "eighteen"

POINT OF INQUIRY

Senator McDougall: "Would Senator Uhlman yield to a question? Senator Uhlman, in section 1 of the bill it refers to a full time justice of the peace. Could you define this individual for me, please?"

Senator Uhlman: "Yes, a full time justice of the peace is one created under the 1961 act who simply can't practice law. There is no moonlighting available. He spends all of his time on the bench defending justice and that's it."

MOTIONS

Senator McCutcheon moved that the Senate do indefinitely postpone Senate Bill No. 298.

The motion by Senator Knoblauch carried and the second committee amendment as amended by Senators Knoblauch and Atwood was adopted.

On motion of Senator McCutcheon, the following amendments were adopted:

On page 1, line 21, strike all of section 2.

On page 1, section 2, beginning on line 3 of the title, strike "; and declaring an emergency"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 298 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator McDougall: "Would Senator Uhlman yield to another question? Senator Uhlman, in section 1 you told me that a full time justice of the peace is one who does not practice law and is a full time justice. Section 2, however, says that in cities over 25,000 it specifically states that those individuals, if they are justices of the peace, cannot practice law.

"Now I am trying to relate this to my own, the largest city in my particular district which is Wenatchee and has a population of approximately 18,000.

"Why is it necessary in section 2 to specifically state that these individuals cannot practice law and yet when they reside in an area that is over 20,000 in population section 1

makes no reference. I am coming to the conclusion that if it is under 20,000 that they could still practice law and carry on the functions of this job."

Senator Uhlman: "This would not affect them, Senator McDougall, they would still be under the mandate of the county and the county commissioners would set their salary and this is what we are doing here. It would not affect them at all."

Senator Bailey: "I have a question of Senator Uhlman. Senator, every time we talk a pension bill or a pay raise bill, we get the widows and then we get the first class cities type and then we get their widows and then we get somebody else and we think we are through with it and the next day we come in and have something else."

"I was wondering now whether the judiciary committee and this in my mind goes with the whole package, what is the judiciary committee going to do with the part time justices under this act? How much pay raise are you going to ask for them? I am speaking of those now that are not taken care of in this bill."

Senator Uhlman: "Senator, at the present time there is no bill pending in our committee to my knowledge. I believe the justices of the peace of the magistrate's association have some legislation which they would like to see passed but I am not familiar with it."

Senator Bailey: "You haven't it in judiciary committee?"

Senator Uhlman: "There is nothing in our committee at the present."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 298 and the bill passed the Senate by the following vote: Yeas, 29; nays, 18; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Elicker, Foley, Gissberg, Greive, Henry, Holman, Keefe, Knoblauch, Lewis (Harry), McDougall, Mardesich, Odegaard, Pritchard, Ridder, Ryder, Sandison, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—29.

Voting nay: Senators Bailey, Donohue, Dore, Faulk, Guess, Herr, Huntley, Lewis (Brian), McCormack, McCutcheon, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Stortini, Wilson—18.

Absent or not voting: Senator Durkan—1.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 298, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING

ENGROSSED SENATE BILL NO. 308, by Senators Uhlman, Odegaard, Ridder, Holman, Marquardt, McCormack, Faulk, Huntley and Walgren (by departmental and Joint Committee on Education request):

Providing for interdistrict cooperation among school districts.

The bill was read the third time by sections and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 308 and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Connor, Durkan, Washington—3.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 308, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

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

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 8, by Senators Woodall, Greive, McCutcheon, Connor, Washington and Metcalf:

Calling for study by joint committee on governmental cooperation on fire fighting in the state.

The resolution was read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 8 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

With the consent of the Senate, the Senate Chamber was made available to the Education Committee public hearing tonight at 7:30 p.m.

MOTIONS

On motion of Senator Gissberg, the floor of the Senate Chamber is to be used only by members of the House and Senate.

At 2:45 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, February 28, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, February 28, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Lewis (Harry). On motion of Senator Andersen, Senator Lewis (Harry) was excused.

The Color Guard, consisting of Pages Monte Moultray, Color Bearer, and Wendy Williams, presented the Colors. Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"God of eternal love, Our Father and our Friend, we lift our hearts to Thee above, do Thou our prayer attend. We thank Thee, our Father God, for this opening golden moment of prayer which can keep us from being pressed down by the leaden cares and tasks of the day; and give right direction and good design to our deliberations.

"Thou hast said, 'Where there is no vision people perish.' Enlarge, we pray Thee, the vision of our legislators, and enable them to translate their aspirations into just and good legislation. Master of all good workmen, set us to work anew and may Thine be the glory for we ask it in Thy name. Amen."

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

REPORTS OF STANDING COMMITTEES

February 25, 1969.

SENATE BILL NO. 65, advancing date for receiving additional state funds by city or town annexing territory (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 102, enlarging the class of persons eligible for membership in state retirement fund (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Durkan, Huntley, McCormack, Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 355, enforcing laws by certain employees of the department of natural resources (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: That Substitute Senate Bill No. 355 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 414, changing mandatory attendance in public schools to through grade nine (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 443, establishing treatment center for alcoholic, narcotic and dangerous drug abuse (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That Senate Bill No. 443 be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Guess, Keefe, Knoblauch, Peterson (Ted), Ryder, Talley, Williams, Woodall.

MOTION

On motion of Senator Durkan, the committee report was adopted, and Senate Bill No. 443 was referred to the Committee on Ways and Means—Appropriations.

February 26, 1969.

SENATE BILL NO. 457, putting dyslexic children within division for handicapped children in office of superintendent of public instruction (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

SENATE BILL NO. 475, authorizing port commissioners compensation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 490, providing for mass public transportation (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Dore, Faulk, Foley, Huntley, Lewis (Brian), McDougall, Marquardt, Matson, Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 560, revising interest rates on obligations of state and various political subdivisions (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Durkan, Huntley, McCormack, Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 562, implementing law relating to minor party conventions (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Cooney, Donohue, Greive, Holman, Keefe, McCormack, Mardesich, Metcalf, Pritchard, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 607, adding additional members to the board of pilotage commissioners (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Durkan, Huntley, McCormack, Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 629, filing statements under public officers code of ethics law (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Cooney, Donohue, Greive, Holman, Keefe, McCormack, Uhlman, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

ENGROSSED HOUSE BILL NO. 101, permits school districts acting as joint agencies in purchasing of supplies or services to issue interest bearing warrants in payment of obligations owed (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Odgaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 25, 1969.

ENGROSSED HOUSE BILL NO. 189, authorizing dog control zones (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

February 27, 1969.

Mr. President: The Speaker has signed SENATE CONCURRENT RESOLUTION NO. 17, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

February 27, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 433, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

February 27, 1969.

Mr. President: The House has passed:
 SUBSTITUTE HOUSE BILL NO. 24,
 ENGROSSED HOUSE BILL NO. 34,
 ENGROSSED HOUSE BILL NO. 110,
 SUBSTITUTE HOUSE BILL NO. 157,
 HOUSE BILL NO. 198,
 SUBSTITUTE HOUSE BILL NO. 239,
 ENGROSSED HOUSE BILL NO. 261,
 HOUSE BILL NO. 281,
 ENGROSSED HOUSE BILL NO. 371,
 HOUSE BILL NO. 376,
 ENGROSSED HOUSE BILL NO. 379,
 ENGROSSED HOUSE BILL NO. 510,
 HOUSE BILL NO. 549,
 ENGROSSED HOUSE BILL NO. 570,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

February 27, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 127 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

February 28, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 127, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SUBSTITUTE HOUSE BILL NO. 24, by Committee on Transportation:

An Act relating to railroad grade crossings; creating a grade crossing protective fund; repealing sections 81.53.260, 81.53.270, 81.53.280 and 81.53.290, chapter 14, Laws of 1961, section 36, chapter 170, Laws of 1965 ex. sess., and RCW 81.53.260, 81.53.270, 81.53.280 and 81.53.290; adding new sections to chapter 81.53 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 34, by Representatives Copeland, Wolf and Chatalas (by departmental request):

An Act relating to rules of the road for emergency vehicles; and amending section 6, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.035.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 110, by Representatives Zimmerman, Clark (Newman H.), O'Dell, Smythe and Chapin:

An Act relating to liabilities of husband and wife for antenuptial and separate debts; and amending section 10, page 452, Laws of 1873 as amended by section 2405, Code of 1881, and RCW 26.16.200.

Referred to Judiciary Committee.

SUBSTITUTE HOUSE BILL NO. 157, by Committee on State Government and Legislative Procedures:

An Act relating to veteran benefits and preferences; amending section 1, chapter 189, Laws of 1945, as last amended by section 1, chapter 9, Laws of 1953 ex. sess., and RCW 41.04.010; amending section 72.36.030, chapter 28, Laws of 1959 and RCW 72.36.030; amending section 72.36.040, chapter 28, Laws of 1959, as amended by section 1, chapter 235, Laws of 1959, and RCW 72.36.040; amending section 72.36.070, chapter 28, Laws of 1959 and RCW 72.36.070; amending section 72.36.080, chapter 28, Laws of 1959 and RCW 72.36.080; amending section 5, chapter 139, Laws of 1921, as amended by section 1, chapter 46, Laws of 1947, and RCW 28.77.070; amending section 4, chapter 164, Laws of 1921 and RCW 28.80.060; amending section 1, chapter 6, Laws of 1959, as last amended by section 1, chapter 191, Laws of 1961, and RCW 41.20.050; amending section 11, chapter 91, Laws of 1947 and RCW 41.16.220; amending section 6, chapter 139, Laws of 1921 and

RCW 28.77.080; amending section 28B.15.380, chapter --, Laws of 1969 (HB 58) and RCW 28B.15.380; amending section 28B.15.390, chapter --, Laws of 1969 (HB 58) and RCW 28B.15.390 and adding a new section to chapter 28.81 RCW; adding a new section to chapter --, Laws of 1969 (HB 58) and to chapter 28B.40 RCW; providing sections to effect the correlative and pari materia construction of parts of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

HOUSE BILL NO. 198, by Representatives Goldsworthy, Saling, Backstrom and Chatalas (by Legislative Budget Committee request):

An Act relating to revenue and taxation; and amending section 7, page 210, Laws of 1888, as last amended by section 7, chapter 144, Laws of 1945, and RCW 73.08.080.

Referred to Committee on Ways and Means—Revenue and Taxation.

SUBSTITUTE HOUSE BILL NO. 239, by Committee on Higher Education:

An Act relating to state institutions of higher education; establishing a system of personnel administration for state institutions of higher education; amending section 2, chapter 1, Laws of 1961, as amended by section 48, chapter 8, Laws of 1967 ex. sess., and RCW 41.06.020; amending section 4, chapter 1, Laws of 1961 and RCW 41.06.040; amending section 7, chapter 1, Laws of 1961, as last amended by section 47, chapter 8, Laws of 1967 ex. sess., and RCW 41.06.070; amending section 20, chapter 1, Laws of 1961, and RCW 41.06.200; repealing section 5, chapter 1, Laws of 1961, and RCW 41.06.050; adding new sections to Title 28 as a new chapter thereof unless or until the proposed education code of 1969 (HB --) shall become effective, at which time it shall be added thereto as a new chapter thereof; and providing an effective date.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 261, by Representatives Julin and Clarke (George W.):

An Act relating to cities and towns; amending section 35.10.200, chapter 7, Laws of 1965, and RCW 35.10.200; amending section 35.10.220, chapter 7, Laws of 1965, as amended by section 15, chapter 73, Laws of 1967, and RCW 35.10.220; amending section 35.10.230, chapter 7, Laws of 1965, as amended by section 16, chapter 73, Laws of 1967, and RCW 35.10.230; amending section 35.10.240, chapter 7, Laws of 1965, as amended by section 17, chapter 73, Laws of 1967, and RCW 35.10.240; amending section 35.10.250, chapter 7, Laws of 1965, and RCW 35.10.250; amending section 35.10.260, chapter 7, Laws of 1965, as amended by section 18, chapter 73, Laws of 1967, and RCW 35.10.260; amending section 35.10.300, chapter 7, Laws of 1965, and RCW 35.10.300; amending section 35.10.310, chapter 7, Laws of 1965 and RCW 35.10.310; amending section 35.10.320, chapter 7, Laws of 1965, and RCW 35.10.320; repealing section 35.10.210, chapter 7, Laws of 1965, as amended by section 14, chapter 73, Laws of 1967, and RCW 35.10.210; repealing section 35.10.270, chapter 7, Laws of 1965, as amended by section 19, chapter 73, Laws of 1967, and RCW 35.10.270; repealing section 35.10.280, chapter 7, Laws of 1965, as amended by section 20, chapter 73, Laws of 1967, and RCW 35.10.280; repealing section 35.10.290, chapter 7, Laws of 1965, as amended by section 21, chapter 73, Laws of 1967, and RCW 35.10.290; repealing section 35.10.330, chapter 7, Laws of 1965, and RCW 35.10.330; repealing section 35.12.010, chapter 7, Laws of 1965, and RCW 35.12.010; repealing section 35.37.025, chapter 7, Laws of 1965, and RCW 35.37.025; and adding new sections to chapter 7, Laws of 1965 and to chapter 35.10 RCW.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 281, by Representatives Bottiger, Kirk and Whetzel:

An Act relating to and regulating the discipline of doctors practicing medicine and surgery by the medical disciplinary board; and amending section 25, chapter 202, Laws of 1955 and RCW 18.72.250.

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

ENGROSSED HOUSE BILL NO. 371, by Representatives Morrison and Savage (by departmental request):

An Act relating to agriculture; amending section 15.66.060, chapter 11, Laws of 1961 and RCW 15.66.060; amending section 15.66.260, chapter 11, Laws of 1961 and RCW 15.66.260.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 376, by Representatives Chatalas, Zimmerman, Randall and Rosellini (by departmental request):

An Act relating to public assistance; amending section 74.08.070, chapter 26, Laws of 1959 and RCW 74.08.070; amending section 74.08.080, chapter 26, Laws of 1959 and RCW 74.08.080; amending section 18, chapter 172, Laws of 1967 and RCW 74.32.051; adding new sections to chapter 26, Laws of 1959 and to chapter 74.04 RCW; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.08 RCW.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 379, by Representatives Chatalas, Brouillet and Gladder (by departmental request):

An Act relating to crimes and punishments; and amending section 208, chapter 249, Laws of 1909 and RCW 9.68.030.

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

ENGROSSED HOUSE BILL NO. 433, by Representatives Goldsworthy, Saling and DeJarnatt:

An Act adopting a supplemental budget; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

ENGROSSED HOUSE BILL NO. 510, by Representatives Garrett, Goldsworthy, Kopet, Chatalas and Copeland:

An Act relating to the excise tax on motor vehicles and trailers; creating a municipal research council for the purpose of allocating revenues therefrom; amending section 82.44.160, chapter 15, Laws of 1961, as amended by section 1, chapter 115, Laws of 1961 and RCW 82.44.160; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 549, by Representatives O'Brien, Wanamaker, Haussler, Kalich, Farr, Wolf, Newhouse and Conway:

An Act relating to agriculture and marketing; levying assessments and establishing procedures for assessments upon milk and cream; amending section 15.44.080, chapter 11, Laws of 1961 as amended by section 1, chapter 44, Laws of 1965 ex. sess. and RCW 15.44.080; and amending section 15.44.130, chapter 11, Laws of 1961 and RCW 15.44.130.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 570, by Representatives Farr, Veroske, Wolf, Conway and Kink:

An Act relating to community health programs; adding a new section to chapter 111, Laws of 1967 ex. sess. and to chapter 71.24 RCW; and repealing section 17, chapter 111, Laws of 1967 ex. sess. and RCW 71.24.170.

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

GUBERNATORIAL APPOINTMENTS

REPORT OF STANDING COMMITTEE

February 18, 1969.

GEORGE KINNEAR, to the position of Director of the State Department of Revenue, appointed by the Governor on July 1, 1967 for the term ending at the Governor's pleasure, succeeding himself (reported by Committee on Ways and Means):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Faulk, Foley, Guess, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Twigg, Uhlman, Washington, Williams, Woodall.

It was moved by Senator Atwood that the rules be suspended and the appointment of George Kinnear to the position of Director of the State Department of Revenue be now confirmed.

The motion was carried.

APPOINTMENT OF GEORGE KINNEAR

The Secretary called the roll and the appointment of George Kinnear to the position of Director of the Department of Revenue was confirmed by the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Dore, Newschwander—2.

Excused: Senator Lewis (Harry)—1.

REPORT OF STANDING COMMITTEE

February 20, 1969.

JOHN A. EARLEY, to the position of Member of the Canal Commission, appointed by the Governor on July 1, 1967 for the term ending June 30, 1973, succeeding himself (reported by the Committee on State Government):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Bailey that the rules be suspended and the appointment of John A. Earley to the position of member of the Canal Commission be now confirmed.

The motion carried.

APPOINTMENT OF JOHN A. EARLEY

The Secretary called the roll and the appointment of John A. Earley to the position of Member of the Canal Commission was confirmed by the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Canfield, Sandison—2.

Excused: Senator Lewis (Harry)—1.

MOTION

At 10:30 a.m. on motion of Senator Bailey, the Senate recessed until 11:00 a.m.

SECOND MORNING SESSION

President Cherberg called the Senate to order at 11:00 a.m.
The President declared the Senate to be at ease subject to the call of the Chair.
The President called the Senate to order at 11:55 a.m.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

President Cherberg called the Senate to order at 1:30 p.m.

SIGNED BY THE PRESIDENT

The President signed House Bill No. 127.

SECOND READING

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 290 on second reading.

MOTION

Senator Stortini moved that Senate Bill No. 290 be placed at the beginning of the second reading calendar for tomorrow.
Debate ensued.

POINT OF ORDER

Senator Guess: "Point of order. Senator Stender is not speaking on the point."

REPLY BY THE PRESIDENT

The President: "The Senator will please confine his remarks to the motion."
Further debate ensued.

POINT OF ORDER

Senator Guess: "Point of order. Senator Stender is not speaking on the point."

RULING BY THE PRESIDENT

The President: "The President in ruling upon the point of order as presented by Senator Guess believes that Senator Stender has been speaking on the point of order in trying to point out why the bill should not be held over for second reading calendar tomorrow."

Debate ensued.

The motion by Senator Stortini carried on a rising vote.

SENATE BILL NO. 74, by Senators Durkan, Talley, Greive, McCormack, Keefe and Ridder:

Establishing a state law enforcement officers' retirement system.

On motion of Senator Greive, Substitute Senate Bill No. 74 was substituted for Senate Bill No. 74, and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Williams, the following amendments were adopted:

On page 8, section 10, line 29, after "service" insert "and having attained the age of fifty years"

On page 9, section 10, line 12, after "then" strike ", or at any time hereafter"

On page 9, section 11, line 22, after "then" strike ", or at any time hereafter"

On page 10, section 13, line 33, after "then" strike "or at any time thereafter"

On page 11, section 13, line 8, after "then" strike "or at any time thereafter"

On page 15, section 17, line 4, after "then" strike "or hereafter" and on line 6 before "attached" strike "or hereafter" and on line 8 after "now" strike "or hereafter" and on line 11 after "then" strike "or at any time thereafter" and on line 13 after "then" strike "or at any time thereafter" and on line 30 after "then" strike "or at any time thereafter"

On page 16, section 17, line 9, after "then" strike "or at any time thereafter" and on line 12 after "then" strike "or at any time thereafter"

On page 16, section 18, line 16, insert as Sec. 18. the following: "The benefits provided in this act shall be adjusted annually commencing with the April payment by an amount which is equal to the ratio of the cost of living index of the bureau of labor statistics of the department of labor at the time of retirement or death and the same cost of living index as of January 1 of each year."

Renumber Sec. 18 as Sec. 19 and renumber the remaining sections consecutively.

Senator Williams moved the adoption of the following amendment:

On page 1, section 3, line 21, after "officer" strike "of cities other than first class"

Senators Greive, Talley and McCutcheon demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

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

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

Debate ensued.

Senator Greive moved that the amendment to page 1, section 3, line 21, be laid upon the table.

Senator Durkan demanded a roll call and the demand was sustained by Senators Knoblauch, Ridder, McCormack, Peterson (Lowell), Walgren, Greive, Talley, Andersen and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay upon the table the amendment to page 1, section 3, line 21, was carried by the following vote: Yeas, 31; nays, 18.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—31.

Voting nay: Senators Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Pritchard, Ryder, Twigg, Williams, Woodall—18.

On motion of Senator Atwood, the following amendment was adopted:

On page 17, section 20, line 12, after "with the" strike "provisions" and insert "provisions"

POINT OF INQUIRY

Senator Mardesich: "Would Senator Durkan yield to a question? Senator Durkan, on page 4, lines 4 through 9, indicate that there is some unfunded liability created by this act and if that unfunded liability will be funded over thirty years by appropriation, I would

assume from the general fund, can you tell us what the financial impact of this section would be?"

Senator Durkan: "Mr. President and members of the Senate, with the amendments, I do not know. I have just talked to our pension expert and asked him to give me an estimate and asked him if I could hold him to it and he said 'no'. He is sending the amendment to the actuary and has told me he would have the information available. He approximated around \$2½ million but he does not want to be held to this figure."

MOTION

Senator Mardesich moved that Substitute Senate Bill No. 74 be referred to the Committee on Ways and Means.

POINT OF INQUIRY

Senator Greive: "Would Senator Mardesich yield to a question? Senator, would you have any objection to our holding this particular bill on the second reading calendar until such time as Senator Durkan can find out what the financial impact is from the actuary?"

Senator Mardesich: "I did notice that Senator Durkan was a sponsor on the original bill and I am sure that it is not going to spend too much time in the Ways and Means Committee and I would prefer to follow the ordinary course of business."

Senator Stender: "I wonder if Senator Durkan would yield? On page 8, section 10, subsection 2, it says 'any member having more than four but less than twenty years of service who terminates his employment with any employer, may leave his contributions in the fund'.

"Now, I note that the amendment Senator Williams put on the bill provides for fifty years as a minimum for retirement, that you would have a void it would seem to me between twenty and twenty-five because it requires twenty-five years under the provisions of the bill. Was that an oversight or was there a reason for that to be twenty rather than twenty-five years in section 2?"

Senator Williams: "Maybe I can answer that. I believe that the twenty and twenty-five are unrelated. After twenty years of service he receives a partial pension based on twenty years of service. Twenty-five years establishes a maximum pension except for a few exceptions. After twenty years you get a percentage based on the years of service. If you have less than that, you simply add it on to your social security at a later date.

"I cannot explain it in exact detail but twenty years or more gives you a portion of a full pension. If it is between four and twenty years then you see he gets a retirement of two percent which does not take effect until his normal retirement period or upon attaining the minimum social security age. I do not think that is a mistake is what I am trying to say."

Senator Stender: "This may be right, but it would seem with your amendment of fifty years that you placed, Senator, with twenty years it would seem there could be a considerable difference in time before he would be eligible to draw any part of it."

POINT OF ORDER

Senator Mardesich: "Point of order. I made a motion and I would like to ask what the chairman of the committee's response is to my motion and have action taken on my motion rather than a discussion of other sections of the bill."

Senator Greive: "I would like to respond to Senator Mardesich's motion and say that if you will look in Rule 21 you will find that this is a question of privilege, question and answer asked from the floor, which is a great deal higher than a motion to rerefer which is way under subsidiary motions at the bottom of the scale."

POINTS OF INQUIRY

Senator Durkan: "I will answer Senator Stender and then I will reply to Senator Mardesich. I don't think that Senator Williams' amendment, I have been talking with the pension men, affects your question, Senator. I'm not sure whether the amendment does affect it. I probably can solve it this way by saying that since I am chairman of the Ways and Means Committee and since there is a revenue impact and we don't know what it is, the bill goes to Ways and Means—Revenue and Taxation. Unfortunately, it seems that that is where all my bills are going. I will accept Senator Mardesich's motion and put it in revenue and hope we get it worked out, and your question also, Senator."

Senator Stender: "If you will yield further, Senator, with the fifty years it is conceivable that a person could have twenty-five years' time in and be age forty-five, or twenty years' time in and be age forty-five and leave the service of his employer, but under this unless there is some other clarifying language, it would seem to me that you are leaving a person in that shape without any alternative."

Senator Durkan: "Mr. President, in an effort to save the Senate time on the floor, I would be glad to check into this with you in the committee."

The motion by Senator Mardesich carried and Substitute Senate Bill No. 74 was referred to the Committee on Ways and Means.

MOTION

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

SENATE BILL NO. 337, by Senators McDougall, Marquardt and Ridder:
Using nicknames on ballots.

The bill was read the second time by sections.

On motion of Senator McDougall, the rules were suspended, Senate Bill No. 337 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Keefe: "Would Senator McDougall yield? I use my names as James 'Jimmy' Keefe. I can still do that?"

Senator McDougall: "I think you would still be able to do that or if you prefer you could run just as 'Jimmy' Keefe, Senator Keefe."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 337, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-49.

SENATE BILL NO. 337, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 49, by Senators Keefe, Knoblauch and Sandison (by Legislative Council request):

Providing for the care and training of the blind.

The bill was read the second time by sections.

On motion of Senator Odegaard, the following amendment by Senator Keefe was adopted:

On page 1, section 1, line 15, after "*superintendent*" insert "*in consultation with the faculty*"

On motion of Senator Odegaard, the rules were suspended, Engrossed Senate Bill No. 49 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 49, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-48.

Absent or not voting: Senator Ridder-1.

ENGROSSED SENATE BILL NO. 49, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 242, by Senators Gissberg and Metcalf:
Increasing indebtedness limitations and interest on bonds of public hospital districts.

REPORT OF STANDING COMMITTEE

February 20, 1969.

SENATE BILL NO. 242, increasing indebtedness limitations and interest on bonds of public hospital districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 3, line 33, after "[six]" strike "eight" and insert "ten"

On page 6, section 4, line 21, after "the" and before "of" strike "last assessed valuation" and insert "[last assessed valuation] value"

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhman, Walgren.

The bill was read the second time by sections.

On motion of Senator Herr, the first committee amendment was adopted.

Senator Herr moved the adoption of the second committee amendment.

POINT OF INQUIRY

Senator Mardesich: "Does Senator Herr or someone who might have some knowledge on this subject yield to a question? Taking a look at page 6, line 21, you are striking the words 'last assessed valuation' and making the last value in taxable property in a district, the base for maximum indebtedness.

"Now, I am just wondering whether the last assessed valuation would mean the twenty or twenty-five percent of value which all property in the district is assessed or would this make it assessable at the whole one hundred percent of value and if that is so, this would be increasing by five times the potential indebtedness. Could that be the effect of this?"

Senator Herr: "Senator Mardesich, they said this would not bring it up like that."

Senator Mardesich: "It just seems to me that that would be the possible effect and if it is, I wonder if this is what we intended. I am not knowledgeable enough on the subject to know what it would mean."

Senator Day: "Senator Gissberg, isn't this your bill? What is your understanding on that point? I just caught that myself. It would appear to me that Senator Mardesich is correct and what happens here is that the first amendment increased the bonding capacity and this increases it five times the total. Could you answer that, Senator?"

Senator Gissberg: "No, I cannot."

MOTIONS

On motion of Senator Day, Senate Bill No. 242 was ordered to hold its place on the second reading calendar for Saturday, March 1, 1969.

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, March 1, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

FORTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, March 1, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, McCormack and Stender. On motion of Senator Ryder, Senator Stender was excused. On motion of Senator Greive, Senators Dore and McCormack were excused.

The Color Guard, consisting of Pages Mike Hansen, Color Bearer, and Patty Gamble, presented the colors. Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

“God of our Fathers and our Father God, Thou who art ‘closer to us than breathing, nearer than hands and feet’, we would begin this new day with a deep sense of gratitude to Thee and of dedication to the tasks committed to us. May we sense Thy presence not only during this moment of prayer but moment by moment throughout the day. May we ‘fill each unforgiving minute with sixty seconds worth of distance run’ by putting our very best of mind and heart into all that we think and say and do. Forgive our sins. Cleanse our hearts. Renew our wills. Exalt our purposes, through Jesus Christ our Lord. Amen.”

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENTS

February 28, 1969.

DR. DONALD H. WEBSTER, to the position of Member of the Tax Board of Appeals, appointed by the Governor on July 1, 1967 for the term ending March 1, 1973, (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Faulk, Foley, Guess, Huntley, Marquardt, Metcalf, Newschwander, Odegaard, Stortini, Twigg, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules.

February 28, 1969.

G. MERTON DICK, to the position of Member of the Tax Board of Appeals, appointed by the Governor on July 1, 1967 for the term ending March 1, 1969, (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Dore, Faulk, Foley, Guess, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Sandison, Stortini, Twigg, Walgren, Wilson.

Passed to Committee on Rules and Joint Rules.

February 28, 1969.

J. JOY WILLIAMS, to the position of Member of the Tax Board of Appeals, appointed by the Governor on July 1, 1967 for the term ending March 1, 1971, (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Dore, Faulk, Foley, Guess, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Sandison, Twigg, Walgren, Wilson.

Passed to Committee on Rules and Joint Rules.

February 27, 1969.

SENATE BILL NO. 39, amendment to definition section public assistance statute (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Herr, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 90, increasing minimum amount for motor vehicle accident reporting (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Donohue, Faulk, Huntley, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969,

SENATE BILL NO. 96, notifying guardians in probate (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Greive, Holman, Ridder, Twigg, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 152, adopting the capital budget (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 152 be substituted therefor and the substitute bill do pass.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Day, Donohue, Dore, Faulk, Guess, Lewis (Harry), Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 204, levying and collecting the excise tax on real estate sales (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Canfield, Connor, Day, Donohue, Dore, Faulk, Gissberg, Guess, Huntley, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Ridder, Stortini, Uhlman, Walgren, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 241, providing accounting procedure for county warrants (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Tally, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 21, 1969.

SENATE BILL NO. 300, authorizing ten year terms for ferry concessions (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Connor, Donohue, Elicker, Faulk, Guess, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 305, providing equipment requirements on motorcycles (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Bailey, Donohue, Faulk, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 307, allowing local government agencies to destroy records under specific standards (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Guess, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 311, providing for advance right-of-way acquisition and costs (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Bailey, Donohue, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 376, requiring counties to indemnify their officials and employees (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Elicker, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 385, providing penalties for misprision of felony (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 393, changing basis for charging premiums on workmen's compensation and establishing new compensation schedules (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 400, provides for appeal *de novo* concerning city firemen covered by civil service (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 421, providing rules for corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 441, retirement benefits of vocational instructors (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 465, eliminates agricultural and horticultural labor exemption from application of state minimum wage hour act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 498, relating to county budgets (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 499, authorizing recognition of studded tires by Highway Commission (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Connor, Donohue, Elicker, Faulk, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 512, enacting the Washington State Labor Relations Act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Herr, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 525, implementing law relating to materialmen's liens (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 557, implementing law relating to industrial insurance for building industry (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 615, extending industrial insurance coverage (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 738, supporting community college construction bonds (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, McCormack, Mardesich, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE JOINT RESOLUTION NO. 8, abating ad valorem taxes in urban renewal areas (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Cooney, Donohue, Greive, Keefe, McCormack, Stender, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE JOINT RESOLUTION NO. 9, applying ad valorem taxes accruing from urban renewal improvement to pay costs of urban renewal (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Cooney, Donohue, Greive, Keefe, McCormack, Stender, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

HOUSE BILL NO. 92, reorganizing certain municipal courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

February 28, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 144,

HOUSE BILL NO. 150,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158,

ENGROSSED HOUSE BILL NO. 168,

ENGROSSED HOUSE BILL NO. 188,

ENGROSSED HOUSE BILL NO. 311,

ENGROSSED HOUSE BILL NO. 325,

HOUSE BILL NO. 374,

ENGROSSED HOUSE BILL NO. 375,

HOUSE BILL NO. 385,

HOUSE BILL NO. 444,

HOUSE BILL NO. 478,

ENGROSSED HOUSE BILL NO. 512,

ENGROSSED HOUSE BILL NO. 540,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 739, by Senators Lewis (Harry), Day and Herr:

An Act relating to insurance; providing for the exemption of annuity contracts from certain premium taxes; and amending section 1, chapter 166, Laws of 1963 and RCW 48.14.020.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 144, by Representatives Clark (Newman H.), Heavey and Clarke (George W.) (by Judicial Council request):

An Act relating to inferior courts; amending section 2, chapter 299, Laws of 1961 and RCW 3.30.020; and amending section 129, chapter 299, Laws of 1961 and RCW 3.74.920.

Referred to Judiciary Committee.

HOUSE BILL NO. 150, by Representatives Smythe, Marsh, O'Dell, Garrett, Merrill, Zimmerman and Litchman:

An Act relating to offstreet parking facilities; and repealing section 35.86.070, chapter 7, Laws of 1965 as amended by section 6, chapter 144, Laws of 1967 ex. sess. and RCW 35.86.070.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, by Committee on Education and Libraries:

An Act relating to the protection of eyes; and adding a new chapter to Title 70 RCW. Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 168, by Representatives Charette and Chapin:

An Act relating to intoxicating liquor; and amending section 90A added to Chapter 62, Laws of 1933 ex. sess. by section 2, chapter 48, Laws of 1945 and RCW 66.28.020. Referred to Committee on Liquor Control.

ENGROSSED HOUSE BILL NO. 188, by Representatives Kopet, Hurley, Bledsoe, Wolf, Pardini, Conway, Gladder, Lynch, Veroske, Flanagan, Saling, Farr and Harris:

An Act relating to education; providing for fire protection; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 311, by Representatives Evans, Jastad, Kopet, Scott, Kuehnle, Beck, Conner, Conway, Kirk, Richardson, Benitz, Curtis, Bledsoe, Morrison, Cunningham, Leckenby, Hatfield, Hurley, Murray, Pardini, McCormick, Lynch, Brown, Ceccarelli, Zimmerman, O'Dell, Hubbard, Wolf, Brouillet, Newhouse, Scott, Litchman, Wojahn, Adams, Kalich, Merrill and North:

An Act relating to glue sniffing; defining crimes; and prescribing penalties.

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

ENGROSSED HOUSE BILL NO. 325, by Representatives Flanagan, Thompson, Zimmerman, Bledsoe and Brouillet (by departmental request):

An Act relating to the department of water resources; adding new sections to chapter 242, Laws of 1967 and chapter 43.27A RCW; amending section 37, chapter 117, Laws of 1917 and RCW 90.03.360; and declaring an emergency.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 374, by Representatives Barden, Gallagher, Leckenby, Grant, Pardini, Chapin, Smythe, Amen, Saling, Kirk, Chatalas, O'Brien, Backstrom, Beck, Francis, Charette, Savage, Shera, Clark (Newman H.), Mentor, Kopet, Bluechel, Ceccarelli, North, Kalich, O'Dell, Hubbard, Adams, Thompson, DeJarnatt, Farr, Cunningham, Wolf, Marsh, Garrett, Murray, Hawley, Haussler, Fleming, King, Bottiger, Zimmerman, Curtis, Hoggins, Sawyer, Brown, Bagnariol, Sprague, Hurley, Veroske, Conway, Benitz and Litchman (by executive request):

An Act relating to work incentive programs for recipients of aid to families with dependent children; and declaring an emergency.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 375, by Representatives Barden, Grant, Leckenby, Gallagher, Ceccarelli, Garrett, North, Kalich, Murray, O'Dell, Hubbard, Martinis, Farr, Thompson, DeJarnatt, Kirk, Pardini, Chapin, Amen, Wojahn, Beck, Savage, Benitz, Shera, Kopet, Hawley, McCormick, Haussler, Heavey, Conway, Cunningham, Wolf, Chatalas, Charette, Backstrom, Francis, O'Brien, Smythe, Bluechel, King, Saling, Bottiger, Zimmerman, Curtis, Hoggins, Sawyer, Bagnariol, Brown, Sprague, Hurley, Fleming, Veroske, Clark (Newman H.), Mentor and Litchman (by executive request):

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959, and to Title 74 RCW as a new chapter thereof.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 385, by Representatives Newhouse, May and Barden (by departmental request):

An Act relating to highways; and amending section 5, chapter 155, Laws of 1965 ex. sess., and RCW 46.61.030.

Referred to Committee on Highways.

HOUSE BILL NO. 444, by Representatives Wolf, DeJarnatt and Mahaffey:

An Act relating to education; amending section 15, chapter 268, Laws of 1961 and RCW 28.58.310; amending section 28A.58.310, chapter . . . , Laws of 1969 (HB 58) and RCW 28A.58.310; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

HOUSE BILL NO. 478, by Representatives Newhouse, Haussler and Morrison:

An Act authorizing participation in the Economic Opportunity Act of 1964; amending section 1, chapter 14, Laws of 1965 and RCW 36.32.410; amending section 2, chapter 14, Laws of 1965 and RCW 43.06.110; adding a new section to chapter 7, Laws of 1965 and to chapter 35.21 RCW; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 512, by Representatives Clarke (George W.), Clark (Newman H.) and Bottiger:

An Act relating to inferior courts; and amending section 110, chapter 299, Laws of 1961, as amended by section 1, chapter 55, Laws of 1965, and RCW 3.62.060; and amending section 1, chapter 249, Laws of 1953 as last amended by section 9, chapter 304, Laws of 1961, and RCW 27.24.070.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 540, by Representatives Swayze, Chapin and Rosellini:

An Act relating to appeals from county board of adjustments; and amending section 36.70.890, chapter 4, Laws of 1963 and RCW 36.70.890.

Referred to Committee on Cities, Towns and Counties.

Senator Ryder moved the adoption of the following resolution:

SENATE RESOLUTION: 1969-20

By Senators Ryder, Ridder and Williams:

WHEREAS, A knowledge of the operation of our economy is a prerequisite to competent citizenship; and

WHEREAS, Our youth must be taught the fundamentals of this economic system and must be trained in the analysis of its problems; and

WHEREAS, The State Department of Public Instruction has wisely and effectively obtained the assistance of leaders of labor, management and education through collaboration with the Joint Council on Economic Education and its regional affiliate the Northwest Council for Economic Education in the development of a comprehensive plan for the teaching of economics from kindergarten through the twelfth grade;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that all school boards and administrators be urged to incorporate Economic Education for Washington Schools, Kindergarten through Grade Six, Economic Education for Washington Schools, Grades Seven through Nine, and Economic Education for Washington Schools, Grades Ten through Twelve into the curriculum of their school system and further that they take steps to provide adequate staff training to assure that all teachers are properly prepared to implement this program for the teaching of economics; and

BE IT FURTHER RESOLVED, That the State Superintendent of Public Instruction be requested to notify all school authorities of the intent of this resolution.

POINT OF INQUIRY

Senator Mardesich: "Senator Ryder, you might clarify something for me. Here on lines 13 through 16 it speaks of 'Economic Education for Washington Schools, Kindergarten through Grade 6, Economic Education for Washington Schools, Grades 7 through 9, . . .' well, it just doesn't make sense unless they are names to books and if they are the names or titles to books, this is the first time that the legislature has ever seen fit to take this approach, to be telling the school districts what books they should be using. I don't say it's bad, I just want to know if we are starting out and I have a couple more titles I would like to add."

Senator Ryder: "Mr. President, Senator Mardesich should know these are not the names of books but the name of a course. 'Economic Education' would be the name of the

course, not the name of a book. There would be various books, and they would be at the discretion of the instructor, himself, as to what books were used."

The motion carried and the resolution was adopted.

SECOND READING

SENATE BILL NO. 290, by Senators Henry, Peterson (Ted) and Stender. (by departmental request):

Creating additional divisions within department of labor and industries.

On motion of Senator Guess, Senate Bill No. 290 was ordered placed on today's second reading calendar following Senate Bill No. 377.

SENATE BILL NO. 242, by Senators Gissberg and Metcalf:

Increasing indebtedness limitations and interest on bonds of public hospital districts.

The Senate resumed consideration of Senate Bill No. 242 on second reading and the second committee amendment.

On motion of Senator Day, the following second committee amendment was laid upon the table:

On page 6, section 4, line 21 after "the" and before "of" strike "last assessed valuation" and insert "[last assessed valuation] value"

On motion of Senator Herr, the rules were suspended, Engrossed Senate Bill No. 242 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

PARLIAMENTARY INQUIRY

Senator Lewis (Brian): "Parliamentary inquiry, Mr. President. I notice in the bill that there were two committee amendments offered by the committee. Did Senator Day's motion carry both of those amendments with it? He only referred to one when he made the motion to table the amendment."

REPLY BY THE PRESIDENT

The President: "The second committee amendment was the only one tabled, Senator Lewis."

Senator Lewis (Brian): "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 242, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senator Connor—1.

Excused: Senators Dore, McCormack, Stender—3.

ENGROSSED SENATE BILL NO. 242, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 95, by Senators Atwood, Odegaard, Durkan and Guess:

Authorizes granting of certain doctorate degrees at Western Washington State College.

REPORT OF STANDING COMMITTEE

February 22, 1969.

SENATE BILL NO. 95, authorizes granting of certain doctorate degrees at Western Washington State College (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 14, after "education" strike all the matter down to and including "degree," on line 15.

On page 1, section 2, line 26, after "tion" strike all the matter down to and including "degree," on line 27.

Signed by: Senators Atwood, Donohue, Dore, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Wilson.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendments were adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 95 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Atwood yield to a question? Senator Atwood, I really didn't have an opportunity to read that book. I wonder with the Senate's leave if you would read it to us and tell us what it is?"

Senator Atwood: "I shall furnish you a copy forthwith. Somebody asked what it would do. It permits Western Washington State College to only grant a PhD in Education. It will be four to six years before a program of this nature will be able to be implemented. I might add with the Coordinating Council pending it will probably be that body that will recommend implementation of it if and when they get the program put together at Western State College."

Senator McCutcheon: "Would Senator Atwood yield to a question? I got the impression that you were trying to keep this a secret as to what this is all about. Am I wrong on that?"

Senator Atwood: "No, Senator, it's no secret. I was just trying to reduce the amount of flack I was going to catch on it."

Senator McCutcheon: "You feel that it is a most emergent measure?"

Senator Atwood: "You're asking about the emergency clause? If you will look on all the education bills that passed through here, it says that the emergency clause is on part 2 on the present code that is pending in Senate Rules. In order to put this into the new code, the emergency clause if you will look on the back end of Senate Bill 95, in fact all the education bills, there is an emergency clause that refers only to part 2. It does not refer to the substantive part of the bill."

Senator McCutcheon: "It doesn't refer to when the salaries go into effect?"

Senator Atwood: "No, there are no salaries involved."

Senator McCutcheon: "There are no salaries involved?"

Senator Atwood: "No."

Senator McCutcheon: "Now you startle me."

Senator Atwood: "This is a program, only, and it's being developed. It will be four to six years before any salaries will be involved."

Senator McCutcheon: "You have the background laid for it, though."

Senator Foley: "Would Senator Atwood yield to a question? Senator Atwood, how long would it take to read this manual?"

Senator Atwood: "Well, it's nineteen pages and I think you've read it haven't you, Senator? If you haven't you should because I gave you two copies."

Senator Foley: "I read both copies. I'm not positive the rest of the members of this body have read one copy. I would like to have them read it."

Senator Ridder: "Would the good Senator from Whatcom county yield to a question? I'd like to know how many doctors of philosophy in education were granted from the University of Washington last year?"

Senator Atwood: "I have no idea but I can tell you this, at the hearing on community colleges two presidents testified in support of this measure and they had several doctorate candidates turned down and had to go to the University of Oregon to get the proper doctorate degree. There is a great need and if you have read the booklet, emphasis in this area will be in community college teachers."

Senator Ridder: "As I note we have taken all of that material out on other degrees in the liberal arts only in the doctor of philosophy in education and personally, I would like to take another look at this thing and see just how necessary it is."

Senator Atwood: "Well, that's your prerogative, Senator, I think it is very necessary and that's why the bill is before you. There is a great need for doctorate candidates and I might say in regards to your remarks that there is no evidence at this time that the Coordinating Council has not yet passed either body and I suspect the Interim Committee on Higher Education is the best chance of passage at this time, but this measure has been before this body and had a full hearing last time and I think that in the interim there has been plenty of chance to study it and I think everybody is aware of what it does."

Senator Ridder moved that Senate Bill No. 95 be placed on the third reading calendar for Monday.

Senator Ridder withdrew his motion.

Senator Gissberg: "Would Senator Atwood yield? Assuming that you decide to run for re-election, Senator, am I correct that the passage of this bill would be of material assistance to your endeavors in that regard?"

Senator Atwood: "It might prove to be."

Senator Canfield: "Would Senator Atwood yield to a question? Senator, this is a very fine institution. I have visited it several times. I do not have any opposition to this bill but my question to you is directed in this way. How long ago was it that they told us that they wanted to give master's degrees but would not ask for PhD's?"

Senator Atwood: "They didn't say that."

Senator Canfield: "I think you're losing me now, Senator."

Senator Atwood: "I was the sponsor of the master's bill in 1963, Senator, and the statement was not made that they would not ask for a PhD. I think that everybody in the body at that time knew that this institution was one of the institutions that was on the move in this state."

Senator Canfield: "My second question would be this, and maybe you can't answer. How long do you think it will be before some of the other colleges ask for similar privileges?"

Senator Atwood: "I'm not in a position to tell you, Senator, I suspect that the next one may be Central. Eastern indicated that they were not in a position to do this at this time, but I don't know what the attitude at Central is on this. Frankly, I have not heard. They have not joined in this and made no request. It may well be that Evergreen State will be prior to the other two. I'm not aware of any move of such because they're not on the line."

Senator Canfield: "My last question is that in case this bill is passed and a doctorate is permitted there, that would naturally change the formula under which we are working in the various institutions, would it not?"

Senator Atwood: "It would not change the formula of the basic formula. It only would add an additional item in Western's budget if the doctorate was in fact granted. I would assume it would be on the same formula as Washington State University or the University of Washington but, of course, this is quite a ways off."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 95 and the bill passed the Senate by the following vote: Yeas, 37; nays, 8; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Woodall—37.

Voting nay: Senators Foley, Lewis (Brian), Lewis (Harry), Ridder, Ryder, Sandison, Williams, Wilson—8.

Absent or not voting: Senator Henry—1.

Excused: Senators Dore, McCormack, Stender—3.

ENGROSSED SENATE BILL NO. 95, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Peterson (Ted), the Senate returned to the sixth order of business.

SENATE RESOLUTION: 1969-22

By Senators Peterson (Ted), Holman, Lewis (Brian), Elicker, Durkan, Atwood and Ryder:

WHEREAS, Large sums of state funds are being maintained as deposits in banks in the state without reference to the need for such deposits, the services being performed by such depositories for the state of Washington, or a return of investment to the state; and

WHEREAS, Such large sums of money might better serve the state if they were invested in some manner which would provide a return on such sums which are not really necessary for immediate cash reserve needs of the state:

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, that the State Treasurer reduce the amount of funds on deposit in the inactive accounts deposited throughout the state and place such amounts as are not needed for active day to day operation on deposit or invest such funds whereby a return on such funds will accrue to the benefit of the state of Washington, and

BE IT FURTHER RESOLVED, That the Legislative Budget Committee be directed to make a study of the deposit practices of the State Treasurer under present state law and determine if a revision in state law is needed in order to provide a larger return for the state for such sums as are now resting in inactive deposit accounts, and further to report to the Legislature the results of such study no later than January 1, 1970.

MOTION

On motion of Senator Greive, Senate Resolution 1969-22 was made a special order of business for 11:50 a.m.

SECOND READING

SENATE BILL NO. 268, by Senators Uhlman, Holman and Elicker:
Permitting facsimile signatures by officials.

The bill was read the second time by sections.

On motion of Senator Holman, the rules were suspended, Senate Bill No. 268 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 268 and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-45.

Absent or not voting: Senator Atwood-1.

Excused: Senators Dore, McCormack, Stender-3.

SENATE BILL NO. 268, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 273, by Senators Bailey and Pritchard:
Increasing permissible fees for county printing.

The bill was read the second time by sections.

Senator Uhlman moved the adoption of the following amendment:

On page 1, section 2, line 22, strike all of section 2.

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 273 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 273, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senator Mardesich—1.

Absent or not voting: Senator Canfield—1.

Excused: Senators Dore, McCormack, Stender—3.

SENATE BILL NO. 273, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 215, by Senators Woodall, Mardesich and Gissberg:

Regarding false representation of ownership of real property.

The bill was read the second time by sections.

Senator Mardesich moved that Senate Bill No. 215 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

The motion carried and Senate Bill No. 215 was referred to the Committee on Rules and Joint Rules.

SENATE BILL NO. 53, by Senators Washington, McDougall and Marquardt:

Adding a highway to the scenic and recreational system.

REPORT OF STANDING COMMITTEE

February 24, 1969.

SENATE BILL NO. 53, adding a highway to scenic and recreational system (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 6, section 1, line 11, after the period insert "*The scenic and recreational qualities of this highway shall be preserved by the highway commission by setting a maximum speed substantially less than that authorized by RCW 46.61.400. The commission may prescribe different maximum speeds for different sections of such highway.*"

On page 6, section 1, following subsection (26), add a new subsection as follows:

"(27) *Primary state highway No. 15, the Stevens Pass highway, beginning at Woods Creek Bridge (bridge 216) at the east city limits of Monroe, thence in an easterly direction by way of Stevens Pass to a junction with primary State Highway No. 2 in the vicinity of Peshastin.*"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Knoblauch, Lewis (Brian), Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 53 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Huntley: "Will Senator Washington yield? Senator, in effect, if we pass this bill aren't we putting eighteen miles of Kittitas county roads on the highway system?"

Senator Washington: "Yes, it does."

Debate ensued.

Senator Woodall: "Would Senator Washington yield? Senator Washington, if some other Senator who is not chairman of your committee drew up a bill adding eighteen miles to a highway system, would you not take the position that it should go through your committee and that we just don't add stretches by floor amendment? What would be your position if some of the rest of us drew amendments to add eighteen miles?"

Senator Washington: "In answer to Senator Woodall's question, this is not an amendment to leave the Yakima Canyon stretch on the highway system. This was the original bill. The amendment which was put on the bill was an amendment requested by Senator McDougall which does not add miles to the highway system but which allows the section of the Stevens Pass highway to be changed from a scenic designation to the designation of a scenic and recreational highway."

Further debate ensued.

Senator Keefe: "I wonder if Senator Washington would hold the bill until Monday's calendar so that I may prepare an amendment?"

Senator Washington: "If there are amendments to be added, certainly, I usually try to accommodate and if you have one to propose, I would be willing to have the bill set over."

Senator Keefe: "Thank you."

Senator Peterson (Lowell): "Would Senator Washington yield? Senator, when we add a highway to the scenic system, does this in any way change the construction standard or the manner in which a highway is constructed or improved in this designated area?"

Senator Washington: "It would in this particular section because it would provide for the lowering of the speed limit on the highway. This would not be utilized as a 'through' highway. The ordinary scenic highway, however, would not have such a restriction. This was put on for this particular stretch of road."

Senator Peterson (Lowell): "Senator, you're not exactly answering my question. I'm referring specifically to Stevens Pass and we are in a program on that pass where we are widening and improving the highway which has been badly needed for a number of years and I know that in certain areas when the highway becomes 'scenic', construction standards are so changed that it seriously hampers and it also involves much more costly construction methods than are normally used to build highways. I am wondering if we are going to slow down the construction and improvement of Stevens Pass if we put it on the scenic system at this time?"

Senator Washington: "I would say 'no'. The only additional cost would be by recreational funds that might be appropriated by the State Parks and Recreation Committee, particularly from that source, and perhaps from the Game Department and other areas to get access to the streams that border the highway. It does not require more expensive construction insofar as the Stevens Pass highway is concerned."

Senator Peterson (Lowell): "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 53, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Dore, McCormack—2.

ENGROSSED SENATE BILL NO. 53, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Guess served notice that he would under the proper order of business on the next working day, move that the Senate reconsider the vote by which Engrossed Senate Bill No 53 passed the Senate.

SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

On motion of Senator Lewis (Harry), Senate Bill No. 377 was ordered placed on the second reading calendar for Monday, March 3, 1969.

SENATE BILL NO. 290, by Senators Henry, Peterson (Ted) and Stender (by departmental request):

Creating additional divisions within department of labor and industries.

The Senate resumed consideration of Senate Bill No. 290.

Senator Stortini moved the adoption of the following amendment:

On page 1, section 1, line 13, after "*struction*" strike "*standards*" and insert "*safety inspection services, which last mentioned division shall have responsibility for all inspection services designed to protect the consuming public and not specifically delegated to the division of safety and shall particularly include responsibility for electrical inspection, mobile home inspection, elevator inspection, boiler inspection and hotel inspection*"

POINT OF INQUIRY

Senator Talley: "Would Senator Stortini yield to a question? Senator Stortini, has this broad amendment been cleared by the department of labor and industries?"

Senator Stortini: "Yes, this amendment was prepared by the department of labor and industries."

The motion carried and the amendment was adopted.

On motion of Senator Mardesich, the following amendments were adopted:

On page 1, section 1, line 11, after "*relations,*" strike "*and*"

On page 1, section 3, line 27, strike "*standards*" and insert "*safety inspection services*"

On page 2, section 3, line 1, strike "*standards*" and insert "*safety inspection services*"

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 290 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 290, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Dore, McCormack—2.

ENGROSSED SENATE BILL NO. 290, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 429, by Senators Twigg, Woodall and Wilson:

Providing for the filing of claims for crop damages.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Senate Bill No. 429 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 429, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Ryder—1.
Excused: Senators Dore, McCormack—2.

SENATE BILL NO. 429, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 346, by Senators Marquardt, Odegaard, Andersen, Newschwander, McDougall, Peterson (Ted), Knoblauch, Holman and Lewis (Brian) (by executive request):
Providing procedures for the arrest, detention and hearings on revocation of parole violation.

On motion of Senator Marquardt, Senate Bill No. 346 was ordered to hold its place on the second reading calendar for Monday, March 3, 1969.

SENATE BILL NO. 340, by Senators Washington, Guess, Twigg and Keefe (by departmental request):

Authorizing the highway commission to build a bridge across the Spokane river.
The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 340 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Stender: "Would Senator Washington yield? Senator, you talk of another bridge across the Spokane river. How far from the ill-fated Maple street bridge is this new free bridge?"

Senator Washington: "It will probably be two or three miles. It will not be too far from the vicinity of Division street that goes north and south through Spokane at the present time, at least somewhere in that area is the projected location."

Senator Stender: "That's less than a mile, isn't it?"

Senator Washington: "No, it's probably over a mile, possibly a couple of miles."

Senator Stender: "A couple of miles between Division street and Maple street? Is that the estimate you have?"

Senator Washington: "I would say perhaps a mile and a half or two miles."

Senator Stender: "Now, if Senator Guess would allow me, I would like to ask further, how much deficit is the Maple street bridge producing for us at present?"

Senator Washington: "I'm sorry, I do not have that particular figure. Perhaps Senator Guess or Senator Keefe might have those figures readily available. But the point remains we are now picking up that tab and we have done so for a number of years in our appropriations bills."

Senator Stender: "I was going to ask further, when this bridge is built, I would assume that this is a project that has been a priority project for the highway department?"

Senator Washington: "Yes, it is, the north-south freeway."

Debate ensued.

Senator Stender: "This is my final question, would this eventually when the other bridge is completed mean that Maple street bridge would have to become a totally free bridge?"

Senator Washington: "No, it does not. There is no requirement whatsoever that the tolls be taken off the Spokane River bridge."

Further debate ensued.

Senator Holman: "Would Senator Washington yield to a question? Senator, someone told me that the toll is ten cents per car on this Maple street bridge? Will there be anything in the contract which is executed by the bondholders which will restrict the operators of the

bridge from reducing the tolls or perhaps removing them altogether? Because you see if we pass this bill and without such a commitment, we are in effect, going to pick up the entire cost of the bond retirement and at the present time, as I understand it, when we appropriate, we at least know that they haven't reduced the toll.

"Would there be any kind of a safeguard in the contract and should we have some assurance that if that is not going to be in there that at least the legislature will know that it is not?"

Senator Washington: "At the present time, the contract with the bondholders provides that the tolls must be maintained and that the amount of the principal interest must be paid.

"Now, there is no way that the tolls can be taken off without legislative approval. This has been set up as a toll bridge and it can't be taken off except by legislative action. It gets to be rather a close question and one which requires a great deal of thought to determine which is the optimum toll, a higher toll perhaps can completely discourage use of the bridge.

"This is a matter of judgment and I think with the highway commission attempting to keep as much money as possible in the motor vehicle fund, that they will attempt to maintain an optimum toll to bring in as much money as possible. It possibly could be raised, it is possible they might figure at some time they could make more by lowering the toll to five or seven cents or some odd figure.

"This, of course, is the power that we give the toll bridge authority and the highway commission to attempt to bring in the money necessary, to get as much money as possible from the toll bridges."

Senator Pritchard: "I wonder if Senator Washington would yield? Senator, what you are inferring now is the crossing of this ravine by this freeway will not cut down on the traffic on the Maple street bridge?"

Senator Washington: "Now I certainly can't guarantee that. I would assume that most of the traffic that is going north and south, this crossing being a number of blocks to the east, that it wouldn't materially reduce the amount of traffic. Now I don't think anyone can guarantee what the traffic patterns are going to be. But in order for the city of Spokane and the state to have a proper highway system and a freeway running north and south, it is absolutely necessary that it be constructed.

"I don't think we want to prevent such a facility from being developed. This, I think, is the primary consideration. Our secondary consideration is the payment of the tolls on the bridge and paying off the bondholders, particularly the teachers' retirement system and the state employees' retirement system."

Senator Pritchard: "Senator, the other question would be, is this freeway being built by money from the gas tax, the last raise in the gas tax that we had?"

Senator Washington: "Perhaps some of the funds could be utilized on that but generally it is the main north-south freeway. It won't be on the interstate system although built to very high standards."

Senator Pritchard: "What I am saying is, is this project possible because of the last raise in the gas tax?"

Senator Washington: "I don't believe that that was the primary consideration because it was planned and on the drawing boards for a number of years before we passed the last gasoline tax."

Senator Pritchard: "This project would have been possible even though we didn't raise the gas tax?"

Senator Washington: "I think that it had a high enough priority that it would have been built without it."

Senator Pritchard: "Finally, is the toll on this bridge just ten cents?"

Senator Washington: "I believe that is correct. I am flooded with thoughts about this whole area because I can hardly imagine any place in the state of Washington where drivers would go two or three miles out of their way to save a dime. If that is the case in Spokane, I guess that's the way it will have to be."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 340, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odgaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Voting nay: Senator Metcalf—1.

Absent or not voting: Senators Lewis (Brian), Woodall—2.

Excused: Senators Dore, McCormack—2.

SENATE BILL NO. 340, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Resolution 1969-22.

Senator Gissberg moved the adoption of the following amendment:

On page 1, line 1, strike all of the material beginning on line 1 and ending on line 21 and insert the following:

“WHEREAS, Large sums of public funds are being maintained as deposits in banks in the state without reference to the need for such deposits, the services being performed by such depositories for the state of Washington and its subdivisions, or a return of investment to the state and local subdivisions; and

“WHEREAS, Such sums of money might better serve the state and local subdivisions if they were invested in some manner which would provide a return on such sums which are not really necessary for immediate cash reserve needs of the state and its subdivisions; and

“WHEREAS, The practice of so maintaining such deposits has gone on over a period of time spanning many years and many changes of administration in the public offices and mainly because of conflicts between the laws of the state of Washington and the federal laws which latter do not permit the payment of interest on certain deposits in federal commercial banks;

“NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, That the Legislative Budget Committee be requested to make a study of the deposit practices of the public agencies under present state law and determine if a revision in state law is needed in order to provide a larger return for the state and its subdivisions for such sums as are now resting in inactive deposit accounts, and further to report to the Legislature the results of such study no later than January 1, 1970.

Debate ensued.

Senators Greive, McCutcheon and Canfield demanded the previous question and the demand was sustained.

The motion by Senator Gissberg carried and the amendment was adopted.

Senate Resolution 1969-22 as amended was adopted.

WITHDRAWAL OF NOTICE OF RECONSIDERATION

There being no objection, Senator Guess withdrew his notice of reconsideration of Engrossed Senate Bill No. 53.

MOTIONS

On motion of Senator Guess, the rules were suspended and Engrossed Senate Bill No. 53 was ordered immediately transmitted to the House.

At 12:05 p.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, March 3, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTIETH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, March 3, 1969.

The Senate was called to order at 12:00 o'clock noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Robert Wilson, Color Bearer, and Wendy Bohlke, presented the Colors. Reverend Glen D. Cole, Pastor of the First Assembly of God of Olympia, offered prayer as follows:

"Our Eternal God, we beseech Thee in the Name of our Lord Jesus Christ, to bless this legislative body as it begins another week of work. We know that prayer quickens insight, releases power, gives answers to problems, and can result in peace of heart if we are truly sincere in our communication with You. Remind us all today that prayer is one of the greatest of all creative forces operating in life.

"So, we ask for guidance, we pray for a physical and spiritual quickening. Where there is discord, give harmony. When answers are slow in coming, grant special wisdom. For every situation this group faces may the words of Jesus become relevant: 'I am the light of the world. Whoever follows me will have the light of life and will never walk in the darkness.'

"We would also pray for your blessing upon our country today. Sustain our boys fighting in Viet Nam. Give courage and protection in the heat of battle, and a swift and meaningful end to the conflict. For these blessings at home and abroad, we thank Thee now, in Christ's Name. Amen."

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

REPORTS OF STANDING COMMITTEES

March 2, 1969.

SUBSTITUTE SENATE BILL NO. 74, providing retirement plan for law enforcement officers (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Day, Donohue, Dore, Faulk, Foley, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Ryder, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 113, providing salary changes for county prosecutors (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Durkan, Gissberg, Greive, Holman, Twigg, Walgren, Woodall.

MOTION

On motion of Senator Uhlman, Senate Bill No. 113 was referred to the Committee on Ways and Means.

March 3, 1969.

SENATE BILL NO. 115, changing size and powers of the state board of pharmacy (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: That Substitute Senate Bill No. 115 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 171, hospitals, state funds recipients, confidentiality (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 172, hospitals, non-profit charitable, reports (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 196, exempting banks for cooperatives from B & O tax (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.

On motion of Senator McCormack, Senate Bill No. 196 was referred to the Committee on Ways and Means—Revenue and Taxation.

February 28, 1969.

SENATE BILL NO. 201, regulating sale of second class shorelands (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: That Substitute Senate Bill No. 201 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 205, appointing fiscal agencies (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 205 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 209, providing similar annuity and retirement income plan authority for employees of the state colleges and universities (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Ryder, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 244, creating the legislative joint committee on higher education (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, McCormack, Ryder, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 260, deleting an exemption from the narcotic drugs act (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 18, 1969.

SENATE BILL NO. 261, granting police powers to certain pharmacy board employees (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 262, regulating distribution of narcotic drugs (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: That Substitute Senate Bill No. 262 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Odegaard.

Passed to Committee on Rules and Joint Rules for second reading.

February 20, 1969.

SENATE BILL NO. 323, increasing certain business and professions' fees (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 323 be substituted therefor, and that substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

February 12, 1969.

SENATE BILL NO. 338, regulating sale of prophylactics (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 360, withdrawing public lands for the benefit of the public (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 372, regulating leases of public lands (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 404, providing rules for political party conventions (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Cooney, Keefe, Mardesich, Stender, Uhlman, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 413, directing maintenance of a minimum of two tuberculosis hospitals or facilities (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 418, authorizing certain changes in the state board of health (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Keefe, McCutcheon, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 424, substituting lieutenant governor for governor on board of natural resources (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Odegaard, Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 2, 1969.

SENATE BILL NO. 443, establishing treatment center for alcoholic, narcotic and dangerous drug abuse (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Day, Donohue, Greive, Lewis (Harry), Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Twigg, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 460, changing monthly amounts for apportionment of school funds by state superintendent (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 495, identifying nonpartisan candidates on the ballots (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators McCutcheon, Chairman; Greive, Holman, Keefe, Pritchard, Uhlman, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 524, setting certain attorney fees (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Durkan, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 547, authorizing a summer sports clinic program by the University of Washington (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams.

MOTION

On motion of Senator Sandison, Senate Bill No. 547 was referred to the Committee on Ways and Means.

February 28, 1969.

SENATE BILL NO. 549, increasing certain official fees charged by clerks of superior courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Durkan, Greive, Holman, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 24, 1969.

SENATE BILL NO. 618, implementing laws relating to school district financing (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 665, regulating healing arts examination (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Cooney, Greive, McDougall, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 679, authorizing kindergartens for all school districts (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 736, providing for bonds for common school plant facilities construction (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 737, providing state assistance to school districts for the construction and modernization of common school plant facilities (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate the Wenatchee Apple Blossom Festival royalty and appointed a special committee consisting of Senators McDougall, Matson, Knoblauch, Wilson and Donohue to escort the Princesses Kay Goff and Susan Muller and Queen Linda Parkhill to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Queen Linda to address the Senate.

MESSAGES FROM THE HOUSE

March 1, 1969.

Mr. President: The House has passed:
 ENGROSSED HOUSE BILL NO. 203,
 SUBSTITUTE HOUSE BILL NO. 205,
 ENGROSSED HOUSE BILL NO. 253,
 HOUSE BILL NO. 264,
 HOUSE BILL NO. 293,
 SUBSTITUTE HOUSE BILL NO. 301,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 303,
 ENGROSSED HOUSE BILL NO. 323,
 SUBSTITUTE HOUSE BILL NO. 333,
 HOUSE BILL NO. 341,
 HOUSE BILL NO. 350,
 HOUSE BILL NO. 362,
 ENGROSSED HOUSE BILL NO. 366,
 ENGROSSED HOUSE BILL NO. 408,
 HOUSE BILL NO. 554,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 1, 1969.

Mr. President: The House has passed:
 ENGROSSED SENATE BILL NO. 131,
 SENATE BILL NO. 206,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

February 28, 1969.

Mr. President: The House refuses to recede from its amendments to SENATE BILL NO. 142 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on SENATE BILL NO. 142 and the House amendments thereto: Representatives Fleming, Whetzel, Hoggins.

SIDNEY R. SNYDER, Assistant Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 142, Senators Dore, Ridder and Holman.

On motion of Senator Dore, the appointments were confirmed.

PARLIAMENTARY INQUIRIES

Senator Greive: "Parliamentary inquiry. The appointment of the conference committee is very satisfactory as far as I am concerned but I wonder if the appointees didn't all vote for the bill?"

REPLIES BY THE PRESIDENT

The President: "The President checked that very carefully, Senator. Senator Holman and Senator Ridder voted 'nay' on the motion to concur. Senator Dore voted to concur."

Senator Greive: "Don't the rules provide that the original bill and not the motion to concur is the issue?"

The President: "Senator Greive, the President is unaware of any rule which prescribes that the vote on the original bill be the basis for the naming of the conferees. The President believes that the question in doubt is the House amendment to Senate Bill No. 142 and, therefore, the vote on that particular motion to concur is the one that could be followed."

Senator Greive: "Mr. President, technically I believe you are in error for this reason. Very often we merely concur or not concur by voice vote. In this case a roll call was demanded. I do believe that a checking of the joint rules will indicate that it is the original bill. I really don't care in this one case but it is a precedent that I would like to know so that we will know how the rule works."

The President: "The joint rules do not cover, in the opinion of the President, that specific point, Senator Greive. The President is referring to Rule 5 which reads as follows: 'The presiding officer of each House shall appoint on such conference committee three members selecting them so as to represent in each case the attitude of the majority and minority upon the subject of the legislation referred to the conference committee.' The President believes that the subject referred to the conference committee was the motion to concur on the House amendment."

Senator Dore: "I would like to put in the record in this instance that Representative Fleming struck everything after the enacting clause and hung on a different bill as the House amendment. So in making the ruling today I think that should be in the record that the facts are that an entirely new bill was hung under that title in the House and came over to the Senate and actually the vote on the amendment which was in effect a new bill, was voted on and I concur or agree with the President's rationale of the situation that the roll call on the amendment actually represents the minority and majority position on the matter."

Senator Greive: "I have no objection whatsoever to the people who were appointed. In fact I think it was an excellent selection of the members to serve on the committee."

"My only question is that I would like to clarify this because this isn't the only bill that we are going to have a problem on and I want to know as a simple tool, because any of these bills are tools and can be used one way or another depending on what they do. I would respectfully request under the circumstances that the President have a written memorandum and that we put it into the record so that for the future we will know what we are doing when it comes up. Frequently we all know that members vote on a bill to be on a conference committee and it is an accepted practice and we would just like to know where we are."

Senator Bailey: "Mr. President, in further support of Senator Greive's remarks, I would like to ask the Chair to consider what would happen if we had four or five amendments in which we had split votes and couldn't quite determine which one was for the bill and which one was against the bill. I think it is worth consideration in briefing before we proceed."

Senator Woodall: "Mr. President and members of the body, a conference committee is picked to resolve the differences between the two bodies. So the point is on what did the two bodies differ? You appoint two members from the prevailing side and one from the non-prevailing side, and I am inclined to agree with Senator Dore on this particular issue that here there is a clear cut split of opinion as to this one particular amendment which came over from the House. The thing that Senator Holman addressed himself to was the concurrence or nonconcurrence and with this one particular principle of whether you did it on a ward basis or whether you did it at large. So that is the difference between the two bodies and it is not how you voted on the original bill which passed whether or not you are for or against the bill, the difference is whether you are for or against the ward concept or the at large concept. It is my feeling that the basis upon which they have been picked is a proper one because you pick in relationship to the issue on which the difference exists between the two bodies."

Senator Greive: "Merely following up what Senator Bailey said, I have no quarrel with Senator Dore and Senator Woodall's position. I think that is a very reasonable position. We are speaking now of something that we will be using many times during the session and usually only becomes important in the closing days of the session and in order to clarify it, Senator Bailey made my point."

"Suppose there are five amendments. How are we going to determine it? All I would like to do is have this very clear so that if necessary we can draft a proper rule to cover it."

Senator Ryder: "Mr. President, I would like to support Senator Greive and Senator Bailey on their analysis of this. I think that Senator Dore's and Senator Woodall's analysis is pre-supposing and a compromise already and that the appointment is made on the basis of a new compromise. When the bill went out of the Senate it went out without any amendment on it and when it came back from the House it has a completely new bill on it. We have no representation on here or may not have any representation of the attitudes of the Senate on the original bill. We only have here representation of the attitudes of those who are voting for or against the House amendment so I think we have to go back to the original bill in order to get a representation of opinion."

Senator Day: "Thank you, Mr. President, I believe that your decision was well taken in appointing the conference committee, however, I believe the point raised by Senator Bailey and Senator Greive and others is also well taken in that the rules should read that any concurrence—any motion for concurrence should be taken by a roll call vote. Otherwise you have no basis upon which to follow and in this instance there was a roll call vote."

"I also want to say that I believe that in the instance of concurrence that the only possible solution in representing both sides of the question is to do as the President has done and to pick people from both sides of the question of concurrence, not the original bill."

Senator Woodall: "Backing up what I said hastily on the floor, Section 243 of Reed's Rules says 'action of conference committee, the object of a conference being the adjustment of differences between two bodies,' so that supports that view."

The President: "The Secretary has advised the President that the only 'no' votes on Senate Bill No. 142 were: Senator Connor, Senator Talley, Senator Newschwander and Senator Woodall."

"The President complied with the letter and spirit of Rule 5 of the joint rules."

Senator Greive: "I believe that the appointment of the conferees is moot. It is done, it is approved. No one is objecting. All we are worried about is the future."

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 131,
SENATE BILL NO. 206.

The special committee escorted the Wenatchee Apple Blossom Royalty from the Senate Chambers.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 740, by Senators Williams, Gissberg and Lewis (Harry) (by executive request):

An Act relating to parks and recreation; providing for the preservation of certain shorelines; and adding a new chapter to Title 43 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 741, by Senator Talley:

An Act relating to a highway bridge over the Columbia River; and making an appropriation.

Referred to Committee on Highways.

SENATE BILL NO. 742, by Senator Dore:

An Act relating to child care centers; and making an appropriation.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 743, by Senator Foley:

An Act relating to revenue and taxation; amending section 82.44.040, chapter 15, Laws of 1961 and RCW 82.44.040; amending section 82.44.050, chapter 15, Laws of 1961, as amended by section 3, chapter 199, Laws of 1963, and RCW 82.44.050; amending section 82.44.120, chapter 15, Laws of 1961, as last amended by section 2, chapter 121, Laws of 1967, and RCW 82.44.120; amending section 82.50.040, chapter 15, Laws of 1961, as amended by section 47, chapter 149, Laws of 1967 ex. sess., and RCW 82.50.040; amending section 82.50.050, chapter 15, Laws of 1961, as amended by section 48, chapter 149, Laws of 1967 ex. sess., and RCW 82.50.050; amending section 82.50.180, chapter 15, Laws of 1961 as amended by section 56, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.180; amending section 28, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.185; amending section 84.08.050, chapter 15, Laws of 1961 and RCW 84.08.050; amending section 84.12.200, chapter 15, Laws of 1961 and RCW 84.12.200; amending section 84.12.230, chapter 15, Laws of 1961 and RCW 84.12.230; amending section 84.12.270, chapter 15, Laws of 1961 and RCW 84.12.270; amending section 84.12.280, chapter 15, Laws of 1961 and RCW 84.12.280; amending section 84.12.330, chapter 15, Laws of 1961 and RCW 84.12.330; amending section 84.12.360, chapter 15, Laws of 1961 and RCW 84.12.360; amending section 8, chapter 214, Laws of 1963 and RCW 84.28.065; amending section 81.80.300, chapter 14, Laws of 1961, as amended by section 1, chapter 170, Laws of 1967 and RCW 81.80.300; amending section 81.80.318, chapter 14, Laws of 1961, as last amended by section 3, chapter 170, Laws of 1967 and RCW 81.80.318; repealing section 82.44.070, chapter 15, Laws of 1961 and RCW 82.44.070; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 744, by Senators Ryder, Bailey and Atwood (by executive request):

An Act relating to state government; prescribing restrictions against conflicts of interest in the executive branch thereof; adding a new chapter to Title 42 RCW; adding a new section to chapter 42.21 RCW; adding a new section to chapter 42.22 RCW; amending section 82, chapter 249, Laws of 1909 and RCW 42.20.010; amending section 96, chapter 72, Laws of 1937 and RCW 86.09.286; repealing section 16, page 256, Laws of 1909 and RCW 28.81.130; repealing section 28B.40.120, chapter —, Laws of 1969 (HB 58) and RCW 28B.40.120; repealing section 43.23.140, chapter 8, Laws of 1965 and RCW 43.23.140; repealing section 72.08.140, chapter 28, Laws of 1959 and RCW 72.08.140; repealing section 72.08.150, chapter 28, Laws of 1959 and RCW 72.08.150; and providing penalties.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 203, by Representatives Chatalas, Kirk, Merrill, Lynch, King and Murray:

An Act relating to accountancy; providing standards for C.P.A. licensees; amending sections 11, 15, 19, 21, 27, 28, and 34, chapter 226, Laws of 1949 and RCW 18.04.120, 18.04.160, 18.04.200, 18.04.220, 18.04.280, 18.04.290 and 18.04.350; and repealing sections 13 and 14, chapter 226, Laws of 1949 and RCW 18.04.140 and 18.04.150.

Referred to Committee on Commerce and Regulatory Agencies.

SUBSTITUTE HOUSE BILL NO. 205, by Committee on Financial Institutions and Insurance:

An Act relating to health care service contractors; amending section 2, chapter 268, Laws of 1947 as amended by section 2, chapter 197, Laws of 1961 and RCW 48.44.020; amending section 3, chapter 268, Laws of 1947 as amended by section 3, chapter 197, Laws of 1961 and RCW 48.44.030; amending section 13, chapter 197, Laws of 1961 and RCW 48.44.160; adding new sections to chapter 268, Laws of 1947 and to chapter 48.44 RCW; and prescribing penalties.

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

ENGROSSED HOUSE BILL NO. 253, by Representatives Farr, Chatalas, Kirk and Jastad:

An Act relating to dentistry; and amending section 20, chapter 112, Laws of 1935, and RCW 18.32.290.

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

HOUSE BILL NO. 264, by Representatives Kopet, Garrett and Smythe (by departmental request):

An Act relating to the advancement of travel expenses to officials of municipal corporations and other political subdivisions; and adding new sections to chapter 116, Laws of 1965 and to chapter 42.24 RCW.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 293, by Representatives Conner, Berentson and Savage:

An Act relating to food fish and shellfish; and amending sections 75.24.060 and 75.28.290, chapter 12, Laws of 1955 and RCW 75.24.060 and 75.28.290.

Referred to Committee on Natural Resources, Fisheries and Game.

SUBSTITUTE HOUSE BILL NO. 301, by Committee on Financial Institutions and Insurance:

An Act relating to credit unions; amending section 3, chapter 173, Laws of 1933 as last amended by section 3, chapter 180, Laws of 1967 and RCW 31.12.050; amending section 7, chapter 173, Laws of 1933 as amended by section 6, chapter 131, Laws of 1943 and RCW 31.12.110; amending section 15, chapter 173, Laws of 1933 as last amended by section 7, chapter 180, Laws of 1967 and RCW 31.12.190; amending section 16, chapter 173, Laws of 1933 as last amended by section 4, chapter 138, Laws of 1959 and RCW 31.12.200; amending section 18, chapter 173, Laws of 1933 as last amended by section 8, chapter 180, Laws of 1967 and RCW 31.12.220; amending section 21, chapter 173, Laws of 1933 as last amended by section 7, chapter 23, Laws of 1957 and RCW 31.12.240; amending section 8, chapter 23, Laws of 1957 as last amended by section 10, chapter 180, Laws of 1967 and RCW 31.12.245; amending section 20, chapter 173, Laws of 1933 as last amended by section 6, chapter 138, Laws of 1959 and RCW 31.12.260; amending section 11, chapter 23, Laws of 1957 as last amended by section 11, chapter 180, Laws of 1967 and RCW 31.12.270; amending section 12, chapter 23, Laws of 1957 as last amended by section 12, chapter 180, Laws of 1967 and RCW 31.12.280.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 303, by Committee on Public Health and Welfare:

An Act relating to health and welfare of children and the mentally retarded and authorizing the reporting of suspected cases of physical abuse or neglect; amending section 1, chapter 13, Laws of 1965 and RCW 26.44.010; amending section 2, chapter 13, Laws of 1965 and RCW 26.44.020; amending section 3, chapter 13, Laws of 1965 and RCW 26.44.030; amending section 4, chapter 13, Laws of 1965 and RCW 26.44.040; amending section 5, chapter 13, Laws of 1965 and RCW 26.44.050; and adding a new section to chapter 13, Laws of 1965 and to chapter 26.44 RCW.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 323, by Representatives Thompson, Hawley, Jolly, Kink and Zimmerman (by departmental request):

An Act relating to water resources; authorizing the establishment of minimum flows and levels on public waters by the department of water resources; adding a new chapter to Title 90 RCW; and repealing section 1, chapter 81, Laws of 1967 and RCW 43.21.145.

Referred to Committee on Natural Resources, Fisheries and Game.

SUBSTITUTE HOUSE BILL NO. 333, by Committee on Financial Institutions and Insurance:

An Act relating to state regulation of financial institutions; amending section 30.04.110, chapter 33, Laws of 1955 and RCW 30.04.110; amending section 30.04.180, chapter 33, Laws of 1955 and RCW 30.04.180; amending section 30.08.010, chapter 33, Laws of 1955 and RCW 30.08.010; amending section 30.08.095, chapter 33, Laws of 1955 and RCW 30.08.095; amending section 30.12.060, chapter 33, Laws of 1955, as amended by section 1, chapter 165, Laws of 1959 and RCW 30.12.060; amending section 30.40.020, chapter 33, Laws of 1955 and RCW 30.40.020; amending section 30.12.010, chapter 33, Laws of 1955, as amended by section 1, chapter 190, Laws of 1957 and RCW 30.12.010; amending section 30.12.020, chapter 33, Laws of 1955 and RCW 30.12.020; adding a new section to chapter 33, Laws of 1955 and to chapter 30.04 RCW; and adding a new section to chapter 13, Laws of 1955 and to chapter 32.04 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 341, by Representatives Heavey and Chapin:

An Act relating to inferior courts; and amending section 101, chapter 299, Laws of 1961 and RCW 3.58.020.

Referred to Judiciary Committee.

HOUSE BILL NO. 350, by Representatives Bottiger, Chapin and Heavey:

An Act relating to justice courts; and adding new sections to chapter 299, Laws of 1961 and to chapter 3.66 RCW.

Referred to Judiciary Committee.

HOUSE BILL NO. 362, by Representatives McCaffree and Kiskaddon (by departmental request):

An Act relating to revenue and taxation; amending section 82.24.040, chapter 15, Laws of 1961 and RCW 82.24.040; and amending section 82.24.050, chapter 15, Laws of 1961 and RCW 82.24.050.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 366, by Representatives Leland, McCaffree, Whetzel, O'Dell, Sprague, O'Brien and Chatalas (by departmental request):

An Act relating to highways; amending section 47.12.120, chapter 13, Laws of 1961 and RCW 47.12.120; amending section 47.12.070, chapter 13, Laws of 1961 and RCW 47.12.070; repealing section 47.54.010, chapter 13, Laws of 1961 as amended by section 33, chapter 145, Laws of 1967 ex. sess. and RCW 47.54.010; repealing section 47.54.020, chapter 13, Laws of 1961 as amended by section 34, chapter 145, Laws of 1967 ex. sess. and RCW 47.54.020; and repealing sections 47.54.030 through 47.54.900, chapter 13, Laws of 1961 and RCW 47.54.030 through 47.54.900.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 408, by Representatives Leckenby, Merrill, Smythe, Evans, Pardini, Conner, Thompson and Lynch (by executive request):

An Act relating to juvenile court probation services; authorizing the director of institutions to make payments of state funds to counties for special juvenile court probation supervision programs, providing procedures and requirements for county participation, formulas for payments to counties, promulgation of rules; and providing an effective date.

Referred to Committee on Public Institutions.

HOUSE BILL NO. 554, by Representatives Richardson, Brouillet, Kuehnle and Haussler (by departmental request):

An Act relating to education; authorizing the superintendent of public instruction to lessen the required school year of one hundred eighty days; amending section 6, chapter 154, Laws of 1965 ex. sess. and RCW 28.41.170; amending section 28A.41.170, chapter —, Laws of 1969 (HB 58) and RCW 28A.41.170; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Title 28A RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

MOTION

At 12:45 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

SECOND READING

SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

MOTION

On motion of Senator Lewis (Harry), Senate Bill No. 377 was ordered placed on the second reading calendar following Senate Bill No. 386.

SENATE BILL NO. 346, by Senators Marquardt, Odegaard, Andersen, Newschwander, McDougall, Peterson (Ted), Knoblauch, Holman and Lewis (Brian) (by executive request):

Providing procedures for the arrest, detention and hearings on revocation of parole violation.

REPORT OF STANDING COMMITTEE

February 18, 1969.

SENATE BILL NO. 346, providing procedures for the arrest, detention and hearings on revocation of parole violation (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 5, section 3, line 4, after "role" and before the comma, strike "violated" and insert "violation"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, Ridder, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Marquardt, the following amendment was adopted:

On page 7, section 6, line 4, after "general." strike "The hearings shall be private and" and on line 5 capitalize "Only"

On motion of Senator Marquardt, the rules were suspended, Engrossed Senate Bill No. 346 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 346, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Dore, Metcalf—2.

ENGROSSED SENATE BILL NO. 346, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Stortini, the Senate returned to the fifth order of business.

SENATE RESOLUTION: 1969-23

By Senators Stortini, Knoblauch and Faulk:

WHEREAS, The black communities, since the time of Abraham Lincoln, have not often been accorded the privileges of equality as enunciated in the Emancipation Proclamation; and

WHEREAS, Insufferable conditions have been largely responsible for the current protests and violence now sweeping the country; and

WHEREAS, The members of the white communities, by their apathy and indifference to the needs of their black fellowmen, have contributed to the development of conditions creating a society of first and second-class citizens; and

WHEREAS, A group of Tacoma citizens recognizing the needs of the black community and the demand for organized action in the area of equal rights and opportunities, conceived and successfully carried out a movement, known as "Now, Mr. Lincoln?" with the purpose in mind of providing the financial tools for members of the black community to develop new businesses, new payrolls and new economic independence in Tacoma's Hilltop area and in other non-white districts of the community;

NOW THEREFORE BE IT RESOLVED, That all members of the community who engaged in this worthy and outstanding project be commended by the Senate of the state of Washington for their efforts to truly implement the provisions of Abraham Lincoln's historic Emancipation Proclamation, thereby achieving a major step toward first class citizenship for all races.

On motion of Senator Stortini, the resolution was adopted.

MOTION

On motion of Senator Dore, Senator Metcalf was excused.

SENATE BILL NO. 386, by Senators Andersen and Walgren:
Granting private citizens immunity when aiding police officers.
The bill was read the second time by sections.

On motion of Senator Andersen, the rules were suspended, Senate Bill No. 386 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 386, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Matson—1.

Excused: Senator Metcalf—1.

SENATE BILL NO. 386, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Mardesich: "Before we leave second reading, I would like to ask some of the sponsors of this measure a question or two.

"I started to glance at it and I am not really quite certain what it does do. As I read it, section 1 pertains now to state agencies or departments and the employees thereof and it provides that the state can supply health insurance, I guess you can call it, to its employees. Section 2 provides that the counties can do the same and section 5 provides that any other department not covered by sections 1 and 2 can do the same. There are some exclusions.

"First of all, I am wondering what the exclusion on page 2, line 16 is. It provides apparently to a certain class of employees under 47.64 RCW. Can anyone tell me what that exclusion is?

"The second question before we leave this, as I see it now and you might correct me, section 1 provides that the state and its agencies may pay for all of the health coverage with a proviso that dependents are not covered unless the employee pays. Section 2 relating to counties provides that the counties and cities may pay for all or part and it does not say if 'all or part' includes dependents. We assume that it does since it has no prohibition. Section 5 pertains to any department or division not covered within the other two sections and again says, if you will look to page 3, line 23, that these subdivisions shall provide and fund the entire employee's share of the health benefit program.

"I am wondering what the reason for the distinction between these various groups of state and/or municipal employees. In the one case the state is required to pay and in other cases, the cities may or may not pay, in other cases the state may pay except for that portion relating to dependents. Why these distinctions?"

Senator Bailey: "Mr. President, I can't answer the question. However, I have a briefing on the bill on my desk in my office but we are going to be asked to go to caucus very shortly anyway so if we could carry this bill over until after recess, we would have the answer back for you, Senator Mardesich. We have several amendments pending, incidentally."

MOTION

On motion of Senator Mardesich, Senate Bill No. 377 was ordered to retain its position on today's second reading calendar after Senate Bill No. 265.

MOTION

At 2:35 p.m., on motion of Senator Greive, the Senate recessed until 3:05 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:05 p.m. The President declared the Senate to be at ease subject to the call of the President.

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

At 3:18 p.m. on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, March 4, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, March 4, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Greive. On motion of Senator Bailey, Senator Greive was excused.

The Color Guard, consisting of Pages Pat Feehan, Color Bearer, and Kathy Ellis, presented the Colors. Reverend Glen D. Cole, pastor of the First Assembly of God Church of Olympia, offered prayer as follows:

"Father in heaven, we come into Your presence in the Name of Jesus. We would make this Senate Chamber a place of prayer to invoke Thy rich blessing upon the duties of another day. We thank you for the blessings of life. We recognize that Jesus is the world's greatest genius in the art of living. He said, 'I have come in order that they might have life, life in all its fullness.' Teach us how to live and work today so we may have that kind of life. Men are giving themselves to science. Others to noble efforts in peacemaking. We want to do our part to make this a better world, but teach us anew that nothing is so needed as men and women of prayer. Remind us from history and the Bible that nothing can have greater impact on the world than a new demonstration of the power of God in human affairs. 'If the foundations be destroyed, what can the righteous do?'"

So, Dear God, we here humble ourselves and call on Your Name for blessing for guidance, for strength. Give a Divine touch to the President and every Senator here assembled. We pray in our Blessed Saviour's Name. Amen."

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

REPORTS OF STANDING COMMITTEES

February 24, 1969.

SENATE BILL NO. 89, restricting the use of public tidelands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: That Substitute Senate Bill No. 89 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 140, relating to the revised uniform reciprocal enforcement of support (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 150, impounding motor vehicles trespassing upon private property (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 2, 1969.

SENATE BILL NO. 245, establishing a higher education student aid program (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 248, prescribing penalties for drug abuses (reported by Judiciary Committee):

MAJORITY recommendation: That Substitute Senate Bill No. 248 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 289, providing personnel services and receiving federal funds for personnel services (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 310, providing eminent domain procedures (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 341, regulating alcoholic liquors (reported by Committee on Liquor Control):

Recommendation: Do pass as amended.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 387, allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officer's presence (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 388, extending prosecuting attorney's right to appeal in criminal situations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 389, creating two degrees of criminal negligent homicide (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 394, abolishing capital punishment (reported by Judiciary Committee):

MAJORITY recommendation: Without recommendation.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Holman, McCormack, Ridder, Twigg, Walgren.

MINORITY recommendation: Do not pass.

Signed by: Senators Atwood, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 458, providing coordinating council for occupational education to administer fire service training (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Knoblauch, McCutcheon, Marquardt, Metcalf, Odegard, Peterson (Ted), Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 492, relating to the Washington State seashore conservation area (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Lewis (Brian), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 503, relating to grand juries (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 531, authorizing the recording of written memoranda of real property conveyances (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE BILL NO. 577, relating to the keeping of intoxicating liquor in public places or clubs (reported by Committee on Liquor Control):

Recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE BILL NO. 626, providing for executive mansion commission (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Day, Dore, Durkan, Lewis (Harry), McCormack, Newschwander, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE JOINT MEMORIAL NO. 2, requesting Congress to amend drug laws to permit marijuana research by states (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE JOINT RESOLUTION NO. 3, providing for annual sessions (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, McCormack, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 28, 1969.

SENATE JOINT RESOLUTION NO. 24, establishing tax reform by amending the Constitution to authorize a state graduated net income tax, by reducing the property tax, removing the sales tax from food and drugs, and eliminating the business and occupation tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Dore, Foley, Gissberg, Greive, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 1, 1969.

SENATE CONCURRENT RESOLUTION NO. 11, requesting a study for a state park on the lower Columbia River (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Lewis (Brian), Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

HOUSE BILL NO. 554, authorizing superintendent of public instruction to reduce required school year (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 3, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill entitled SENATE BILL NO. 327, authorizing Washington to enter into the Western Interstate Nuclear compact.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

March 3, 1969.

Mr. President: The House has passed:
 HOUSE BILL NO. 124,
 SUBSTITUTE HOUSE BILL NO. 156,
 HOUSE BILL NO. 229,
 HOUSE BILL NO. 230,
 ENGROSSED HOUSE BILL NO. 515,
 HOUSE BILL NO. 536,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 3, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 827, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 124, by Representatives Bottiger, Harris, Francis, Litchman, Smythe and Chapin (by Legislative Council request):

An Act relating to the custody of prisoners; amending section 2, chapter 42, Laws of 1955 and RCW 9.95.062; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.63 RCW.

Referred to Judiciary Committee.

SUBSTITUTE HOUSE BILL NO. 156, by Committee on State Government and Legislative Procedures:

An Act relating to state government; authorizing the sale or trade of the Kirkland armory; and providing for the disposition of funds received from the sale.

Referred to Committee on State Government.

HOUSE BILL NO. 229, by Representatives Goldsworthy, Kuehne and Hurley (by departmental request):

An Act relating to state government; and conferring power on the state adjutant general to convey a certain portion of realty located at Camp Murray, Washington, for public educational purposes.

Referred to Committee on State Government.

HOUSE BILL NO. 230, by Representatives Goldsworthy, Pardini and Hurley (by departmental request):

An Act relating to the state government; prescribing the governor's powers and duties with respect to state-owned property in the custody of the military department; and amending section 92, chapter 130, Laws of 1943 and RCW 38.08.090.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 515, by Representatives Chapin, Charette, Sprague, North, Curtis, Brown and Veroske (by executive request):

An Act relating to deaths and dead bodies; establishing a medical examiner system; abolishing the office of coroner; prescribing powers and duties of certain officials; defining certain crimes; amending section 1, part, chapter 56, Laws of 1907, as last amended by section 1, chapter 73, Laws of 1959, and RCW 2.36.150; amending section 5, chapter 48, Laws of 1891 and RCW 2.36.160; amending section 5, chapter 126, Laws of 1921 and RCW 2.48.200; amending section 3, page 223, Laws of 1854, as last amended by section 3, chapter 11, Laws of 1955, and RCW 3.04.040; amending section 10, chapter 11, Laws of 1955 and RCW 3.08.060; amending section 4, page 363, Laws of 1854, as last amended by section 1, chapter 127, Laws of 1937, and RCW 4.16.080; amending section 4, chapter 25, Laws of 1929 and RCW 6.04.040; amending section 36.16.030, chapter 4, Laws of 1963 and RCW 36.16.030; amending section 36.16.050, chapter 4, Laws of 1963 and RCW 36.16.050; amending section 36.28.040, chapter 4, Laws of 1963 and RCW 36.28.040; amending section 36.47.020, chapter 4, Laws of 1963 and RCW 36.47.020; amending

section 46.04.040, chapter 12, Laws of 1961 and RCW 46.04.040; amending section 46.52.050, chapter 12, Laws of 1961 and RCW 46.52.050; amending section 3, chapter 58, Laws of 1903 and RCW 49.08.030; amending section 3, chapter 290, Laws of 1953, as amended by section 1, chapter 133, Laws of 1961, and RCW 68.05.280; amending section 3, chapter 90, Laws of 1917, as last amended by section 1, chapter 178, Laws of 1963, and RCW 68.08.010; amending section 4, chapter 90, Laws of 1917 and RCW 68.08.020; amending section 6, chapter 90, Laws of 1917 and RCW 68.08.040; amending section 7, chapter 90, Laws of 1917 and RCW 68.08.050; amending section 2, chapter 123, Laws of 1891, as last amended by section 1, chapter 23, Laws of 1959, and RCW 68.08.070; amending section 237, chapter 249, Laws of 1909, as last amended by section 2, chapter 178, Laws of 1963, and RCW 68.08.100; amending section 6, chapter 188, Laws of 1953 and RCW 68.08.103; amending section 7, chapter 188, Laws of 1953, as amended by section 3, chapter 178, Laws of 1963, and RCW 68.08.104; amending section 13, chapter 188, Laws of 1953 and RCW 68.08.107; amending section 6, chapter 90, Laws of 1961 and RCW 68.08.290; amending section 2, chapter 159, Laws of 1945, as amended by section 13, chapter 5, Laws of 1961 ex. sess., and RCW 70.58.170; amending section 3, chapter 159, Laws of 1945, as last amended by section 14, chapter 5, Laws of 1961 ex. sess., and RCW 70.58.180; amending section 72.23.190, chapter 28, Laws of 1959 and RCW 72.23.190; amending section 88, chapter 36, Laws of 1917, as amended by section 2, chapter 51, Laws of 1939, and RCW 78.40.351; repealing section 36.18.030, chapter 4, Laws of 1963 and RCW 36.18.030; repealing sections 36.24.010 through 36.24.180, chapter 4, Laws of 1963 and RCW 36.24.010 through RCW 36.24.180; repealing section 5, chapter 90, Laws of 1917 and RCW 68.08.030; repealing section 10, chapter 188, Laws of 1953 and RCW 68.08.106; repealing section 8, chapter 188, Laws of 1953 and RCW 68.08.108; repealing section 1, chapter 90, Laws of 1917 and RCW 68.12.010; repealing section 2, chapter 90, Laws of 1917 and RCW 68.12.020; repealing section 4, chapter 159, Laws of 1945 and RCW 70.58.190; providing an effective date; and prescribing penalties.

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

HOUSE BILL NO. 536, by Representatives Evans, Whetzel, Randall, Scott, McCaffree, Heavey, Sprague and Savage (by executive request):

An Act relating to work release prisoners of state correctional institutions; and amending section 8, chapter 17, Laws of 1967 and RCW 72.65.080; and providing an effective date.

Referred to Committee on Public Institutions.

ENGROSSED HOUSE BILL NO. 827, by Representative Swayze:

An Act relating to state government; amending section 1, chapter 36, Laws of 1947 as last amended by section 6, chapter 134, Laws of 1967 ex. sess., and RCW 44.24.020; amending section 1, chapter 17, Laws of 1963 ex. sess. and RCW 41.52.010; amending section 3, chapter 130, Laws of 1965 ex. sess. and RCW 44.33.220; amending section 1, chapter 43, Laws of 1951 as last amended by section 1, chapter 114, Laws of 1967 ex. sess., and RCW 44.28.010; amending section 12, chapter 43, Laws of 1951 as amended by section 5, chapter 206, Laws of 1955, and RCW 44.28.020; and amending section 5, chapter 130, Laws of 1965 ex. sess. and RCW 44.33.240.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 827 was advanced to second reading and read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 827 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 827, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Day, Dore, Durkan, Uhlman-4.

Excused: Senator Greive-1.

ENGROSSED HOUSE BILL NO. 827, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE RESOLUTION: 1969-24

By Senators Woodall, Atwood, Peterson (Ted), Andersen, Canfield, Connor, Donohue, Guess, Herr, Keefe, McCormack, McCutcheon, Marquardt, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman and Wilson:

WHEREAS, Throughout the fifty years of its existence the American Legion has exemplified the patriotism that led to the formation of the United States of America; and

WHEREAS, The American Legion was conceived at a caucus of ex-servicemen in Paris, France, on March 15-17, 1919, and included many servicemen from the state of Washington; and

WHEREAS, During the years of its existence, the American Legion and its Auxiliary have directed its membership toward better government in the state of Washington by furnishing many of its members as leaders in government, business, labor, education, the clergy and in all other walks of life; and

WHEREAS, The rank and file members of the American Legion have provided needed support to leaders in many branches of the government of the state of Washington and of local governments in the state; and

WHEREAS, The American Legion has given outstanding aid in many rehabilitation and service fields including child welfare, Boys' State, scholarship, oratory and baseball; all areas which have proven to be of inestimable value to the citizens of this state; and

WHEREAS, The American Legion is forming objectives for another fifty years and ensuring that these objectives will carry forth the many great principles established in its first half century of service; and

WHEREAS, The Department of Washington of the American Legion, and its Auxiliary, have chosen to give to the State a permanent, all-weather illumination of the Soldiers' and Sailors' Monument on the State Capitol grounds to commemorate this memorable anniversary;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that we hereby express our appreciation for the service to our state of the American Legion and its Auxiliary; that we offer our congratulations to the American Legion on the event of its historic fiftieth anniversary and especially to the fifty-year members of the American Legion; and, finally, that we express deepest thanks to the American Legion for the gift to our state that will constantly remind us of the prices and the reasons for freedom in our nation, our state, and each of us individually.

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this resolution be transmitted by the Secretary of the Senate to the Department of Washington of the American Legion.

On motion of Senator Woodall, the resolution was adopted.

SECOND READING

SENATE BILL NO. 216, by Senators Woodall, Mardesich and Gissberg:

Declaring rank of mechanics' lien when applying proceeds.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 216 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 216, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall--48.

Excused: Senator Greive--1.

SENATE BILL NO. 216, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 109, by Senators Uhlman, Atwood and Greive:
Authorizing professional service corporations.

MOTION

Senator Ryder moved that Senate Bill No. 109 be placed at the beginning of the second reading calendar for Wednesday, March 5, 1969.

POINT OF INQUIRY

Senator Uhlman: "Mr. President, I would like to ask if Senator Ryder would yield to a question? Senator Ryder, this bill has now been on the calendar for four days. Is there any likelihood that the Ethics Committee would meet tonight?"

Senator Ryder: "Yes, Senator Uhlman, we have a meeting called for this evening. You know we have lay members, one of whom has to come from eastern Washington and we sent out the notices and we are having a meeting this afternoon at 4:30."

Senator Uhlman: "Would Senator Ryder yield to another question? What possible subject matter would Senate Bill No. 109 cover which would relate to the Ethics Board?"

Senator Ryder: "Senator Uhlman, this was a question that was raised by the member himself and I do not believe that we of the Ethics Board are at liberty to discuss it until we have had a chance to discuss it in the Ethics Board, itself."

The motion by Senator Ryder carried, and Senate Bill No. 109 was ordered placed at the beginning of the second reading calendar for Wednesday, March 5, 1969.

SENATE BILL NO. 191, by Senators Henry, Atwood, Connor and Wilson:
Providing administrative coordination in charter counties.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 191 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 191, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall--46.

Absent or not voting: Senators Bailey, Ryder--2.

Excused: Senator Greive--1.

SENATE BILL NO. 191, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 265, by Senators McCutcheon, Talley and Elicker:

Computing town size according to land acreage.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the rules were suspended, Senate Bill No. 265 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 265, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Greive—1.

SENATE BILL NO. 265, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

The Senate resumed consideration of Senate Bill No. 377 on second reading.

Senator Bailey moved the adoption of the following amendment by Senators Bailey, Lewis (Harry) and Durkan:

On page 1, section 1, line 20, after "through" strike "a contract [contracts]" and insert "contracts"

Debate ensued.

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

Senator Bailey moved the adoption of the following amendment by Senators Bailey, Lewis (Harry) and Durkan:

On page 1, section 1, beginning on line 23, after "plans" restore the stricken material down to and including "contractors]" on page 2, line 2 to read as follows: " PROVIDED, That any department, division or separate agency of state government, and any county, municipality or other political subdivision of the state acting through its principal supervising official or governing body shall provide the employees thereof a choice of policies or plans through contracts with not less than two regularly constituted insurance carriers or health care service contractors"

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Bailey yield to a question? Senator, I am in sympathy with what you are trying to accomplish but if you will look at line 13, you are striking out from this section, at least, and adding back later in another section. But in this section you are striking out as part of this particular section counties, municipalities and other political subdivisions.

"Now you are reinstating in a proviso that part pertaining not only to departments and divisions in state government but also counties, municipalities, etc. I wonder if perhaps that should not be put into sections 2 and 5 rather than as it pertains to counties and cities?"

Senator Bailey: "Senator Mardesich, I think that the wording has been put into sections 2 and 5. However, I think it provides the plural 'contracts' instead of one contract in line 26. We would be glad to look that over. I think we should go ahead with these amendments and if necessary, we can add some others later."

Senator Wilson: "Would Senator Bailey yield to a question? Senator Bailey, it is my understanding with respect to page 2, line 24 where the word 'may' is used, that the intent of this bill is to make this permissive rather than obligatory with respect to county government."

"Now the amendment, as I understand it, page 1, line 27, uses the word 'shall'. Is this in conflict with the intent of the bill to make this discretionary with county government?"

Senator Bailey: "Mr. President, I was not too close to this bill actually but I do know that this was negotiated with the Governor insofar as the state workers were concerned and this has been agreed upon. I think it is in the budget, Senator Durkan can speak to that, but as to local government, it has always been permissive insofar as their local budgets would allow."

Senator Durkan: "Mr. President, in answer to Senator Wilson, one is that they shall provide a choice of plan and the other is they may enter into it."

"In other words, if they enter into it which is permissive on the second page, then they shall provide the choice."

Senator Day moved the adoption of the following amendment to the amendment by Senators Bailey, Lewis (Harry) and Durkan:

On page 2, line 2, following "*PROVIDED*" insert "*FURTHER, That all such contracts shall provide for the availability of services by practitioners licensed under chapters 18.72 RCW, 18.57 RCW, 18.25 RCW, 18.22 RCW, and 18.53 RCW, on an equal basis within their respective scopes of practice:*"

POINTS OF INQUIRY

Senator Uhlman: "Would Senator Day yield to a question? Senator Day, would you go down each one of those chapters and tell us precisely what health care service we are talking about?"

Senator Day: "Yes, Senator, 18.72 is the medical practice act; 18.57 is the osteopathic practice act; 18.25 is the chiropractic practice act; 18.22 is the podiatry or chiropodist practice act; and 18.53 is the optometric act."

Senator Guess: "Would Senator Day yield? Senator Day, the last one which is 18.53, the optometrists, is the only one that bothered me having sat on a number of the health and welfare trustee boards."

"I wonder if 18.53 would require that the plan provide glasses when necessary after they have been prescribed by the optometrists?"

Senator Day: "Now, if you will note, and I am sorry that I did not have printed a copy of my amendment to the amendment, it adds 'on an equal basis' and if they weren't covered under the other contract, there wouldn't be any necessity of covering them here within their respective scope of practice. So, actually there is no additional cost to this at all because what it does is allow free choice of a practitioner within his proper legally defined scope when it is already covered by the policy and no other time."

Senator Guess: "Thank you, Senator."

Debate ensued.

Senator Atwood: "Mr. President, would Senator Lewis (Harry) yield? Senator Lewis, in your remarks just now, you said that this had been negotiated between the Governor's office and the employee union. My question is this, the negotiation and the agreement that was reached only involved a single carrier, is that not right, not multiple carriers?"

Senator Lewis (Harry): "That is correct, Senator Atwood."

Senator Atwood: "I want it clearly understood that the amendments that are being added are not the Governor's amendments."

Further debate ensued.

The motion by Senator Day carried and the second amendment by Senators Bailey, Lewis (Harry) and Durkan as amended by Senator Day was adopted.

On motion of Senator Bailey, the following amendment by Senators Bailey, Lewis (Harry) and Durkan was adopted:

On page 2, section 1, line 3, after "*such*" and before "*may*" strike "*contract*" and insert "*contracts*"

On motion of Senator Bailey, the following amendment by Senators Bailey and Lewis (Harry) was adopted:

On page 3, section 4, line 9, after "*through*" and before "*as*" strike "*a contract*" and insert "*contracts*"

Senator McCormack moved the adoption of the following amendments:

On page 3, beginning on line 27 following section 5 add two new sections to read as follows:

"NEW SECTION. Sec. 6. There is added to chapter 41.04 RCW a new section to read as follows:

"Notwithstanding the provisions of RCW 48.24.060, any employee of any department, division, or separate agency of state government or of any county, municipality or other political subdivision of the state, may avail himself of the opportunity to enter into a contract of group life insurance made available by the department of general administration. The director of general administration, acting for the department, after due consideration of the several plans and bids submitted in accordance with the competitive bid provisions of chapter 43.19 RCW by the several interested insurers having a certificate of authority issued by this state, shall obtain the best possible policy of group life insurance for the purposes aforesaid: PROVIDED, That no contract shall be entered into unless there are two or more such plans and bids submitted. The department may include in the cost of premiums to be paid by the employee, whether to the department of general administration or to the insurer, any costs of administration the department encounters. The department shall periodically, but not less than biennially, give interested insurers the opportunity to submit bids for such contract of group life insurance.

"NEW SECTION. Sec. 7. The department of general administration shall carry out the purposes of section 6 of this 1969 amendatory act as reasonably soon as possible after the effective date of this act and give all interested employees notice thereof insofar as feasible, it being the intent of section 6 of this 1969 amendatory act that such contractual relationship is neither the concern nor a responsibility of the agency employer."

On page 3, line 27, renumber "Sec. 6." as "Sec. 8."

Debate ensued.

The motion carried and the amendments were adopted.

MOTION

On motion of Senator Stender, Senate Bill No. 377 was ordered held in second position on the second reading calendar for Wednesday, March 5, 1969.

SENATE BILL NO. 475, by Senators Greive, Stender and Herr:
Authorizing port commissioners' compensation.

MOTION

On motion of Senator Greive, Senate Bill No. 475 was ordered to follow Senate Bill No. 313.

SENATE BILL NO. 313, by Senators McDougall, Donohue and Huntley (by departmental request):

Establishing a diagnostic center for livestock diseases.

REPORT OF STANDING COMMITTEE

February 11, 1969.

SENATE BILL NO. 313, establishing a diagnostic center for livestock diseases (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 11, after "established" strike all of the material down to the period on line 12.

On page 1, strike all of sections 3 and 4, and renumber the remaining sections consecutively.

On page 1, section 2, line 13, after "agriculture" and before "is" insert ", in cooperation with Washington State University,"

On page 2, section 5, line 1, after "director" and before "in" strike "may" and insert "shall, in cooperation with Washington State University,"

On page 2, section 6, line 6, after "director" and before "may" insert ", in cooperation with Washington State University,"

On page 2, add a new section following section 6 being renumbered 4.

"NEW SECTION. Sec. 5. All funds appropriated or donated for the purpose of operating said diagnostic center shall be under the joint direction of Washington State University and the Department of Agriculture."

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, McDougall, Matson, Odegaard.

The bill was read the second time by sections.

On motion of Senator Donohue, the first two committee amendments were adopted. Senator Donohue moved the adoption of the third committee amendment.

POINT OF INQUIRY

Senator Stender: "Will Senator Donohue yield to a question? Senator, doesn't the Washington State University now have a veterinary school of medicine?"

Senator Donohue: "That is correct, Senator."

Senator Stender: "What purpose then would this particular amendment serve if they already have one? What would this amendment provide in addition to what they are doing now?"

Senator Donohue: "I think this will be explained a little bit later, Senator."

The motion carried and the third committee amendment was adopted.

On motion of Senator Donohue, the fourth, fifth and sixth committee amendments were adopted.

On motion of Senator Lewis (Brian), the following amendment was adopted:

On page 1, section 2, line 16, after "state" insert "or adjacent states: PROVIDED, That charges shall be made for such services as will reimburse the center for the cost of such services."

On motion of Senator Donohue, the rules were suspended, Engrossed Senate Bill No. 313 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator McCormack: "Would Senator Donohue yield to a question? Senator, as I understand it from the remarks of Senator McDougall, there is no funding for this program during this biennium, is that correct?"

Senator Donohue: "That is true."

Senator McCormack: "So this is strictly permissive legislation?"

Senator Donohue: "True."

Senator McCormack: "Now, could the Washington State University go ahead and establish this program this biennium out of its present operating fund?"

Senator Donohue: "I don't think they could, Senator."

Senator McCormack: "Because you don't think they have the funds to do it, it's too expensive?"

Senator Donohue: "I don't think there has been any money appropriated for this purpose."

Senator McCormack: "Senator, would you say that this bill is in the interests of the agricultural communities in the state?"

Senator Donohue: "I certainly would."

Senator McCormack: "And ultimately it will cost the people of the state a sizeable amount of money?"

Senator Donohue: "The estimate of setting this up, to my knowledge and in discussion with several different people, is that eventually it would cost in terms of \$100,000."

Senator McCormack: "Thank you very much, Senator."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 313, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Durkan, Pritchard—2.

ENGROSSED SENATE BILL NO. 313, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 475, by Senators Greive, Stender and Herr:
Authorizing port commissioners' compensation.

The Senate resumed consideration of Senate Bill No. 475 on second reading.

On motion of Senator Greive, the following amendments were adopted:

On page 1, beginning on line 9, after "port district commission" strike all of the material down to and including "PROVIDED FURTHER" on line 14, and insert "PROVIDED"

On page 1, beginning on line 20, after "dollars per month" strike all the matter down to the period on line 25.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 475 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 475, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Lewis (Brian)—1.

ENGROSSED SENATE BILL NO. 475, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 355, by Senators Peterson (Lowell), Gissberg, Uhlman, Holman, Canfield and Twigg (by departmental request):

Enforcing laws by certain employees of the department of natural resources.

On motion of Senator Peterson (Lowell), Substitute Senate Bill No. 355 was substituted for Senate Bill No. 355, and the substitute bill was placed on second reading and read the second time by sections.

Senator Gissberg moved the adoption of the following amendments by Senators Gissberg and Peterson (Lowell):

On page 1, section 1, line 12, after "lands" strike "and" and insert "if such" and after "Property" insert "is"

On page 1, section 1, after line 12, insert:

"A violation of any rule or regulation adopted under this section shall constitute a misdemeanor."

POINTS OF INQUIRY

Senator Lewis (Harry): "Would Senator Gissberg yield to a question? Senator Gissberg, as I understand your amendments, you are saying that it shall be a misdemeanor if there is a violation of present rules that have been adopted by the department and citizens violate those rules. I further understand that amendment to mean that the department may in the future, issue rules and regulations which we have already called a misdemeanor. Am I misunderstanding your amendment?"

Senator Gissberg: "You are wrong on all of your assumptions, Senator Lewis. Insofar as the present rules and regulations are concerned the amendment would not touch those. In other words, they would have to adopt, the criminal sanctions would apply only to rules and regulations promulgated after the effective date of this act obviously and with respect to your second question, your assumption was wrong."

Senator Lewis (Harry): "Maybe I misunderstood your amendment. My second question was if the department in the future promulgates a rule, is a violation of that rule which may be promulgated in the future a misdemeanor?"

Senator Gissberg: "Yes, that is the intent and that is what it would do, Senator Lewis, and without it, of course, there is no purpose in having the bill."

"As I say, the forest products people are also extremely anxious to have this passed because without it, as you know, the sheriff, etc. just can't get up into the woods to enforce the law and without this sort of enabling legislation it is going to get worse instead of better."

Debate ensued.

Senator Atwood: "Would Senator Gissberg yield? Senator, I didn't quite hear what you said you did with that first amendment. Would you explain that?"

Senator Gissberg: "Yes, on line 12 after 'land', the amendment strikes 'and' and inserts 'if such' and after 'property' and before 'administered', the amendment inserts 'is'. So that the amendatory language would read 'pertaining to use by the public of state owned land if such property is administered by the department'. Otherwise, it is all state land, it is wide open, you see."

Further debate ensued.

The motion carried and the amendments by Senators Gissberg and Peterson (Lowell) were adopted.

On motion of Senator Gissberg, the following title amendment was adopted:

On line 3 of the title strike "and" and on line 4, after "RCW" and before the period insert "; and prescribing criminal penalties"

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed Substitute Senate Bill No. 355 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 355, and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senators Lewis (Harry), Talley—2.

Absent or not voting: Senator Pritchard—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 355, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Bailey, the Senate recessed until 3:00 p.m.

SECOND AFTERNOON SESSION

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

MOTION

On motion of Senator Greive, Senator Wilson was excused.

MESSAGE FROM THE HOUSE

March 3, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 12, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 12, by Representatives Bledsoe and O'Brien:

Prescribing cutoff dates for consideration of legislative business.

On motion of Senator Greive, the rules were suspended, and House Concurrent Resolution No. 12 was read the second time in full.

POINT OF INFORMATION

Senator Woodall: "Point of information. I would like a ruling from the President whether or not under the wording of this resolution, confirmations could be considered after that particular hour. If the ruling be in the negative then I would suggest an amendment to allow the Senate to take care of confirmations in that period of time."

REPLY BY THE PRESIDENT

The President: "Senator Woodall, the President believes that the process of confirming gubernatorial appointments is a unilateral action and that the Senate may make its own rules on this particular procedure."

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 12 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

SECOND READING

SENATE BILL NO. 342, by Senators Metcalf, Odegaard, Twigg, Andersen, Newschwander, Guess, Knoblauch and Holman (by executive request):

Leasing facilities for housing work release prisoners.

The bill was read the second time by sections.

On motion of Senator Mardesich, the following amendment was adopted:

On page 1, section 1, line 7, after "enter" strike "in to" and insert "[in to] into"

POINT OF INQUIRY

Senator Mardesich: "Before we leave second reading, I would like to ask of someone who knows what this bill does whether or not they mean on line 14 'such work release participants placed in these facilities shall be required to reimburse the department'. Does it mean what it says?"

"First of all, I am not sure who is covered under RCW 72.65.050. I am wondering if the intention was to charge the participants and I assume participants might mean inmates, for the cost?"

Senator Metcalf: "In answer to Senator Mardesich's question, the participants do mean, as I understand it, the inmates on the work release program, and they do reimburse the department for their cost of subsistence and lodging and that money comes directly into the general fund."

On motion of Senator Metcalf, the rules were suspended, Engrossed Senate Bill No. 342 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 342, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—47.

Absent or not voting: Senator Herr—1.

Excused: Senator Wilson—1.

ENGROSSED SENATE BILL NO. 342, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 344, by Senators Faulk, Odegaard, Marquardt, Peterson (Ted), Andersen, Guess, Connor, Knoblauch, Matson, Twigg, Newschwander, Canfield, Elicker, Herr and Holman (by executive request):

Providing state participation in federal social security act work incentive programs for recipients of ADC.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 344 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 344, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—46.

Absent or not voting: Senators Herr, McCutcheon—2.

Excused: Senator Wilson—1.

SENATE BILL NO. 344, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 629, by Senators Ryder and Bailey:

Filing statements under public officers code of ethics law.

The bill was read the second time by sections.

Senator Greive moved the adoption of the following amendment:

On page 2, section 1, line 3, after "employee." insert a new paragraph reading as follows:

"Retainer means to engage a professional advisor for pay independent of any future work or the result thereof on the part of the advisor. The following is a list of all persons, firms, associations, corporations, or organizations from whom I, any firm, any association, any partnership, or enterprise, of which I am a member have received a retainer of more than \$1,500 paid in advance of, during, and after the conclusion of any regular or extraordinary session of the Washington state legislature within one year thereof.

<i>Persons, Firm, Association, Corporation or Organization</i>	<i>Any Deferred Comp- ensation Retainer In Advance of During and After Legislative Session</i>	<i>Monthly Deferred Compen- sation or Retainer</i>	<i>Annual Deferred Compensa- tion or Retainer</i>
<i>I</i>	<i>Association</i>	<i>Partnership</i>	<i>Enterprise Firm"</i>

PARLIAMENTARY INQUIRY

Senator Uhlman: "Mr. President, I rise to a point of parliamentary inquiry. I would like to ask the President to construe Rule 3 and the applicability to those members who would presently have retainers and would be voting on this measure."

Senator Bailey: "Mr. President, I don't mean to be facetious but you can only consider those people that have retainers over \$1,500."

REPLY BY THE PRESIDENT

The President: "Senator Uhlman, in reply to your inquiry, the President believes that each legislator is equal and therefore there is no particular reason why you or anyone else should sustain from voting."

Debate ensued.

POINT OF ORDER

Senator Andersen: "Senator Greive is not speaking to the question. This has nothing to do with what legislators report. This amendment and this bill have to do with what other candidates than legislators would have to file."

Further debate ensued.

MOTION

Senator Keefe moved that the amendment as proposed by Senator Greive be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Connor, Washington, Uhlman, Donohue, Sandison, Elicker, Durkan, Knoblauch, Keefe and Cooney.

ROLL CALL

The Secretary called the roll and the amendment as proposed by Senator Greive, was laid upon the table by the following vote: Yeas, 32; nays, 15; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Newschwander, Peterson (Ted), Pritchard, Ryder, Sandison, Talley, Twigg, Walgren, Williams, Woodall—32.

Voting nay: Senators Connor, Donohue, Dore, Greive, Knoblauch, McCormack, McCutcheon, Metcalf, Odegaard, Peterson (Lowell), Ridder, Stender, Stortini, Uhlman, Washington—15.

Absent or not voting: Senator Herr—1.

Excused: Senator Wilson—1.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 629 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Metcalf yield? I gathered that what you said about the United States Senators, did you include the Governor as a candidate, too?"

Senator Metcalf: "My bill just says the federal legislators but as far as I am concerned it could be amended to include others. That's fine with me."

Senator McCutcheon: "That isn't one that was put in by title?"

Senator Metcalf: "No, it isn't. It is in your committee and it is spelled out completely. I am sure that we will be giving it full consideration there, Senator McCutcheon."

Senator McCutcheon: "You would have no objection to where the Governor says expenses were just under half a million, it's just about right, he says just comfortably, he wasn't over financed or under financed. That is one of the reasons I voted for the Greive amendment because I feel that we are stepping on ourselves pretty hard and we are getting very touchy about this but I read in the newspapers about how the higher officials spend enormous sums of money and there is no place to report it or cover or punish anyone at all or put any penalties on them, the sky has been the limit."

Further debate ensued.

PERSONAL PRIVILEGE

Senator Greive: "Point of personal privilege. There was a second amendment that was never considered, not that it is so important but it would be important otherwise. It wouldn't look as though this applied to legislators so under personal privilege I am going to say that I had proposed to amend also on page 1, section 1, line 8, after 'official' and before 'legislator' strike 'except' and insert 'including' and the reason for that is it makes it very clear that this would affect legislators."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 629, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Herr—1.

SENATE BILL NO. 629, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 474, by Senators Matson, Day, Donohue, Woodall, Wilson and McDougall:

Relating to migrant farm worker housing.

MOTION

On motion of Senator Woodall, Senate Bill No. 474 was ordered to retain its place on the second reading calendar for Wednesday, March 5, 1969.

SENATE BILL NO. 562, by Senators Woodall, Lewis (Brian), Newschwander, Matson, Marquardt, Holman, Stender, Gissberg, Henry, Wilson, Odegaard, Stortini, Bailey and Washington (by departmental request):

Implementing law relating to minor party conventions.

The bill was read the second time by sections.

Senator Woodall moved the adoption of the following amendment:

On page 2, section 2, line 27, after "one—" strike "half" and insert "tenth"

POINT OF INQUIRY

Senator McCormack: "Would Senator Woodall yield to a question? Senator Woodall, I do not have the amendment before me. Do you have the definition of 'local' in this amendment? Would you define what a local election is? Is it a legislative district election, a countywide election or how would you define it?"

Senator Woodall: "If it is countywide, it is the votes in the county. If it is district, it is the votes in the district, with a minimum of seventy-five."

Senator McCormack: "So anything else than a statewide election would fall in this category. What about a congressional district, Senator?"

Senator Woodall: "This has nothing to do with Congress. Oh, yes it would. . . same category."

Senator McCormack: "So for congressional districts we would use the figure one-half of one percent, is that right?"

Senator Woodall: "Yes."

Senator McCormack: "Thank you."

The motion carried and the amendment was adopted.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 562 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCormack: "Would Senator Woodall yield to a question? Senator, first of all I want to say that I am supporting you on this bill, but I would like to ask a question concerning the layout of ballot to the mechanical voting machine. You noted that they had, I believe it was the Wallace Party and the Black Panther Party on the same horizontal line. Now this works unless both of them happen to have candidates running for the same office. It is quite possible, is it not, that you could have an extremely confusing situation with a mechanical voting machine under these conditions?"

Senator Woodall: "Yes, in this case the Black Panthers had some candidates running for the legislature. They haven't gotten around to the President yet and Wallace didn't have anyone running for the legislature so they put them on the same line."

Senator McCormack: "And you think that the average person going into the voting booth could comprehend this situation as he approached the mechanical voting machine, Senator Woodall?"

Senator Woodall: "Over in my county the voters are very discerning. I can't guarantee some of the others."

Senator McCormack: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 562, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—47.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senator Herr—1.

ENGROSSED SENATE BILL NO. 562, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 379, by Senators Holman, Marquardt, Elicker, Ridder and McDougall:

Regulating teaching contracts.

REPORT OF STANDING COMMITTEE

February 24, 1969.

SENATE BILL NO. 379, regulating teaching contracts (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 1, line 4, after "term" and before "[in" strike " PROVIDED, That" and insert "[: PROVIDED, That]"

On page 3, section 1, line 7, after "term]" strike all the material down to the period on line 10.

On page 4, section 2, beginning on line 33, after "term" strike all the material down to the period on page 5, line 4.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Stender, Washington.

The bill was read the second time by sections.

On motion of Senator Holman, the committee amendments were adopted.

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 379 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 379, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senators Durkan, Uhlman—2.

Absent or not voting: Senators Andersen, Herr—2.

ENGROSSED SENATE BILL NO. 379, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, March 5, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, March 5, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Foley and Elicker. On motion of Senator Talley, Senator Foley was excused. On motion of Senator Atwood, Senator Elicker was excused.

The Color Guard, consisting of Pages Sid Snyder, Jr., Color Bearer, and Cathy Cole, presented the Colors. Reverend Glen D. Cole, pastor of the First Assembly Church of God of Olympia, offered prayer as follows:

"Heavenly Father, we come into Thy presence in the Name of Thy Son, Jesus, with boldness and faith. You have said, in so many words, 'All My resources are at your command.' The words recorded in Scripture are, ' whatsoever ye shall ask in My Name, that will I do.'

"Never in our history have we needed the assurance of such a promise as this. It tells us that where we lack understanding, You will give it to us. Where we lack compassion, You will touch us with Your compassion. When we have sin, You will grant us pardon and cleansing when we truly repent.

"So, we come again today at the beginning of this session to ask for understanding, wisdom, forgiveness, courage to say and do what is right, and for the attitude of Christ to be our attitude, 'Not my will but Thine be done.' Bless in a mighty way the affairs of our state and nation today. We pray these things in the Name of Him who gave His life for us, freely and willingly, even Jesus. Amen."

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

REPORTS OF STANDING COMMITTEES

January 30, 1969.

SENATE BILL NO. 116, limiting usury proceedings to individuals (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 151, adopting the budget (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 151 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Dore, Gissberg, Greive, McCormack, Mardesich, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 186, regulating construction of mobile homes and travel trailers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.
Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 350, relating to the youth development and conservation committees (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 362, authorizing assessments of state lands by various taxing districts (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Matson, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 439, increasing benefits paid by workmen's compensation (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Matson, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 481, relating to education (reported by Committee on Education):

MAJORITY recommendation: That Substitute Senate Bill No. 481 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 496, proceedings to recover hospitalization costs of mentally ill from residence county (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 502, authorizing sale of portion of land of school for the deaf, Vancouver, Washington (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 513, providing workmen's compensation for permanent partial disability (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 537, regulating sale and disposition of salmon by director of fisheries (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 542, permitting other to act as clerk of board of county commissioners than county auditor (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 595, relating to irrigation district assessments (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, McDougall, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 598, provides escalator clause depending on cost of living index to apply to firemen's pensions (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 608, municipal firemen's pension act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 609, relating to nonprofit horse racing meets (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

HOUSE BILL NO. 8, allocating proceeds of sales of products from state forest lands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

ENGROSSED HOUSE BILL NO. 17, regulating weights and measures (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

HOUSE BILL NO. 197, creating an interstate pest control compact (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

HOUSE BILL NO. 536, leasing facilities for housing work release prisoners (reported by Committee on Public Institutions):

MAJORITY recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 4, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 131,

SENATE BILL NO. 206,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 4, 1969.

Mr. President: The House has passed SENATE BILL NO. 183, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 4, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 51,

ENGROSSED HOUSE BILL NO. 85,

SUBSTITUTE HOUSE BILL NO. 90,

ENGROSSED HOUSE BILL NO. 242,

ENGROSSED HOUSE BILL NO. 305,

ENGROSSED HOUSE BILL NO. 314,

HOUSE BILL NO. 326,

HOUSE BILL NO. 360,

ENGROSSED HOUSE BILL NO. 389,

SUBSTITUTE HOUSE BILL NO. 417,

HOUSE BILL NO. 442,

HOUSE BILL NO. 503,

HOUSE BILL NO. 550,

HOUSE BILL NO. 573,

ENGROSSED HOUSE BILL NO. 636,

HOUSE JOINT MEMORIAL NO. 3,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 5, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 827,

HOUSE CONCURRENT RESOLUTION NO. 12,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 183.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 51, by Representatives Berentson, Cunningham and Bozarth (by departmental request):

An Act relating to promotion of patrol officers; amending section 43.43.330, chapter 8, Laws of 1965 and RCW 43.43.330; and amending section 43.43.350, chapter 8, Laws of 1965 and RCW 43.43.350.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 85, by Representatives Farr, Bottiger and Kirk:

An Act relating to physical therapy; amending section 1, chapter 239, Laws of 1949, as amended by section 1, chapter 64, Laws of 1961 and RCW 18.74.010; amending section 2, chapter 239, Laws of 1949 and RCW 18.74.020; amending section 3, chapter 239, Laws of 1949 as amended by section 2, chapter 64, Laws of 1961 and RCW 18.74.030; amending

section 3, chapter 64, Laws of 1961 and RCW 18.74.035; amending section 4, chapter 239, Laws of 1949 and RCW 18.74.040; amending section 5, chapter 239, Laws of 1949 as amended by section 4, chapter 64, Laws of 1961 and RCW 18.74.050; amending section 6, chapter 239, Laws of 1949 as amended by section 5, chapter 64, Laws of 1961 and RCW 18.74.060; amending section 7, chapter 239, Laws of 1949 as amended by section 6, chapter 64, Laws of 1961 and RCW 18.74.070; amending section 8, chapter 239, Laws of 1949 as amended by section 7, chapter 64, Laws of 1961 and RCW 18.74.080; amending section 9, chapter 239, Laws of 1949 as amended by section 8, chapter 64, Laws of 1961 and RCW 18.74.090; amending section 9, chapter 64, Laws of 1961 and RCW 18.74.095; amending section 10, chapter 239, Laws of 1949 and RCW 18.74.100; amending section 11, chapter 239, Laws of 1949 and RCW 18.74.110; amending section 12, chapter 239, Laws of 1949 and RCW 18.74.120; and amending section 10, chapter 64, Laws of 1961 and RCW 18.74.125.

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

SUBSTITUTE HOUSE BILL NO. 90, by Judiciary Committee:

An Act relating to superior court judges; amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 84, Laws of 1967 ex. sess. and RCW 2.08.061; amending section 6, chapter 125, Laws of 1951 as last amended by section 3, chapter 84, Laws of 1967 ex. sess. and RCW 2.08.064; and amending section 7, chapter 125, Laws of 1951 as amended by section 1, chapter 159, Laws of 1955 and RCW 2.08.065.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 242, by Representatives Cunningham, Harris and Sprague (by executive request):

An Act creating the constitutional revision commission; defining its powers, duties and functions; providing an expiration date; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 305, by Representatives Thompson, Whetzel and Hawley (by departmental request):

An Act relating to water pollution; adding new sections to chapter 90.48 RCW; and providing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 314, by Representatives Cunningham, Garrett, Leland, Perry, Bozarth, Hoggins, Evans and Litchman (by Joint Highway Interim Committee request):

An Act relating to the education of motor vehicle drivers; prescribing certain penalty assessments for the financing thereof; renaming the driver education account of the general fund as the traffic safety education account of the general fund in the state treasury; amending section 2, chapter 39, Laws of 1963 and RCW 46.81.010; amending section 3, chapter 39, Laws of 1963 and RCW 46.81.020; amending section 4, chapter 39, Laws of 1963, as amended by section 11, chapter 167, Laws of 1967, and RCW 46.81.030; amending section 6, chapter 39, Laws of 1963 and RCW 46.81.050; amending section 7, chapter 39, Laws of 1963 and RCW 46.81.060; amending section 8, chapter 39, Laws of 1963, as amended by section 5, chapter 147, Laws of 1967 ex. sess., and RCW 46.81.070; amending section 1, chapter 39, Laws of 1963, and RCW 46.81.900; amending section 7, chapter 121, Laws of 1965 ex. sess., and RCW 46.20.055; amending section 46.20.070, chapter 12, Laws of 1961, as last amended by section 27, chapter 32, Laws of 1967, and RCW 46.20.070; amending section 46.20.100, chapter 12, Laws of 1961, as last amended by section 1, chapter 167, Laws of 1967, and RCW 46.20.100; amending section 4, chapter 25, Laws of 1965, as amended by section 3, chapter 174, Laws of 1967, and RCW 46.68.041; and declaring an emergency.

Referred to Committee on Highways.

HOUSE BILL NO. 326, by Representatives Newhouse, DeJarnatt and Zimmerman (by departmental request):

An Act relating to the water resources advisory council; amending section 10, chapter 242, Laws of 1967 and RCW 43.27A.100; and amending section 6, chapter 242, Laws of 1967 and RCW 43.27A.060.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 360, by Representatives Whetzel, Clark (Newman H.), Heavey, Perry, Litchman, Leckenby, Murray, Scott, Sprague, Merrill, Mahaffey, Francis, North, Bagnariol, McCaffree, Kirk and Rosellini:

An Act relating to cities and towns; and providing for judicial review of certain actions of boards of adjustment.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 389, by Representatives Flanagan, Haussler, Jolly and Bledsoe (by departmental request):

An Act relating to water rights; amending section 5, chapter 263, Laws of 1945 as amended by section 1, chapter 122, Laws of 1947 and RCW 90.44.050; amending section 17, chapter 233, Laws of 1967 and RCW 90.14.170; adding new sections to chapter 233, Laws of 1967 and to chapter 90.14 RCW; and repealing sections 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, chapter 233, Laws of 1967 and RCW 90.14.030, 90.14.040, 90.14.050, 90.14.060, 90.14.070, 90.14.080, 90.15.090, 90.14.100, 90.14.110 and 90.14.120, and providing a penalty.

Referred to Committee on Natural Resources, Fisheries and Game.

SUBSTITUTE HOUSE BILL NO. 417, by Committee on Business and Professions:

An Act relating to social workers and the practice of social work; providing for and regulating the use of the title "licensed social worker"; creating an examining board; prescribing certain powers, duties and privileges; adding a new chapter to Title 18 RCW; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 442, by Representatives Hoggins, Brouillet, Zimmerman and Randall (by departmental request):

An Act relating to qualifications of elementary and secondary educational personnel; adopting the Interstate Agreement relating to qualifications of elementary and secondary school educational personnel in this and other participating states; authorizing agreements; providing for the administration thereof; and adding a new chapter to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added thereto.

Referred to Committee on Education.

HOUSE BILL NO. 503, by Representatives Clarke (George W.) and Bottiger:

An Act relating to consumer protection; amending section 11, chapter 216, Laws of 1961 and RCW 19.86.110; and prescribing penalties.

Referred to Judiciary Committee.

HOUSE BILL NO. 550, by Representatives Clark (Newman H.) and Charette:

An Act relating to the judges' retirement system; adding a new section to chapter 229, Laws of 1937 and to chapter 2.12 RCW; and declaring an emergency.

Referred to Judiciary Committee.

HOUSE BILL NO. 573, by Representatives Charette, Clark (Newman H.) and O'Brien:

An Act relating to state government; providing for expenses of members of the statute law committee; amending section 3, chapter 157, Laws of 1951 and RCW 1.08.005; and declaring an emergency.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 636, by Representatives Garrett, Cunningham and Barden:

An Act relating to public hospital districts; amending section 6, chapter 264, Laws of 1945, as last amended by section 7, chapter 164, Laws of 1967 and RCW 70.44.060; amending section 12, chapter 264, Laws of 1945, as amended by section 1, chapter 56, Laws of 1955 and RCW 70.44.110; amending section 13, chapter 264, Laws of 1945, and RCW 70.44.120; and amending section 1, chapter 143, Laws of 1917, as last amended by section 4, chapter 107, Laws of 1967, and RCW 39.36.020.

Referred to Committee on Cities, Towns and Counties.

HOUSE JOINT MEMORIAL NO. 3, by Representatives Marzano, Swayze, Adams, Beck, Conway, Wojahn, Juelling, Sawyer, Gallagher, Shera, Bottiger, Wolf, Randall, Brouillet and Litchman:

Memorializing the President and Congress to make Mountain View Sanitorium a veterans hospital.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

MOTION

At 10:20 a.m., on motion of Senator Greive, the Senate recessed until 11:20 a.m.

SECOND MORNING SESSION

At 11:20 a.m., the Senate was called to order by President Cherberg.

The President declared the Senate to be at ease until 11:45 a.m.

At 11:45 a.m., the Senate was called to order by President Cherberg.

At 11:45 a.m., the President declared the Senate to be at ease until 2:00 p.m.

AFTERNOON SESSION

President Cherberg called the Senate to order at 2:00 p.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Martin Milner, distinguished television and motion picture personality and appointed a special committee consisting of Senators Keefe, Woodall, Andersen and Cooney to escort Mr. Milner to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Milner to address the Senate.

The President presented Mr. Milner a plaque honoring him as a distinguished honorary citizen of the state of Washington.

MOTION

On motion of Senator Bailey, the Senate recessed until 2:20 p.m.

SECOND AFTERNOON SESSION

At 2:20 p.m., the Senate was called to order by President Cherberg.

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

Senators Bailey, Sandison and Cooney demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Elicker who was excused.

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

Senator Canfield moved adoption of the following resolution:

SENATE RESOLUTION: 1969-25

By Senators Canfield, Andersen, Atwood, Bailey, Connor, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stortini, Twigg, Uhlman, Washington, Wilson and Woodall:

WHEREAS, The development of hundreds of thousands of arid lands in the state of Washington through irrigation has created substantial social, economic and recreational benefits to the state; and

WHEREAS, The financing of such irrigation projects has been primarily by Federal funds loaned and administered through the United States Bureau of Reclamation, such funds being repaid to the Bureau by the water users; and

WHEREAS, Competition for federal funds, involving fiscal demands on the national budget both at home and abroad, threatens to impair future irrigation development through federal financing; and

WHEREAS, It appears that this state must now consider assuming a more effective role in the development of irrigated agriculture, including the related social, economic and recreational benefits accruing to the state; and

WHEREAS, The demand for water in vast arid portions of other western states poses the threat that we must use our own water resources or run the risk of losing them within the near future; and

WHEREAS, It is in the interest of the state of Washington to investigate the feasibility of providing financial support for the future development of arid lands within the state;

NOW, THEREFORE, BE IT RESOLVED, That the legislative council in conjunction with the department of water resources and other interested state agencies, is requested to make an investigation and submit a report to the legislature, making specific recommendations relative to state and local financing and administration of future irrigation projects, such report to be made on or before the convening of the forty-second legislative session.

POINT OF INQUIRY

Senator Peterson (Ted): "Will Senator Canfield yield to a question? Senator Canfield, with a resolution of this nature and what it embodies, do you suppose that this will be helpful in keeping Washington's Columbia River fresh water in Washington rather than sending it down to the Southwest to California and Arizona?"

Senator Canfield: "The tremendous importance of our water resources and particularly the Columbia River and its watershed we also know that politically speaking many of the western states have the political muscle to take this away from us unless we show a need and prior use and commitment of this resource. That is the thing we are pointing to in this study."

The motion carried and the resolution was adopted.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE BILL NO. 827,

HOUSE CONCURRENT RESOLUTION NO. 12.

SENATE RESOLUTION: 1969-26

By Senators Woodall, McCormack and Cooney:

WHEREAS, Pursuant to a 1967 Senate Resolution, the legislative council was directed to draft a proposed revision of the Criminal Code of the state of Washington and to recommend such revision for adoption by the forty-first session of the legislature; and

WHEREAS, Due to the magnitude of this assignment, the legislative council was not able to complete the mandate of this 1967 Senate Resolution; and

WHEREAS, The same reasons for revising the Criminal Code exist now as existed in 1967, that is, the Criminal Code in many instances is obsolete, ambiguous, and does not truly represent the interests and desires of the people of this state; and

WHEREAS, The legislative council, through its judiciary committee, has made considerable progress in drafting a proposed revision of the Criminal Code and has established a workable system under which this proposed revision is to be accomplished;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the legislative council, through its Judiciary Committee, continue with its efforts in drafting a proposed revision of the Criminal Code of the state of Washington and report its recommendations thereon to the forty-second session of the legislature or to the 1970 special session of the legislature, if such special session is called and if by such time the legislative council, through its judiciary committee, has completed the proposed revision.

On motion of Senator Woodall, the resolution was adopted.

MOTION

On motion of Senator Durkan, Senate Bills Nos. 152 and 151 were placed at the beginning of today's second reading calendar.

SECOND READING

SENATE BILL NO. 152, by Senators Atwood and Ryder:

Adopting the budget.

On motion of Senator Durkan, Substitute Senate Bill No. 152 was substituted for Senate Bill No. 152 and the substitute bill was placed on second reading.

On motion of Senator Durkan the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the Chair, for the purpose of considering Substitute Senate Bill No. 152.

COMMITTEE OF THE WHOLE

Substitute Senate Bill No. 152 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass.

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

On motion of Senator Henry, the reading had in the Committee of the Whole was considered the second reading of Substitute Senate Bill No. 152.

On motion of Senator Durkan, the rules were suspended, Substitute Senate Bill No. 152 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Atwood: "Would Senator Durkan yield? On the addition to Parks there is a \$1,700,000 additional from general fund money, as I understand it, is that correct?"

Senator Durkan: "That is correct."

Senator Atwood: "Is that taken into account in the bill that follows?"

Senator Durkan: "Yes, we feel that we have approximately \$3,500,000 of unexpended funds in the bill that follows as far as our revenue projections are concerned which will take care of this item. I might add, Senator, and his applies to the bill that follows as well. There are many items in the omnibus operations bill that consider a myriad of executive request bills that are presently in the legislature and should they fail there will be much more general fund money available. But we built that in also so there is a variance that we can depend upon. Historically not all executive requests pass the Senate."

Senator Atwood: "Would Senator Durkan further yield? Senator Durkan, on the \$21,000,000 added to the community colleges what is the very earliest that any of those projects that are included in the \$21,000,000 can be let for bid?"

Senator Durkan: "They vary all the way from January of next year to the spring of next year, Senator. And since we don't plan on being back here until 1971 we felt that we should make the appropriation now."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 152, and the bill passed the Senate by the following vote: Yeas, 38; nays, 10; excused, 1.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Atwood, Canfield, Faulk, Guess, Lewis (Brian), Matson, Pritchard, Ryder, Stender, Twigg—10.

Excused: Senator Elicker—1.

SUBSTITUTE SENATE BILL NO. 152, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 151, by Senators Atwood and Ryder:

Adopting the capital budget.

On motion of Senator Durkan, Substitute Senate Bill No. 151 was substituted for Senate Bill No. 151, and the substitute bill was placed on second reading.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, President Pro Tempore Al Henry in the Chair, for the purpose of considering Substitute Senate Bill No. 151.

COMMITTEE OF THE WHOLE

Substitute Senate Bill No. 151 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Al Henry presiding, with the recommendation that it do pass.

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

On motion of Senator Durkan, the reading had in the Committee of the Whole was considered the second reading of Substitute Senate Bill No. 151.

On motion of Senator Durkan, the rules were suspended, Substitute Senate Bill No. 151 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Atwood: "Would Senator Durkan yield to a question? Senator Durkan, the following question I have for you is due to the fact that we have just received your final version at 10:30 this morning and this is the first time I was able to see the bill and the first time any Republican was able to see it and I want to start with first things first.

"First, what revenue estimate did you use to arrive at your revenue? I'm not too sure the amount of difference between what is in the executive budget and what is in yours."

Senator Durkan: "Mr. President and members of the Senate, in arriving at our revenue estimates I would have to go back two years in which the legislature appropriated money to hire special consultants and that would be the A. D. Little Company and I want to be perfectly candid when I discuss this.

"We asked them to project revenue and then this session of the legislature had more lengthy hearings than any other previous session that I have been in. We sat and listened to the executive branch. We listened to the method by which the three major formulas by which they arrived at their projections. We listened to the Washington Research Council. We listened to all the experts and then we arrived at a decision ourselves.

"Now, first we felt with some justification we think, that historically this administration has always underestimated revenue. In the past four years you have seen it underestimated by as much as \$120 million. We felt historically that it was underestimated this time. We have been told by the legislative experts. We have been told by the Governor's experts that three percent either way on a budget of this size is a reasonable estimate. We then arrived at a figure that we felt was reasonable and not high nor was it conservative but in the middle. We felt that the Governor had probably underestimated revenue this time by about \$47 million. That is the first item."

Senator Atwood: "That is your first figure, \$47 million?"

Senator Durkan: "Right."

Senator Atwood: "And that is over the Governor's budget including the \$6 million added last week?"

Senator Durkan: "It would be reduced to \$45 million, Senator, if you want to be accurate. Secondly, we have taken the investment reserve account which we discussed at some length in the Ways and Means Committee this morning, Senator, and used that figure and built it into the budget of approximately \$5 million."

Senator Atwood: "It is \$5.6 million, I believe. In that regard, Senator, how do you plan to finance the finance committee for the next biennium, the state building authority for the next biennium and the state treasurer's office for the next biennium that relies on this account for a considerable amount of their support?"

Senator Durkan: "Senator, I should have asked the question louder this morning in the Ways and Means Committee. I asked Walt Howe of Central Budget Agency and he said it was built into the budget, that the twenty percent of the bill will still finance the three agencies."

Senator Atwood: "Yes, but you are not leaving twenty percent."

Senator Durkan: "The bill still provides that twenty percent coming in will and it is funded for the biennium."

Senator Atwood: "You misunderstand my question. I am not talking about the biennium in this budget but the 1971-73 biennium. Do you have any plans on how to finance these three agencies for that biennium?"

Senator Durkan: "Senator, two years from now if the need be, and you and I have talked about this, that perhaps the ideal situation is that the general fund should assume the funding of all, and not only these three agencies but many others."

Senator Atwood: "All right. That is the \$5.6 million item then plus the \$14 million that is in Senate Bill No. 282?"

Senator Durkan: "Then, Senator, there is a question of the Intalco bill which we have in the Ways and Means Committee. I estimated it at about \$7.7 and my staff tells me I may be high but I was also informed that we do have available another \$2½ million which will permit us as far as the deferred financing program on education which will give us \$2½ million which is not built in the budget at the present time. I have also built in the cost of the supplemental bill which I haven't even had an opportunity to take a look at and will probably reduce. We also have some \$27 million in executive request bills that are floating around here, Senator."

"Historically, probably not all of them will pass but I have them built into the budget. Now, my best information available right now based upon the information given to me by the legislative budget committee this morning is this bill, the substitute bill before you now is balanced with approximately \$3.3 left over for surplus."

Senator Atwood: "I notice in getting down to specifics of the bill that you have cut out a considerable number of things that were executive request measures and I am referring to such things as the medical examiner, etc. which we have no way of telling. There is nothing in the bill funded for Senate Bill No. 74 presently on our calendar which is a \$2.8 million item."

"But be that as it may, I would rather concern myself with some specific questions and something in this bill that has appeared that I was not aware of and that I don't think many of the people in this legislature were; namely, on the public assistance budget on page 20. I talked to you a little bit about this, there is a forgiveness of some \$308,000 on line (e). I was unaware until I briefly glanced at this and I wondered. My question is specifically, I have three of them in this regard, does this mean that the state will not collect these amounts that were advanced at the beginning of the last biennium?"

Senator Durkan: "In effect, Senator, the answer is yes."

Senator Atwood: "Now, my next question is this. I am aware of a big one hanging in the wings of some \$750,000. Is it your intention to also forgive this one as well and I am referring to the one at Harborview? I understand this is a request that will be sneaking up on us."

Senator Durkan: "Senator, this is before us and I would say if these two items are accepted by the Senate as valid, I would think that Harborview's request should be honored. But Senator, that is a matter for the Senate Ways and Means Committee to decide."

Senator Atwood: "I understand. Now, I want to go through a couple of the items in this bill that concern me that you haven't touched on; namely, on the insurance commissioner, I notice some additional \$500,000."

Senator Durkan: "As you know, the present insurance commissioner representing the people on the basis of trying to do something to bring the office back so that it would protect the people rather than the industry and as a result of his election and as a result of some lengthy discussions with him as to the consumer fraud protection of people who have been totally disregarded by industry on cancellations and many other things, we felt that \$500,000 invested, and incidentally out of which I think, the insurance premium pays something like \$26 million to the state and we are going to give an additional \$500,000 to the insurance commissioner."

"We felt that this was a good investment as far as protecting some of the citizens from unjust discrimination by the insurance industry."

Senator Atwood: "In this regard, I was present at the Ways and Means Committee meeting when Senator Herrmann made this proposal. Part of it was for updating on the fire marshal's office. Is that not right?"

Senator Durkan: "We had hoped, Senator, to put a little more in the bill for fire protection in our institutions so that they would have more fire marshals and we wouldn't have to go through the thing that we have been going through for the past two years as far as the institutions are concerned and the executive branch not being able to get information.

"We hope that with more fire marshals in the institutions that we will be able to update them and the chances of a disastrous fire in which our children in the institutions would be killed or maimed will not happen and the insurance commissioner has assured me that with this money he will be able to do something."

Senator Atwood: "I notice if you will look very closely at the bill that the proviso from the original bill has not been changed so none of this \$500,000 can be used for the fire marshal so I suspect you need a change on that. I didn't want to waste our time. We can probably take care of that if in fact it says in. . ."

Senator Durkan: "He has said if you will give him the additional funds that he would be able, with the other money, to do this but to clarify it I always depend upon my lawyer and I follow your advice on these matters."

Senator Atwood: "In regard to the funding of cities was any attempt made on this additional \$14 million to determine the amount of actual grants that were coming to the cities by way of an additional source and a check also, Senator, of the amount additional that is coming in direct grants from the motor vehicle excise and liquor profits and the other grants that the cities receive?"

Senator Durkan: "Senator, briefly, the answer would have to be no."

Senator Ridder: "I would like to ask one question for the record of Senator Durkan. This seven percent increase in the first year of the biennium and the seven percent in the second year biennium, will this include increments to teachers or not?"

Senator Durkan: "Mr. President and members of the Senate, Senator Ridder, there is nothing in here for increments."

Senator Ridder: "Thank you very much."

Further debate ensued.

Senators Greive, Cooney and Conner demanded the previous question, and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 151, and the bill passed the Senate by the following vote: Yeas, 30; nays, 18; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—30.

Voting nay: Senators Andersen, Atwood, Canfield, Faulk, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Woodall—18.

Excused: Senator Elicker—1.

SUBSTITUTE SENATE BILL NO. 151, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act

PERSONAL PRIVILEGES

Senator Durkan: "Point of personal privilege."

President Pro Tempore Henry: "State your point."

Senator Durkan: "Mr. President, I would only like to take this opportunity to thank the budget committee staff who worked very diligently on this matter and who have had a tough time and who have performed excellently. I would also like to add my compliments to the Central Budget Agency, Walt Howe and his staff, who have been in attendance and who have supplied advice and figures and opinions when asked for. I would like to thank the members of my committee, both Republicans and Democrats, who attended and who voiced their opinions and to whom their chairman listened intently. Hopefully when this bill gets to the House they will adopt it and we'll go home before sixty days."

Senator Atwood: "Point of personal privilege. I think that the legislature can look with pride on the staff of the budget committee. They did an outstanding job. In no other period in our history have we had such tremendous staff support on a budget and we are getting more expert by the day and we can take an executive budget apart and see where our money is being spent. I think they deserve a lot more than we can probably give them but on behalf of the Republicans I am really proud of the budget committee. It is the one nonpartisan committee in this body. I might also compliment Walt Howe and his staff. Most of this staff work that was before us during most of this session was put on tape prior to the session convening and turned over to us with their own computers and machines and I think that this is the first time that it has been done anywhere in the United States."

MOTIONS

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

At 4:50 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, March 6, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, March 6, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Andersen. On motion of Senator Ryder, Senator Andersen was excused.

The Color Guard, consisting of Pages Bruce Williams, Color Bearer, and Karen Pearson, presented the Colors. Reverend Glen D. Cole, pastor of the First Assembly of God Church of Olympia, offered prayer as follows:

"God of Power, Mercy and Love, send your spirit of wisdom and compassion upon this deliberative assembly. Lift the sights of all those who work together for the good of the people of this state. Lord, you know how preoccupied we can be with our own careers and personal interests. We would not deliberately bring harm to any person but so frequently allow distress to afflict our brothers while we debate over the rightness of his plight. Cause us to have wisdom from beyond ourselves that we may face with courage and urgency the abiding ailments of our communities and their people.

"God of life and freedom, we ask for your blessing not because we deserve it but because the survival of humanity depends upon it. Show us how to so order society that all persons may experience what it means to be human according to your design and purpose.

"Because your son, Jesus became our brother, we are united as a family. Because Jesus is Lord, we are commended to move toward each other to discover the fullness of our own life. Impress upon us that nothing that touches our brother is minor or insignificant and that true religion in your name is integrally involved with sound and responsible government.

"Lord, we have no desire to offend our brothers with slovenly statesmanship. Much less do we desire to betray your trust in us by selfish living and shallow theology.

"Lord, we thank you that we can believe that you are at work on our needs before we even ask. Make good your promises in our midst so that we may enjoy your presence and find peace with our brothers. In Jesus Name we pray. Amen."

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

REPORTS OF STANDING COMMITTEES

March 4, 1969.

SENATE BILL NO. 52, establishing a state tort claims revolving fund (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Day, Donohue, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Stortini, Twigg, Uhlman, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 165, creating a hospital study commission (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 170, creating a state forensic laboratory (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 166, permitting garbage, sewage and water department disposal to be combined (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Elicker, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 282, pertaining to investments of state funds (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Day, Donohue, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 287, increasing drivers of vehicle license fees, changing disposition; abolishing parks and parkways account and providing for disposition of moneys (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Day, Donohue, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Stortini, Twigg, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

February 27, 1969.

SENATE BILL NO. 322, providing that methods teachers may be given leave to obtain classroom experience (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, Marquardt, Metcalf, Odegaard, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 325, providing for leasing of escheat estates to the state (reported by Judiciary Committee):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 422, increasing the membership and duties of the athletic commission (reported by Committee on State Government):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), McCormack, Marquardt.
 Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 452, implementing law relating to certificated teachers' contracts and salaries (reported by Committee on Education):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Ridder, Chairman; Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Talley, Uhlman, Washington.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 467, establishing per diem rates for members of statute law committee (reported by Committee on State Government):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), McCormack, Marquardt, Ryder.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 477, authorizing development of police academy (reported by Committee on State Government):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), McCormack, Marquardt.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 493, authorizing inferior court conferences (reported by Judiciary Committee):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 494, changing the supreme court fees (reported by Judiciary Committee):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 515, standardizing per diem and travel allowances (reported by Committee on State Government):
 MAJORITY recommendation: Do pass as amended.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, Huntley, Lewis (Harry), McCormack, Marquardt, Ryder.
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 569, providing for distribution of certain justice court income (reported by Judiciary Committee):

MAJORITY recommendation: That Substitute Senate Bill No. 569 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Uhlman, Chairman; Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 573, implementing compulsory school attendance law (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

SENATE BILL NO. 625, providing funds for textbooks for pupils in grades one through twelve in schools of the state (reported by Committee on Education):

MAJORITY recommendation: That Substitute Senate Bill No. 625 be substituted therefor, and that the substitute bill be referred to Committee on Ways and Means.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Uhlman, Washington.

MOTION

On motion of Senator McCormack, the committee report was adopted and Senate Bill No. 625 was referred to the Committee on Ways and Means—Appropriations.

March 4, 1969.

SENATE BILL NO. 680, implementing law relating to holidays in the common schools (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Marquardt, Metcalf, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

ENGROSSED HOUSE BILL NO. 121, providing notice in certain guardianship proceedings (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

ENGROSSED HOUSE BILL NO. 143, relating to nonintervention executors (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

HOUSE BILL NO. 166, authorizing cities to remove debris (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE BILL NO. 170, providing for the disbursement of funds of the court (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.
 Passed to Committee on Rules and Joint Rules for second reading.

March 4, 1969.

HOUSE BILL NO. 264, authorizing local governments to advance travel expenses (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

ENGROSSED HOUSE BILL NO. 512, providing court fees for inferior courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE BILL NO. 549, assessing milk and cream (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE BILL NO. 573, establishing per diem rates for members of statute law committee (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 5, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 53,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 66,

ENGROSSED HOUSE BILL NO. 67,

ENGROSSED HOUSE BILL NO. 93,

SUBSTITUTE HOUSE BILL NO. 140,

ENGROSSED HOUSE BILL NO. 159,

ENGROSSED HOUSE BILL NO. 208,

HOUSE BILL NO. 217,

HOUSE BILL NO. 222,

HOUSE BILL NO. 265,

HOUSE BILL NO. 277,

HOUSE BILL NO. 310,

ENGROSSED HOUSE BILL NO. 337,

HOUSE BILL NO. 380,

HOUSE BILL NO. 387,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 5, 1969.

Mr. President: The House has passed HOUSE BILL NO. 245, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 5, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 243, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 5, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 14, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 53, by Representatives Barden, Beck and Cunningham (by departmental request):

An Act relating to mobile homes and travel trailers; amending section 82.50.020, chapter 15, Laws of 1961, as amended by section 45, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.020; and amending section 82.50.070, chapter 15, Laws of 1961, as amended by section 49, chapter 149, Laws of 1967 ex. sess., and RCW 82.50.070.

Referred to Committee on Highways.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 66, by Committee on Local Government:

An Act relating to state and local government; amending section 3, chapter 189, Laws of 1967, and RCW 36.93.030; amending section 5, chapter 189, Laws of 1967, as amended by section 1, chapter 98, Laws of 1967 ex. sess. and RCW 36.93.050; amending section 6, chapter 189, Laws of 1967, and RCW 36.93.060; amending section 8, chapter 189, Laws of 1967, and RCW 36.93.080; amending section 12, chapter 189, Laws of 1967, and RCW 36.93.120; amending section 13, chapter 189, Laws of 1967, and RCW 36.93.130; amending section 15, chapter 189, Laws of 1967, and RCW 36.93.150; and amending section 16, chapter 189, Laws of 1967, and RCW 36.93.160; amending section 9, chapter 189, Laws of 1967 and RCW 36.93.090; and adding new sections to chapter 36.93 RCW.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 67, by Representatives Whetzel, Fleming and Sprague (by Legislative Council request):

An Act relating to state government; amending section 3, chapter 158, Laws of 1965 and RCW 43.100.030; and amending section 8, chapter 158, Laws of 1965, and RCW 43.100.080; and creating a new section.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 93, by Representatives Marsh and Richardson:

An Act relating to county prisoner's board; and amending section 36.63.120, chapter 4, Laws of 1963 and RCW 36.63.120.

Referred to Committee on Cities, Towns and Counties.

SUBSTITUTE HOUSE BILL NO. 140, by Committee on State Government and Legislative Procedures:

An Act relating to public utility districts; amending section 4, chapter 1, Laws of 1931 as last amended by section 9, chapter 265, Laws of 1959 and RCW 54.12.010; adding new sections to chapter 1, Laws of 1931 and to chapter 54.08 RCW; amending section 4, chapter 207, Laws of 1951 as last amended by section 1, chapter 161, Laws of 1967 and RCW 54.12.080; amending section 2, chapter 390, Laws of 1955 and RCW 54.16.010; amending section 10, chapter 390, Laws of 1955 and RCW 54.16.090; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 159, by Representatives Ceccarelli, Charette and Murray:

An Act relating to alcoholic beverage control; and adding a new section to Title 66 RCW.

Referred to Committee on Liquor Control.

ENGROSSED HOUSE BILL NO. 208, by Representatives O'Dell, Gladder and Bagnariol (by departmental request):

An Act relating to variable contracts; adding a new chapter to Title 48 RCW; repealing sections 14 through 18, chapter 70, Laws of 1965 ex. sess. and RCW 48.13.370 through 48.13.410; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 217, by Representatives Morrison, Benitz and Jolly (by departmental request):

An Act relating to seeds; repealing sections 15.48.010 through 15.48.260 and 15.48.900, chapter 11, Laws of 1961 and RCW 15.48.010 through 15.48.260 and RCW 15.48.900; providing penalties; and declaring an effective date.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 222, by Representatives Spanton, Grant and Kuehnle (by departmental request):

An Act relating to the computation of appeals and petition periods in the administration of the laws relating to unemployment compensation; adding a new section to chapter 35, Laws of 1945 and to chapter 50.32 RCW; and declaring an emergency.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 243, by Representatives Bledsoe, Bluechel and Ceccarelli:

An Act relating to world fairs; authorizing participation by the state of Washington in the 1970 world exposition to be held in Osaka, Japan; describing powers and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means—Appropriations.

HOUSE BILL NO. 245, by Representatives Swayze, Chatalas, Gladder, Heavey, O'Dell, King, Hubbard, Merrill, Hoggins, Mahaffey, Gallagher, Pardini, Murray, Jolly, Morrison, Scott, Anderson, Grant, Brouillet, Sawyer, Bagnariol, Litchman, Adams, Savage, McCormick, Fleming, Rosellini, Backstrom and Hurley:

An Act relating to vision care; adding a new section to chapter 268, Laws of 1947, and to chapter 48.44 RCW; adding a new section to chapter 18.53 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 265, by Representatives Conner, Brown and Kink (by departmental request):

An Act relating to public health; providing for the payment of per diem and expenses of the state board of health; and amending section 43.20.030, chapter 8, Laws of 1965 and RCW 43.20.030.

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

HOUSE BILL NO. 277, by Representatives Amen, Benitz and Marsh:

An Act relating to agriculture cooperative associations and corporations; amending section 11, chapter 115, Laws of 1921, as last amended by section 5, chapter 16, Laws of 1931, and RCW 24.32.110; and amending section 12, chapter 115, Laws of 1921 and RCW 24.32.150.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 310, by Representatives Whetzel, Wolf and Thompson (by departmental request):

An Act relating to water pollution control; authorizing the water pollution control commission to make grants to municipal and public corporations and political subdivisions for construction of water pollution control projects; and amending section 28, chapter 13, Laws of 1967 and RCW 90.48.290.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 337, by Representatives Clarke (George W.), Bottiger and O'Dell (by departmental request):

An Act relating to witness fees for testimony by state patrol in civil cases; adding new sections to chapter 8, Laws of 1965 and to chapter 43.43 RCW; and prescribing penalties.

Referred to Judiciary Committee.

HOUSE BILL NO. 380, by Representatives Farr, Chatalas, Kopet, Lynch and Smythe (by departmental request):

An Act relating to juvenile courts; and amending section 8, chapter 160, Laws of 1913, as amended by section 7, chapter 302, Laws of 1961, and RCW 13.04.100.

Referred to Committee on Public Institutions.

HOUSE BILL NO. 387, by Representatives Kopet, Conner and North (by departmental request):

An Act relating to state government; and creating an advisory council on alcoholism.

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

HOUSE CONCURRENT RESOLUTION NO. 14, by Representatives Chapin and Julin: Expressing sorrow over death of M. Frank Odle.

On motion of Senator Lewis (Brian), the rules were suspended, House Concurrent Resolution No. 14 was advanced to second reading and read the second time in full.

On motion of Senator Lewis (Brian), the rules were suspended, House Concurrent Resolution No. 14 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage and adopted.

SENATE RESOLUTION: 1969-27

By Senators Dore, Ridder, Andersen, Greive, Holman, Ryder and Uhlman:

WHEREAS, Excellence in intercollegiate athletics has been a traditional hallmark of the institutions of higher learning in the state of Washington; and

WHEREAS, Intercollegiate athletics provide a source of pride, a sense of unity, and a cohesive spirit between institutions of higher learning and the states' citizenry; and

WHEREAS, The traditional excellence of the Seattle University "Chieftains" in National Collegiate Athletic Association basketball has once again been renewed; and

WHEREAS, The Seattle University "Chieftains", because of their excellent 1968-1969 season record, have been chosen to participate in NCAA postseason tournament play beginning March 8, 1969 in La Cruces, New Mexico;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the Seattle University "Chieftains" basketball team and their coach, Morris "Bucky" Buckwalter, be congratulated for their fine basketball season and that the Senate extends its wishes for success in NCAA postseason tournament play.

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to Coach Morris "Bucky" Buckwalter, each member of the "Chieftains" basketball team, the Honorable President of Seattle University, and the President of the Seattle University Student Body.

On motion of Senator Dore, the resolution was adopted.

SENATE RESOLUTION: 1969-28

By Senator Greive:

WHEREAS, Our nation and state owe a continuing debt of gratitude to the present and former members of the nation's Armed Forces; and

WHEREAS, The American Legion has ably represented many former soldiers, sailors, airmen and marines; and

WHEREAS, The American Legion is approaching its fiftieth anniversary of continued service to and representation of many of those citizens to whom the nation and the state owe the debt of continuing gratitude; and

WHEREAS, West Seattle Post No. 160 of the American Legion is approaching its twenty-fifth anniversary of continued service to those veteran members residing in West Seattle;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the American Legion be congratulated and commended for fifty continuous years of service, and further that West Seattle Post No. 160 of the American Legion be congratulated and commended for twenty-five years of continuous service.

On motion of Senator Greive, the resolution was adopted.

SECOND READING

SENATE BILL NO. 109, by Senators Uhlman, Atwood and Greive:
Authorizing professional service corporations.

REPORT OF STANDING COMMITTEE

February 25, 1969.

SENATE BILL NO. 109, authorizing professional service corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 5, line 23, after "corporation" and before the period insert "": PROVIDED FURTHER, That notwithstanding any other provision of this act, registered architects and registered engineers may own stock in and render their individual professional services through one professional service corporation"

On page 2, section 6, line 26, after "employees" and before "agents" strike "and" and insert "or" and on line 26, after "agents" and before "duly" strike "who are" and insert "all of whom must be"

On page 3, section 8, line 16, after "no" and before "corporation" insert "professional service"

On page 3, section 9, line 23, after "no" and before "corporation" insert "professional service"

On page 4, beginning on line 10, strike all of section 11 and substitute therefor the following:

"NEW SECTION. Sec. 11. No shareholder of a corporation organized as a professional service corporation may sell or transfer his shares in such corporation except to another individual who is eligible to be a shareholder of such corporation. The articles of incorporation of a professional service corporation shall require that each shareholder in the corporation provide for a redemption or cancellation of all shares which are transferred to any person or entity ineligible to be a shareholder, whether such transfer be voluntary, involuntary or by operation of law."

On page 4, beginning on line 30, strike all of the material down to and including "office." on page 5, line 9 and substitute therefor the following:

"NEW SECTION. Sec. 12. Corporations organized pursuant to this act shall render professional service and exercise its authorized powers under a name permitted by law and the professional ethics of the profession in which the corporation is so engaged. In the event that the words 'company', 'corporation' or 'incorporated' or any other word, abbreviation, affix or prefix indicating that it is a corporation shall be used, it shall be accompanied with the abbreviation 'P.S.'. With the filing of its first annual report and any filings thereafter, professional service corporation shall list its then shareholders: PROVIDED, That notwithstanding the foregoing provisions of this section, the corporate name of a corporation organized to render dental services shall contain the full names or surnames of all shareholders and no other word than 'chartered' or the words 'professional services' or the abbreviation 'P.S.'"

On page 5, add a new section following section 13 as follows:

"NEW SECTION. Sec. 14. Nothing in this act shall authorize a director, officer, shareholder, agent or employee of a corporation organized under this act, or a corporation itself organized under this act, to do or perform any act which would be illegal, unethical or unauthorized conduct under the provisions of the following acts: (1) Medical Disciplinary Act, chapter 18.72 RCW; (2) Anti-Rebating Act, chapter 19.68 RCW; (3) State Bar Act, chapter 2.48 RCW; (4) Professional Accounting Act, chapter 18.04 RCW; (5) Professional Architects Act, chapter 18.08 RCW; (6) Professional Auctioneers Act, chapter 18.11 RCW; (7) Barbers, chapter 18.15 RCW; (8) Beauty Culturists Act, chapter 18.18 RCW; (9) Boarding Homes Act, chapter 18.20 RCW; (10) Chiroprody, chapter 18.25 RCW; (11) Chiropractice Act, chapter 18.25 RCW; (12) Registration of Contractors, chapter 18.27 RCW; (13) Debt Adjusting Act, chapter 18.28 RCW; (14) Dental Hygienist Act, chapter 18.29 RCW; (15) Dentistry, chapter 18.32 RCW; (16) Dispensing Opticians, chapter 18.34 RCW; (17) Drugless Healing, chapter 18.36 RCW; (18) Embalmers and Funeral Directors, chapter 18.39 RCW; (19) Engineers and Land Surveyors, chapter 18.43 RCW; (20) Escrow Agents Registration Act, chapter 18.44 RCW; (21) Furniture and Bedding Industry, chapter 18.45 RCW; (22) Maternity Homes, chapter 18.46 RCW; (23) Midwifery, chapter 18.50 RCW; (24) Nursing Homes, chapter 18.51 RCW; (25) Optometry, chapter 18.53 RCW; (26) Osteopathy, chapter 18.57 RCW; (27) Patent Medicine Peddlers, chapter 18.60 RCW; (28) Pharmacists, chapter 18.64 RCW; (29) Pharmacy Owners and Wholesale Druggists, chapter 18.67 RCW; (30) Physical Therapy, chapter 18.74 RCW; (31) Practical Nurses, chapter 18.78 RCW; (32) Prophylactic Vendors, chapter 18.81 RCW; (33) Proprietary Schools, chapter 18.82 RCW; (34) Psychologists, chapter 18.83 RCW; (35) Real Estate Brokers and Salesmen, chapter 18.85 RCW; (36) Registered Professional Nurses, chapter 18.88 RCW; (37) Sanitarians, chapter 18.90 RCW; (38) Veterinarians, chapter 18.92 RCW."

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments to pages 2 and 3 were adopted.

Senator Uhlman moved the adoption of the committee amendment to page 4.

Senator Atwood moved the adoption of the following amendment to page 4 of the committee amendment:

Amend the committee amendment to page 4, section 12, as follows: on line 9 of section 12, after "P.S." capitalize "With"

The motion by Senator Atwood carried and the committee amendment as amended by Senator Atwood was adopted.

Senator Uhlman moved the adoption of the committee amendment to page 5.

Senator Day moved the adoption of the following amendment to page 5 of the committee amendment:

On the committee amendment to page 5, on line 14 of the amendment, after "(10) Chiropody, chapter" strike "18.25" and insert "18.22"

The motion by Senator Day carried and the committee amendment as amended by Senator Day was adopted.

On motion of Senator Stender, the following amendment was adopted:

On page 3, section 7, line 12, after "able" strike "up to the full value of its property"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 109 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Uhlman yield to a question? Senator, you spoke of the 'keyhole' bill. Is this loophole for tax escapes or what is this?"

Senator Uhlman: "Senator, the 'keyhole' bill is not now before us, but it is a provision whereby individuals can set aside up to I believe \$3,000, and if they qualify this money . . . there are a number of qualifications and regulations . . . but if they do qualify they can set up to this amount and they do cover their employees. It is a deferral of income tax to a later time. It is not a forgiveness of that tax."

Senator McCutcheon: "One more question, I am not on the Judiciary Committee this year and I should get up at four in the morning and go to work with you but what I want to know is will the lawyers and doctors and veterinarians be allowed to incorporate to do business?"

Senator Uhlman: "Senator, they will be able to incorporate for tax purposes only. But as Senator Stender has pointed out in his amendment and as I have indicated, this does not in any way affect the liability or the professional standards or the professional ethics because they are specifically set forth as excluded. This is only for tax purposes."

Senator McCutcheon: "There is one other situation that has always interested me, that is where there is a firm and one of the older partners becomes beyond the age of holding a judgeship or rather the attorney for other private corporations, he may have a firm but they have a policy of retiring him when he gets to be seventy-two so he retires and forms a corporation or partnership and he still stays on the payroll. They have been waiting for him to retire for years but he doesn't do it. Of course, that has nothing to do with this bill."

Senator Uhlman: "Well, Senator, it does have something to do with this bill because often times an older individual would like to retire but he has such a large capital investment that the younger or other members cannot afford to buy him out so he just stays on and on and not out of choice but because he has to.

"This bill will permit the deferral of various earnings over a period of time which will permit funding of a program to buy him out at the appropriate time. This is one of the major advantages of this bill."

Senator McCutcheon: "That is what it is intended for? I think I vaguely understand it."

President Pro Tempore Henry assumed the Chair.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 109, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Durkan, McCormack, Ryder—3.

Excused: Senator Andersen—1.

ENGROSSED SENATE BILL NO. 109, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

The Senate resumed consideration of Senate Bill No. 377 on second reading.

On motion of Senator Mardesich, the following amendments were adopted:

On page 1, section 1, line 19, after "employees," strike all the matter down to and including "officials," on line 20 and insert "elected and appointed officials, and their dependents"

On page 2, section 1, beginning with "That" on line 3, strike all the matter down to and including "employees:" on line 5

POINT OF INQUIRY

Senator Lewis (Brian): "Mr. President, I wonder if Senator Mardesich would yield to a question? Senator Mardesich, it seems to me the amendments that you have just offered, would significantly increase the cost of this bill to not only the state of Washington, because we would now be involved in paying the total medical hospitalization insurance costs for employees, but it has a transcendent and a direct implication that those extra costs could go into city and county employees as well. Do we have a note from the chairman of the Ways and Means Committee as to the fiscal impact of your amendment?"

Senator Mardesich: "Senator Lewis, the transcendent effect you speak of is already in sections 2 and 5. My amendment does not do that at all. It merely puts the state employees in the same position that this bill would already put the municipal and county employees in.

"Now as to the financial effect you speak of caused by my amendment. If you look on page 1, line 15, the language in the bill as now amended reads 'whenever funds shall be available for that purpose as determined by the director of budget', so that it may have a financial impact only through negotiations with the state employees' group and the Governor and if they put such funds into the budget, then it would have a financial effect. There would be no financial effect this session because no such funds have been included."

Senator Lewis (Brian): "Senator, if I could pursue my question. I appreciate that this is permissive legislation but it seems to be pretty much history in these events that momentarily the course that is pursued is to the maximum allowed by law. In the event that the state were to, through negotiations, award such a contract to the employees, what would be the extra cost with the number of employees that we have at the moment?"

Senator Mardesich: "The increase in cost as provided by my amendment would come from the inclusion of the dependents and only that and I don't know what that cost would be at this time."

On motion of Senator Bailey, the following amendment by Senator McCormack to the title was adopted:

In line 6 of the title after "RCW;" and before "and providing" insert "adding a new section to chapter 41.04 RCW;"

MOTION

On motion of Senator Lewis (Brian), Senate Bill No. 377 was ordered held on the second reading calendar for Friday, March 7, 1969.

SENATE BILL NO. 474, by Senators Matson, Day, Donohue, Woodall, Wilson and McDougall:

Relating to migrant farm worker housing.

MOTION

On motion of Senator Bailey, Senate Bill No. 474 was made a special order of business for 2:30 this afternoon.

SENATE BILL NO. 358, by Senators Bailey and Durkan:
Limiting the time in which recall petitions must be signed.

The bill was read the second time by sections.

On motion of Senator Bailey, the following amendment was adopted:

On page 1, section 1, line 6, before "If" insert "The petitions shall bear the date of the issuance of the ballot synopsis."

On motion of Senator Washington, the following amendment was adopted:

On page 1, section 1, line 7, after "within" and before "days" strike "ninety" and insert "one hundred twenty"

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 358 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 358, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators McCormack, McCutcheon, Ryder, Sandison-4.

Excused: Senator Andersen-1.

ENGROSSED SENATE BILL NO. 358, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 37, by Senator Durkan (by Municipal Committee request):

Clarifying powers of municipal code cities as to certain employee rights and benefits.

REPORT OF STANDING COMMITTEE

February 18, 1969.

SENATE BILL NO. 37, clarifying powers of municipal code cities as to certain employee rights and benefits (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 18, after "service" strike all material down to and including the semicolon on line 22 and insert "for firemen or policemen which does not substantially accomplish the same purpose as provided by general law in RCW 41.08 for firemen or 41.12 for policemen now or as hereinafter amended, or enact any provision establishing or respecting a pension or retirement system for any of its officers or employees of any class which provides different pension or retirement benefits than are provided by general law for such class. Such body"

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendment was not adopted.

On motion of Senator Durkan, the following amendment was adopted:

On page 1, section 1, line 18, after "service" strike all the matter down to and including the semicolon on line 22, and insert "for firemen and policemen which does not substantially accomplish the same purpose as provided by general law in RCW 41.08 for firemen and 41.12 for policemen now or as hereafter amended, or enact any provision establishing or respecting a pension or retirement system for firemen or policemen which provides different pensions or retirement benefits than are provided by general law for such classes. Such body"

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 37 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 37, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 5; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senators Atwood, Guess—2.

Absent or not voting: Senators Keefe, McCormack, McCutcheon, Ridder, Ryder—5.

Excused: Senator Andersen—1.

ENGROSSED SENATE BILL NO. 37, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 38, by Senator Durkan (by Municipal Committee request):

Requiring retention of civil service system by code cities.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 38 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 38, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators McCormack, Pritchard, Ridder, Ryder, Twigg—5.

Excused: Senator Andersen—1.

SENATE BILL NO. 38, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 229, by Senators Uhlman, Walgren and Twigg:

Providing rights, duties and liabilities of directors, shareholders and officers of corporations.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 229, providing rights, duties and liabilities of directors, shareholders and officers of corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 4, section 2, line 10, before "unlawful" insert "not"

On page 4, section 2, line 20, after "sonably" and before "believed" insert "incurred by him in connection with the defense or settlement of such action or suit if he acted in good faith and in a manner he reasonably"

Signed by: Senators Uhlman, Chairman; Atwood, Durkan, Gissberg, Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 229 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 229, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 5; excused 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Jay, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-42.

Voting nay: Senator Metcalf-1.

Absent or not voting: Senators Atwood, McCormack, Pritchard, Ridder, Ryder-5.

Excused: Senator Andersen-1.

ENGROSSED SENATE BILL NO. 229, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 607, by Senators Cooney, Connor and Elicker:

Adding additional members to the board of pilotage commissioners.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, line 12, after "northwests'" strike "tollboat" and insert "touwboat"

MOTION

On motion of Senator Bailey, Senate Bill No. 607 as amended by Senator Atwood was ordered to retain its place on the second reading calendar for tomorrow.

SENATE BILL NO. 512, by Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren:
Enacting the Washington State Labor Relations Act.

REPORT OF STANDING COMMITTEE

February 27, 1969.

SENATE BILL NO. 512, enacting the Washington State Labor Relations Act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

On page 5, section 12, line 32, after "made:" insert "PROVIDED, HOWEVER, That agreements involving union security including an all-union agreement or agency agreement must safeguard the rights of non-association of employees, based on bona fide religious tenets or teachings of a church or religious body of which such employee is a member. Such employee must pay an amount of money equivalent to regular union dues and initiation fees and assessments, if any, to a non-religious charity or to another charitable organization mutually agreed upon by the employee affected and the representative of the labor organization to which such employee would otherwise pay dues:"

Signed by: Senators Stortini, Chairman; Connor, Durkan, Herr, Ridder, Stender.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

Senator Donohue moved adoption of the following amendment:

On page 2, section 2, subsection 3, line 2, after "organization" strike all the material down through "employee" on line 4.

Debate ensued.

MOTION

On motion of Senator Atwood, Senator Stender was excused.

Senator McCormack moved the adoption of the following amendment to the amendment by Senator Donohue:

On page 2, section 2, line 2, restore the deleted wording after "in agriculture"

Debate ensued.

The motion carried and the amendment to the amendment by Senator Donohue was adopted.

POINT OF INQUIRY

Senator Knoblauch: "I wonder if Senator Greive would yield to a question? Senator Greive, in my area I have some farmers who raise berries. Some of those farmers have as high as 900 employees. Some of those employees are school children who come out to the valley to make a few dollars during the summer. Would this bill without the amendment force the farmers in my area or force the farm workers to organize?"

Senator Greive: "It is my understanding that there is a limitation on the number of days in the bill which provides that it would not cover most of the employees involved in a transient or just on a day basis.

"Now I did not realize that question would be asked and I just generally know that somewhere in the bill there is a limitation and if you wish I would be very happy to put this over until after lunch."

Senator Knoblauch: "I was going to make a motion to that effect."

Senator Greive: "I would support that motion because I think that is a legitimate question and I am sure that there is a provision that protects the situation."

MOTION

On motion of Senator Woodall, Senate Bill No. 512 was placed second on the afternoon second reading calendar.

SUBSTITUTE SENATE BILL NO. 74, by Committee on State Government:

Providing retirement plan for law enforcement officers.

The bill resumed consideration on second reading of Substitute Senate Bill No. 74 as amended.

REPORT OF STANDING COMMITTEE

March 2, 1969.

SUBSTITUTE SENATE BILL NO. 74, providing retirement plan for law enforcement officers (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as previously amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Day, Donohue, Dore, Faulk, Foley, Huntley, Lewis (Harry), McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Ryder, Washington, Williams, Wilson.

On motion of Senator Talley, Engrossed Substitute Senate Bill No. 74 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Keefe: "Would Senator Talley yield to a question? Senator Talley, how does this affect Class AA and Class A cities?"

Senator Talley: "It does not affect first class cities. It would affect your sheriffs and deputies in Spokane county but not your first class cities. They have a pension system that is very good and is working well now."

Senator Keefe: "Thank you."

President Cherberg resumed the Chair.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 74, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; excused, 2.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Atwood—1.

Excused: Senators Andersen, Stender—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 74, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 345, by Senators Marquardt, Odegaard, Faulk, Peterson (Ted), Connor, Andersen, Twigg, Newschwander, Guess, Elicker, Herr, Knoblauch and Holman (by executive request):

Providing recipients of public assistance the opportunity to find and prepare for employment.

MOTION

On motion of Senator Stortini, Senate Bill No. 345 was returned to the Committee on Rules and Joint Rules.

SENATE BILL NO. 492, by Senators Bailey, Williams and Atwood (by executive request):

Relating to the Washington state seashore conservation area.

REPORT OF STANDING COMMITTEE

March 4, 1969.

SENATE BILL NO. 492, relating to the Washington State Seashore Conservation Area (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 12, after "ownership" and before "lying" insert "or control".

On page 1, section 1, line 16, after "of" and before "high tide", strike [ordinary] mean" and insert "ordinary".

On page 3, section 6, line 18, after "accreted" and before "lands" insert "non-trust".

On page 3, section 6, line 20, after "No" and before "accreted", insert "such".

On page 3, section 6, line 21, after "The" strike all the matter down to and including "commission" on line 22, and insert "department of natural resources".

On page 3, section 6, beginning on line 27, after "be" and before "to" on line 28, strike "limited" and insert "[limited]" "made".

On page 3, section 6, line 28, after "to" and before "the" insert "supply".

On page 3, section 6, line 28, after "growers" and before "in" insert "for cranberry bogs".

On page 4, strike all of section 7 and renumber section 8 to read "Sec. 7."

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Lewis (Brian), Pritchard.

The bill was read the second time by sections.

On motion of Senator Wilson, the committee amendments to pages 1 and 3 were adopted.

Senator Wilson moved the adoption of the committee amendment to page 4.

POINT OF INQUIRY

Senator Peterson (Ted): "I wonder if Senator Wilson would yield to a question? Now this is on ocean land?"

Senator Wilson: "That is correct."

Senator Peterson (Ted): "What do you propose to do with the logs then if no one has jurisdiction over them? You aren't just going to leave them out there to endanger sea transportation, are you?"

Senator Wilson: "No, Senator Peterson, there is an existing procedure which the log patrol is following with respect to this matter. The amendment would seek to clarify and change that procedure and it was decided best to let the operation go as it is now. It is not interfering at all with the functions of the seashore conservation area."

The motion carried and the committee amendment to page 4 was adopted.

On motion of Senator Wilson, the rules were suspended, Engrossed Senate Bill No. 492 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 492, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Atwood, Henry—2.

Excused: Senators Andersen, Stender—2.

ENGROSSED SENATE BILL NO. 492, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by President Cherberg at 2:00 p.m.

SECOND READING

SENATE BILL NO. 514, by Senators Lewis (Brian), Durkan and Gissberg:
Authorizing Green River Gorge park.

The bill was read the second time by sections.

On motion of Senator Lewis (Brian), the rules were suspended, Senate Bill No. 514 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 514, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senators Lewis (Harry), Newschwander—2.

Absent or not voting: Senators Huntley, Walgren—2.

Excused: Senators Andersen, Stender—2.

SENATE BILL NO. 514, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 305, by Senators Henry, Huntley and Knoblauch (by departmental request):

Providing equipment requirements on motorcycles.

The bill was read the second time by sections.

On motion of Senator Knoblauch, the rules were suspended, Senate Bill No. 305 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 305, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 5; excused, 2.

Voting yea: Senators Atwood, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senators Bailey, Connor, McCutcheon, Ryder, Walgren—5.

Excused: Senators Andersen, Stender—2.

SENATE BILL NO. 305, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 357, by Senators Peterson (Lowell), Holman, Talley, Sandison and Matson (by departmental request):
Selling products of public lands.

REPORT OF STANDING COMMITTEE

February 19, 1969.

SENATE BILL NO. 357, selling products of public lands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 33, after "stone" and before "for" insert "or"

On page 3, section 2, line 11, after "resources" and before the period insert "and shall not be less than six percent per annum"

On page 3, section 2, line 20, after "material," and before "building" insert "or"

On page 4, section 3, line 16, after "volume" and before "thereof" strike "by species" and insert "[by species]"

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the committee amendments were adopted.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed Senate Bill No. 357 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Peterson (Lowell) yield to question? Senator Peterson, what possible rationale would justify the extension of a contract for the removal of timber, stone, gravel, or other material for a period longer than the original ten years, that is twenty years as suggested in this bill on line 2?"

Senator Peterson (Lowell): "Line 2, what page, Senator?"

Senator Uhlman: "Page 2, both on lines 26 in the new material and on line 31. As you know, the present law is for a ten-year maximum, and what is being suggested here is that it provides for a twenty-year contract for the removal of timber, stone, gravel, etc. What possible rationale would there be for a twenty-year rather than the present ten-year contract?"

Senator Peterson (Lowell): "Senator, this does not apply to timber. It applies to stone and quarries primarily and there are instances where quarries are developed where five-year amortization just is not feasible. It does not apply to timber."

Senator Uhlman: "Let's just assume it is just for stone, sand, etc., it is not five years as you said, it is ten years at the present time and what I am asking is what possible rationale is there for extending it to twenty years?"

Senator Peterson (Lowell): "I think the rationale behind this is that on these extensions they do renew the contract if necessary and I presume that it is because of the development costs involved."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 357, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Durkan, Ryder—2.

Excused: Senators Andersen, Stender—2.

ENGROSSED SENATE BILL NO. 357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

SENATE BILL NO. 474, by Senators Matson, Day, Donohue, Woodall, Wilson and McDougall:

Relating to migrant farm worker housing.

The time having arrived the Senate resumed consideration of Senate Bill No. 474 on second reading.

MOTION

Senator McCormack moved that Senate Bill No. 474 be referred to the Committee on Labor and Social Security.

Debate ensued.

POINT OF ORDER

Senator Woodall: "Point of order."

The President: "Senator Woodall will state his point of order."

Senator Woodall: "A motion to commit is non-debatable."

The President: "I believe that Senator McCormack may give a brief explanation as a motion to commit is debatable."

Senator Woodall: "The issue in this particular bill as it is now written. . . ."

POINT OF ORDER

Senator McCormack: "Point of order."

The President: "Senator McCormack will please state his point of order."

Senator McCormack: "Senator Woodall has previously stated that this is debatable only as to the disposition of the bill and I think he has already addressed himself to that question once. His opening remarks started out on the merits of the bill and I think that we should confine ourselves to the remarks we have already made and vote on the disposition of the bill."

Senator Woodall: "Well, if the good Senator feels I have made it clear I did not want it to go to the Committee on Labor and Social Security, I am happy."

MOTION

Senator Ridder demanded a roll call and the demand was sustained by Senators McCormack, Bailey, Odegaard, Stortini, Knoblauch, Keefe, Gissberg, Cooney and Elicker.

Senators Ridder, Mardesich and Cooney demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Andersen and Stender, who had previously been excused.

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

ROLL CALL

The Secretary called the roll and the motion by Senator McCormack to refer Senate Bill No. 474 to the Committee on Labor and Social Security failed by the following vote: Yeas, 21; nays, 26; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington—21.

Voting nay: Senators Atwood, Canfield, Day, Donohue, Elicker, Faulk, Guess, Henry, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—26.

Excused: Senators Andersen, Stender—2.

Senator Williams moved the adoption of the following amendment by Senators Williams and Matson:

On page 1, section 1, line 5, after "housing," and before "together" insert "without exclusion on account of the number of units or their location and without regard to whether the housing is publicly or privately owned,"

Debate ensued.

The motion carried and the amendment was adopted.

Senator Ridder moved the adoption of the following amendment:

On page 1, section 1, line 9, after "governed" strike all the matter down to the period on line 11 and insert "by reasonable health and sanitation standards to insure a healthful environment for farm workers and their families"

POINTS OF INQUIRY

Senator Matson: "Would Senator Ridder yield to a question? Are you familiar with the 1960 regulation?"

Senator Ridder: "I have them before me and I have read them."

Senator Matson: "Are you familiar with them?"

Senator Ridder: "I am familiar with them, I suppose, to a certain extent, I have them pretty well outlined."

Senator Matson: "You may be sure that I do. The 1960 regulations call for a number of things including a good water supply, including no common drinking cups, including hot and cold water for bathing, washing and laundry facilities, including some very strict regulations for sewage and liquid waste disposal, if you have studied them all. It also demands refuse disposal such as handling of refuse not to create rodent harborage, insect breeding or health hazards. It contains provisions for refuse, storage of refuse in clean, tight containers with lids and located more than one hundred feet from the dwelling unit.

"I can go on and show you where this regulation is entirely adequate if lived up to, to provide good, healthy, sanitary housing. Now, let us keep in mind the housing that you are talking about has never been covered by the 1960 regulation. As a matter of fact if I can pull a figure off the top of my head, I would say that probably less than thirty percent of the housing that migrant labor has been living in has been under the 1960 regulation.

"Now, when you ask people to provide housing free, agriculture is the only industry that does this but when you ask the people that provide this housing free to knock a wall out of their building to add fifteen square feet, now stop and think a minute what is contained in knocking a wall out of a building. You have to replace the floor joists because they are too short by a foot or a foot and a half. You have to increase sidewalls because they are too short by a foot or a foot and a half. You have to put new rafters on the building because the roof line is suddenly too short. Now it does not make any difference whether you do that now or three or four years from now, it still is totally impractical and I cannot see where a living unit that otherwise is clean and sanitary is so bad if it is only fifteen square feet short."

Senator Ridder: "May I answer? In 1960 the regulation on new construction was 70-50. Now, it has not been complied with. This is the problem. I think this is the reason this bill ought to go into committee. I think that we can look at this bill and very possibly come out with a much better suggestion. I think we can meet some of these problems but I don't think we can meet them if we pass this bill here today.

"The 1968 regulations are not too harsh and if you read them you will find this to be true, and I do not think that the health department is going around just looking for trouble to make it impossible for you people to function. And this is what bothers me. It is a minimum requirement we are asking and that should be provided."

Senator McCormack: "Mr. President, I wonder if Senator Matson would yield to a question? Senator Matson, earlier in this debate you said that the regulations which have been promulgated by the department of health and upheld by the Governor's task force were impossible, I think you used the word 'impossible', to carry out. I wonder if you would mind telling me what is impossible about them?"

Senator Matson: "In the first place the square footage is impossible."

Senator McCormack: "Would you care to go on beyond that?"

Senator Matson: "Square footage is the main factor and I might say this that the Governor's task force, as you say, okayed these regulations and I think if you would investigate that a little you would find that the Governor's task force looked at only that housing which would come under the 1960 regulation which is somewhat less than thirty percent."

Further debate ensued.

MOTIONS

Senator Stender moved that Senate Bill No. 474 be referred to the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senator McDougall moved that the motion by Senator Stender be laid upon the table.

Senator Ridder demanded a roll call and the demand was sustained by Senators Stender, Uhlman, Greive, Washington, Dore, Gissberg, Cooney, Mardesich and McCormack.

POINT OF ORDER

Senator Woodall: "Point of order."

The President: "The Senator will state his point."

Senator Woodall: "The motion was to lay the motion of Senator Stender's on the table?"

REPLY BY THE PRESIDENT

The President: "The question is on the tabling of the motion by Senator Stender."

Senator Mardesich: "If the Senate should refuse to table, is that not tantamount to sending it to the committee?"

The President: "A refusal to table the motion will keep the motion under the consideration of the Senate."

Senator Mardesich: "Will the next vote be for the motion to send it to the Committee on Medicine and Dentistry?"

The President: "That would be the question."

ROLL CALL

The Secretary called the roll and the motion by Senator McDougall to lay upon the table the motion by Senator Stender failed by the following vote: Yeas, 23; nays, 25; excused, 1.

Voting yea: Senators Atwood, Canfield, Donohue, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—23.

Voting nay: Senators Bailey, Connor, Cooney, Day, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington—25.

Excused: Senator Andersen—1.

Senators McCormack, Stender and Mardesich demanded the previous question and the demand was sustained.

Senator Ridder demanded a roll call and the demand was sustained by Senators Mardesich, Cooney, Day, Dore, Washington, McCutcheon, Stender, Uhlman, Pritchard, Connor and Odegaard.

ROLL CALL

The Secretary called the roll and the motion by Senator Stender to refer Senate Bill No. 474 to the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution failed by the following vote: Yeas, 23; nays, 25; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington—23.

Voting nay: Senators Atwood, Canfield, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—25.

Excused: Senator Andersen—1.

POINTS OF INQUIRY

Senator Washington: "I have a question for either Senator Ridder or Senator Donohue? Isn't it possible that the 1968 regulations if in early practice it turns out that they are completely unworkable, can be amended by the department of health?"

Senator Ridder: "As a regulatory agency, they have the right to amend or change their regulations at will and it seems to me that if this is not workable, they have the ability to moderate them."

Senator Matson: "Mr. President, I would like to respond to that also. I think it might be well for the members of the Senate to know that we have worked with the health department for over a year attempting to get them to write regulations under which we could house a maximum number of people in reasonable, sanitary conditions. Conditions that we could live up to and it would satisfy the job. Our efforts were totally in vain."

Senator Ridder demanded a roll call on the motion to adopt the amendment proposed by Senator Ridder and the demand was sustained by Senators Cooney, Mardesich, Odegaard, Dore, McCormack, Connor, Washington, Bailey and Stender.

ROLL CALL

The Secretary called the roll on the motion to adopt the amendment as proposed by Senator Ridder. The motion carried and the amendment was adopted by the following vote: Yeas, 25; nays, 24; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Dore, Durkan, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, President Cherberg—25.

Voting nay: Senators Atwood, Canfield, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—24.

Excused: Senator Andersen—1.

MOTION

Senator Dore moved that Senate Bill No. 474 be referred to the Committee on Rules and Joint Rules.

POINT OF ORDER

Senator Woodall: "Point of order."

The President: "Senator Woodall will state his point of order."

Senator Woodall: "In the absence of a motion to advance that is the place it goes anyway. The only place it could go. I would like to make a motion to suspend the rules."

Senator Dore: "Mr. President, I will defer to the motion and demand a roll call."

Senator Woodall demanded a roll call to advance to third reading and the demand was sustained by Senators Mardesich, Ridder, Dore, McCormack, Washington, Connor, Bailey, Uhlman and Stender.

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall that the rules be suspended, Engrossed Senate Bill No. 474 be advanced to second reading, the second reading considered the third and the bill be placed on final passage carried by the following vote: Yeas, 26; nays, 22; excused, 1.

Voting yea: Senators Atwood, Canfield, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams, Wilson, Woodall—26.

Voting nay: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington—22.

Excused: Senator Andersen—1.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 474 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Woodall, Atwood and Williams demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 474, and the bill passed the Senate by the following vote: Yeas, 27; nays, 21; excused, 1.

Voting yea: Senators Atwood, Canfield, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Twigg, Washington, Williams, Wilson, Woodall—27.

Voting nay: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Sandison, Stender, Stortini, Talley, Uhlman, Walgren—21.

Excused: Senator Andersen—1.

ENGROSSED SENATE BILL NO. 474, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Senator Ridder having voted on the prevailing side gave notice for reconsideration of the vote by which Engrossed Senate Bill No. 474 passed the Senate.

PARLIAMENTARY INQUIRY

Senator Woodall: "Point of parliamentary inquiry. I believe after the fiftieth day, reconsideration must be had on the same working day."

REPLY BY THE PRESIDENT

The President: "The information presented by Senator Woodall is correct as per Rule 31. The measure must be reconsidered today."

MOTION

Senator Ridder moved that his notice of reconsideration of the vote by which Engrossed Senate Bill No. 474 passed the Senate be made a special order of business for 4:00 p.m. today.

POINT OF ORDER

Senator Uhlman: "Point of order."

The President: "The Senator will state his point."

Senator Uhlman: "Are we not under Call of the Senate and is it not necessary that every individual who is listed present under the Call vote on this particular motion?"

REPLY BY THE PRESIDENT

The President: "The President believes that a roll call would be necessary and have each person vote."

The motion by Senator Ridder was lost.

POINT OF ORDER

Senator McCormack: "Point of order."

The President: "Senator McCormack will please state his point of order."

Senator McCormack: "Mr. President, Senator Ridder had moved to reconsider and then there was a motion to make that motion a special order of business. I believe that the original motion by Senator Ridder is still before us."

REPLY BY THE PRESIDENT

The President: "The motion by Senator Ridder to make Engrossed Senate Bill No. 474 a special order of business was defeated, Senator. The President has received a notice of reconsideration from Senator Ridder and the President was about to rule that Senator Ridder has today in which to have the measure reconsidered if he wishes to do so."

MOTIONS

Senator Ridder moved that reconsideration of the vote by which Engrossed Senate Bill No. 474 passed the Senate be made a special order of business for 3:55 p.m. today.

The motion was lost on a rising vote.

Senator Ridder moved that the Senate do immediately reconsider the vote by which Engrossed Senate Bill No. 474 passed the Senate.

POINT OF INQUIRY

Senator Elicker: "Would Senator Ridder yield to a question? Senator Ridder, I have a little bit of a problem. About a half an hour ago you stood and made a very eloquent speech in favor of your amendment which was carried to a large extent, I think, by the members of your party on your side of the aisle. You proposed no further amendment to the bill. Now that it has been amended the way you wanted it, you are telling us now to defeat it. Is this in effect correct? Do I have this straight?"

Senator Ridder: "I and Senator Greive are co-partners in this. I still do not feel happy or contented with this bill. I still feel that this bill needs a good deal of looking at and for that reason I am against it. I think we should do these things in much calmer deliberation than sitting here on this floor and arguing party against party."

Further debate ensued.

The motion by Senator Ridder to immediately reconsider the vote by which Engrossed Senate Bill No. 474 passed the Senate failed to carry on a rising vote.

MOTION

It was moved by Senator Woodall that Engrossed Senate Bill No. 474 be immediately transmitted to the House and the motion was carried.

SENATE BILL NO. 512, by Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren:

Enacting the Washington State Labor Relations Act.

The Senate resumed consideration of Senate Bill No. 512 and the following amendment by Senator Donohue:

On page 2, section 2, subsection 3, after "organization;" strike all the material down through "employee;" on line 4. And the amendment by Senator McCormack to the amendment by Senator Donohue to page 2, section 2, subsection 3, to restore the deleted wording after "in agriculture;"

PARLIAMENTARY INQUIRY

Senator Greive: "Parliamentary inquiry. Several people have asked me what they are voting on. Would you be good enough to tell them what the amendment is, whose amendment it is and what it does, please?"

REPLY BY THE PRESIDENT

The President: "The first amendment as presented by Senator Donohue on page 2, section 2, subsection 3, line 2, after 'organization' strikes all the material down through 'employee' on line 4. Then Senator McCormack offered an amendment to the amendment on page 2, section 2, line 2, restoring the deleted wording after the words 'in agriculture'."

POINT OF ORDER

Senator Day: "Point of order."

The President: "Senator Day will state his point of order."

Senator Day: "Mr. President, I believe we have already adopted the amendment to the amendment and we are now voting on the amendment as amended."

The President: "Yes, Senator Day."

Senator Greive demanded a roll call on the question of the adoption of the amendment by Senator Donohue as amended by Senator McCormack and the demand was sustained by Senators Bailey, Uhlman, Huntley, Stortini, McCutcheon, Peterson (Lowell), Dore, Mardesich and Twigg.

ROLL CALL

The Secretary called the roll and the amendment by Senator Donohue as amended by Senator McCormack was not adopted by the following vote: Yeas, 16; nays, 32; excused, 1.

Voting yea: Senators Canfield, Day, Donohue, Faulk, Guess, Henry, Huntley, Lewis (Harry), McDougall, Matson, Metcalf, Odegaard, Twigg, Washington, Wilson, Woodall—16.

Voting nay: Senators Atwood, Bailey, Connor, Cooney, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Williams—32.

Excused: Senator Andersen—1.

The motion lost and the amendment as amended was not adopted.

POINT OF INQUIRY

Senator Atwood: "Would Senator Durkan yield to a question? Senator Durkan, this bill sets up a new board, a new program. Can you tell me the fiscal impact and if you do have it, is it in your budget?"

Senator Durkan: "Mr. President, as the bill sets up a new agency, it does have a fiscal impact and as far as the fiscal impact is concerned, we understand that it is budgeted for about between \$50,000 and \$100,000. As far as the amount concerned, Senator Dore and myself were going to consider that in a supplemental."

Senator Atwood: "You don't have a fiscal note you can give this body at this time?"

Senator Durkan: "We don't have the exact figure, Senator."

Senator Atwood: "Has the budget committee done a fiscal note on this?"

Senator Durkan: "No, they haven't, Senator."

MOTIONS

Senator Atwood moved that Senate Bill No. 512 be referred to the Committee on Ways and Means.

Senator Greive moved that the motion by Senator Atwood be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Uhlman, Herr, Stortini, Peterson (Lowell), Dore, Cooney, Knoblauch, Mardesich and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay upon the table the motion by Senator Atwood to refer Senate Bill No. 512 to the Committee on Ways and Means failed by the following vote: Yeas, 23; nays, 25; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Wilson—23.

Voting nay: Senators Atwood, Canfield, Donohue, Durkan, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Washington, Williams, Woodall—25.

Excused: Senator Andersen—1.

Senator Uhlman demanded a roll call on the motion by Senator Atwood to refer Senate Bill No. 512 to the Committee on Ways and Means—Appropriations and the demand was sustained by Senators Metcalf, Greive, McCormack, Dore, Knoblauch, Peterson (Lowell), Stortini, Mardesich, McDougall and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Atwood to refer Senate Bill No. 512 to the Committee on Ways and Means—Appropriations carried by the following vote: Yeas, 26; nays, 22; excused, 1.

Voting yea: Senators Atwood, Canfield, Donohue, Durkan, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Harry), Lewis (Brian), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Washington, Williams, Woodall—26.

Voting nay: Senators Bailey, Connor, Cooney, Day, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Stortini, Talley, Uhlman, Walgren, Wilson—22.

Excused: Senator Andersen—1.

MOTION

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

SENATE BILL NO. 115, by Senators Greive, Knoblauch and Peterson (Ted):
Changing size and powers of the state board of pharmacy.

REPORT OF STANDING COMMITTEE

March 3, 1969.

SUBSTITUTE SENATE BILL NO. 115, changing size and powers of the state board of pharmacy (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: That Substitute Senate Bill No. 115 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell).

MOTIONS

On motion of Senator Atwood, the committee report was adopted, Substitute Senate Bill No. 115 was substituted for Senate Bill No. 115, and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Day, Substitute Senate Bill No. 115 was ordered to be placed at the end of the second reading calendar for today.

SENATE BILL NO. 421, by Senators Atwood, Bailey and Woodall (by departmental request):

Providing rules for corporations.

REPORT OF STANDING COMMITTEE

February 27, 1969.

SENATE BILL NO. 421, providing rules for corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 26, after "hundred and" and before "days" strike "twenty" and insert "[twenty] eighty"

On page 4, add new sections following section 3 as follows:

"NEW SECTION. Sec. 4. There is added to chapter 53, Laws of 1965 and Title 23A RCW a new section to read as follows:

"Nothing contained in this Title shall be construed to limit or repeal additional requirements imposed by statute on corporations subject to the jurisdiction of state regulatory agencies.

"NEW SECTION. Sec. 5. Section 4 of this amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 4 of the title after "RCW 23A.08.480;" and before "amending" strike "and"

In line 6 of the title after "RCW 23A.40.020" and before the period insert "; adding a new section; and declaring an emergency"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 421 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Gissberg: "May I inquire of either Senator Atwood or Senator Uhlman as to whether or not the amendments adopted by the Judiciary Committee go to the question of closing the loopholes that apparently some sharp attorney found with respect to merger of corporations and thus enable the transfer of certificates of public use and necessity issued by the Utilities and Transportation Commission without approval of that body?"

Senator Uhlman: "Senator Gissberg, I didn't hear the very first portion of your question but in answer to the latter portion, the last amendment which we introduced was designed to take care of that particular situation. This is put on at the request of the commission because there definitely was not ever in the intent of the statute that you could have a merger or a consolidation without the approval of the commission."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 421, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams—45.

Absent or not voting: Senators Canfield, Ryder, Woodall—3.

Excused: Senator Andersen—1.

ENGROSSED SENATE BILL NO. 421, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 418, by Senators Day, Matson and Greive:
Authorizing certain changes in the state board of health.

REPORT OF STANDING COMMITTEE

February 26, 1969.

SENATE BILL NO. 418, authorizing certain changes in the state board of health (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendment:

In section 1, line 18, after the period strike all the matter down to and including "health," on line 21 and insert "[The director shall be chairman and executive officer of the board and, with the advice and assistance of the board, shall have charge and supervision of the department of health.]"

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Keefe, McCutcheon, Odegaard, Peterson (Lowell).

The bill was read the second time by sections.

On motion of Senator Day, the committee amendment was adopted.

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 418 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Day yield to a question? Senator Day, I have difficulty in understanding what you mean in the bill on line 13 where it says 'to consumers of health care'. Does this mean any citizen of the state of Washington or is there a reason for that verbage?"

Senator Day: "No, it was felt that we wanted to emphasize the fact that consumers in health care need representation on all boards and commissions."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 418, and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 5; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-39.

Voting nay: Senators Elicker, Holman, McDougall, Newschwander-4.

Absent or not voting: Senators Atwood, Canfield, Huntley, Pritchard, Ryder-5.

Excused: Senator Andersen-1.

ENGROSSED SENATE BILL NO. 418, having received the constitutional 3 ajority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 372, by Senators Williams and Foley:

Regulating leases of public lands.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Senate Bill No. 372 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 372, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-43.

Absent or not voting: Senators Atwood, Canfield, Gissberg, McCutcheon, Ryder-5.

Excused: Senator Andersen-1.

SENATE BILL NO. 372, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 414, by Senators Woodall, Marquardt and Faulk:

Changing mandatory attendance in public schools to through grade nine.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 414 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 414, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Atwood, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Bailey, Connor, Ridder, Ryder-4.

Excused: Senator Andersen-1.

SENATE BILL NO. 414, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 89, by Senators Greive, Talley and Peterson (Ted) (by Legislative Council request):

Restricting the use of public tidelands.

On motion of Senator Greive, Substitute Senate Bill No. 89 was substituted for Senate Bill No. 89, and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Greive, the following amendment was adopted:

On page 3, section 7, line 1, beginning with "This" strike the entire section and substitute "This act shall only apply in class AA counties."

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed Substitute Senate Bill No. 89 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Guess: "Would Senator Greive yield to a question? Senator Greive, is this a state zoning ordinance?"

Senator Greive: "Yes."

Senator Guess: "Senator Greive, I notice that the bill is limited to King county or Class AA counties. Next session could this apply to other counties if the legislature so desired?"

Senator Greive: "This bill could apply to other counties if they so desired. That is always a possibility. It is a peculiar problem and I would be glad to discuss it at some detail if you so desire. It is desired by all the elements in King county, that is all the political elements, the major governmental elements."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 89, and the bill passed the Senate by the following vote: Yeas, 30; nays, 15; absent or not voting, 3; excused, 1.

Voting yea: Senators Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—30.

Voting nay: Senators Atwood, Foley, Gissberg, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Twigg—15.

Absent or not voting: Senators Bailey, Ryder, Williams—3.

Excused: Senator Andersen—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 89, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 245, by Senators Sandison, Ryder, Lewis (Harry), Dore, Keefe, Ridder, Marquardt, Durkan, Pritchard, Donohue, Twigg and Holman (by Advisory Council on Public Higher Education request):

Establishing a higher education student aid program.

MOTION

Senator Stender moved that Senate Bill No. 245 be placed on the second reading calendar for tomorrow. The motion lost.

REPORT OF STANDING COMMITTEE

February 24, 1969.

SENATE BILL NO. 245, establishing a higher education student aid program (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 10, after "needy" and before "students" insert "or disadvantaged"

On page 1, section 2, line 21, after "needy" and before "students" insert "or disadvantaged"

On page 2, section 3, following subsection (4), add a new subsection as follows:

"(5) The term "disadvantaged student" shall mean a post high school student who by reason of adverse cultural, educational, environmental, experimental, familial or other circumstances is unable to qualify for enrollment as a full time student in an institution of higher learning, who would otherwise qualify as a needy student, and who is attending an institution of higher learning under an established program designed to qualify him for enrollment as a full time student."

On page 4, section 6, line 33, after "needy" and before "student" insert "or disadvantaged"

On page 5, section 6, line 1, after "needy" and before "students" insert "or disadvantaged"

On page 6, section 8, line 11, after "needy student" and before "as" insert "or disadvantaged student"

On page 6, section 8, line 12, after "(4)" and before "of" insert "and 3 (5)"
 On page 6, section 8, line 16, after "dent" and before "at" insert "or is a student under an established program designed to qualify him for enrollment as a full time student"

On page 7, section 15, line 6, after "Sec. 15." and before "commission" strike "The" and insert "Subject to the provisions of chapter 41.06 RCW, state civil service law, or the higher education personnel board statute, if enacted by the forty-first legislature as Senate Bill 246, the"

In line 2 of the title after "needy" and before "students" insert "or disadvantaged"

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Lewis (Harry), McCormack, Ryder, Uhlman, Williams.

REPORT OF STANDING COMMITTEE

March 2, 1969.

SENATE BILL NO. 245, establishing a higher education student aid program (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 7, after the period on line 17 insert a new section to read as follows:

"NEW SECTION. Sec. 18. There is hereby appropriated from the state general fund to the Washington state student financial aid commission for the biennium ending June 30, 1971, the sum of six hundred thousand dollars or so much thereof as may be necessary to carry out the provisions of this act: PROVIDED, That if this measure is enacted without the provisions of section 4 of this act then such appropriation shall be administered by the higher education facilities commission until a student financial aid commission is established."

Renumber the remaining sections consecutively.

In line 3 of the title, after "state;" and before "and" insert "making an appropriation;"

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegard, Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams.

The bill was read the second time by sections.

On motion of Senator Sandison, the amendments by the Committee on Higher Education and Libraries were adopted.

On motion of Senator Dore, the amendments by the Committee on Ways and Means were adopted.

Senator Atwood moved adoption of the following amendments:

On page 4, section 6, line 18, after "exceed the" strike "discrepancy" and insert "difference"

On page 5, section 7, line 21, after "been" strike "dispensed" and insert "disbursed"

On page 6, section 7 (5), line 6, strike subsection (5) on lines 6 through 8.

On page 6, section 13, line 31, after "bequests, and" strike "devices" and insert "devises"

On page 6, section 13, line 33, after "to" strike "those" and insert "that"

Senator Stender moved the adoption of the following amendments:

On page 1, section 1, line 9, after "financial" and before "program" strike "aid" and insert "loan"

On page 2, section 3, line 4, after "mean" insert "state" and after "loans" strike "and/or grants"

On page 3, section 5, line 21, after "combining" insert "state"

On page 3, section 5, line 29, after "Washington" insert "who obligate themselves to repay the loans advanced for the educational opportunities received"

On page 4, section 6, line 16, after "state" insert "loan" and on line 18 after "state" insert "loan"

On page 4, section 6, line 32, after "of" strike "financial aid to be awarded" and insert "a loan to be made"

On page 5, section 6, line 1, after "(5)" strike "Award" and insert "Lend" and on line 6 after "and" strike "adjust" and insert "authorize" and after "aid" insert "by loans"

On page 5, section 7, line 21, after "dispensed." strike "Funds from grants" and insert "Loan authorizations"

On page 5, section 7, line 24, after "A" strike "grant" and insert "loan authorization"

On page 6, section 13, line 33, strike "those" and insert "loans"

On page 7, section 19, line 22, strike all of section 19.

POINT OF INQUIRY

Senator Canfield: "Will Senator Stender yield to a question? Senator, don't you mean to strike the word 'aid' and insert 'loan'?"

Senator Stender: "Yes, that is correct, doesn't the amendment do that? I am sorry, it should have been strike 'aid'."

MOTIONS

Senator Washington moved that Senate Bill No. 245 be held over until the proper place on the second reading calendar.

Senator Sandison moved that the motion by Senator Washington be laid upon the table.

The motion by Senator Washington was laid upon the table on a rising vote.

POINT OF INQUIRY

Senator Williams: "Would Senator Stender yield to a question? Senator is the purpose of your amendments to make this only a loan program?"

Senator Stender: "The amendments go to that."

MOTION

Senator Keefe moved that all amendments by Senator Stender be laid upon the table.

Senator Metcalf demanded a roll call and the demand was sustained by Senators Stender, Matson, Newschwander, Faulk, Atwood, Dore, Keefe, Canfield, Guess and Twigg.

ROLL CALL

The Secretary called the roll and the motion by Senator Keefe to lay upon the table all amendments proposed by Senator Stender carried by the following vote: Yeas, 30; nays, 13; absent or not voting, 5; excused, 1.

Voting yea: Senators Atwood, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Marquardt, Matson, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Uhlman, Washington, Williams—30.

Voting nay: Senators Canfield, Guess, Huntley, Lewis (Brian), McDougall, Mardesich, Metcalf, Newschwander, Stender, Talley, Twigg, Walgren, Wilson—13.

Absent or not voting: Senators Bailey, Henry, Peterson (Ted), Ryder, Woodall—5.

Excused: Senator Andersen—1.

MOTIONS

On motion of Senator Atwood, Senator Ryder was excused.

On motion of Senator Greive, Senator Bailey was excused.

PERSONAL PRIVILEGE

Senator Guess: "Point of personal privilege. This bill has been before us since the last days of the last session. It has been the subject of quite a bit of discussion by the committee during the interim and as Senator Stender has so ably pointed out, something for nothing is worth nothing and I was very hopeful that we would take the bill and put it into a form which would promote and permit loans rather than gifts.

"For the last six years it has been my pleasure and privilege to work with the Washington State University, University of Idaho and Gonzaga University during which time the organization to which I belong has granted some twelve scholarships. The recipients of these have been a disappointment to me. As a result of the granting of some seventy-two scholarships which were direct grants without any strings attached, I have had a total of four thank you letters and for that reason I have cancelled with the board approval, all but the scholarships at Washington State University.

"It is a sad commentary on the situation in an institution of higher learning when scholarships are passed out willy nilly or with some program of selection and then to have the donor of the scholarship totally ignored and I would expect that we will see the same degree of respect for this program that I have experienced in private life and I am very disappointed that the amendments did not stick and I will, therefore, vote against the bill."

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 245 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Keefe: "Would Senator Sandison yield? How many states have this bill now, about forty?"

Senator Sandison: "Senator Keefe, there are seventeen states that have statutes very identical to this. There are about twenty other states that have somewhat similar statutes and most of them a great deal more liberal than this."

Senator Canfield: "Senator Sandison, would you yield to a question? Senator, my first question and by the way I want to commend your committee for the work they have done on this and I do agree with the package approach which you have so clearly outlined; but my first question is this, in view of the type of students who undoubtedly will be mostly considered, that is the low income and the underprivileged group, and in view of their lack of probable scholarship qualifications since it is based upon need and in view of the crowded conditions of our public institutions of higher learning, what percentage of these students do you estimate would go to private schools?"

Senator Sandison: "Senator, based on the other states that have somewhat equal provisions as would be in this bill, we would anticipate that not quite one-third would go to private schools and this is highly problematical because we have a better vocational-technical setup in this state. In other words, we have four or five excellent vocational-technical schools, several community colleges with vocational-technical programs, so if anything, the one-third would be very conservative."

Senator Canfield: "My second question is this, a commission is created and the commission administers the act under the direction of one whom you call an executive director. My question is directed to what you think would be the overhead of the executive director, his staff, his office and the expenses incident to the office and the necessary people who would have to collect the data on these students and supervise their work. I would like to get a rough percentage of the overhead out of the \$600,000 appropriated."

Senator Sandison: "It would be a rough figure. We could give you a fairly exact fiscal note. The fiscal note on this is \$50,000."

Senator Guess: "Would Senator Dore yield to a question? Senator Dore, on page 3, line 21, 'the package approach of combining loans', could you explain that portion?"

Senator Dore: "The testimony before the committee as I understand Senator Sandison's committee recommended the package approach. In other words, this board in interviewing the students to determine if they have the need for the money and they satisfy the requirements, perhaps they could loan them the entire amount of money or part of it or they could loan them part, grant them part, or they could require him to work a half day and make part of the money himself. That is what they mean by the package approach."

Senator Guess: "Thank you very much, Senator Dore."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 245, and the bill passed the Senate by the following vote: Yeas, 36; nays, 9; absent or not voting, 1; excused, 3.

Voting yea: Senators Atwood, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams, Woodall—36.

Voting nay: Senators Canfield, Guess, Huntley, Metcalf, Newschwander, Stender, Talley, Walgren, Wilson—9.

Absent or not voting: Senator Peterson (Ted)—1.

Excused: Senators Andersen, Bailey, Ryder—3.

ENGROSSED SENATE BILL NO. 245, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 5:45 p.m. on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, March 7, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, March 7, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Woodall. On motion of Senator Atwood, Senator Woodall was excused.

The Color Guard, consisting of Pages Andy Ridder, Color Bearer, and Nancy Rosenkranz, presented the Colors. Reverend Glen D. Cole, pastor of the First Assembly of God Church of Olympia, offered prayer as follows:

"Heavenly Father, grant us today, we pray Thee, a cleansing in mind and a renewal of life, that we may live unto Thee. As this body of legislators grapples with the problems of state may they have a great consciousness of Your abiding presence. We turn to Your word for direction and a question asked by the prophet Micah seems appropriate for this hour: 'He has showed you, O man, what is good; and what does the Lord require of you but to do justice, and to love kindness, and to walk humbly with your God? May this be our direction for another day . . . to do justice, to love kindness, and to walk humbly with our God.'

"Help us, O God, to listen to conscience, the greatest evangelist in the world. Help us to perform rigorously the convictions of our conscience, rather than to always listen to our intellect as Pilate of old. May everyone of us be this day a servant of God to the people who have asked us to serve in so noble a capacity.

"Accept now our thanks for Your bounty and blessing, and for Your answer to our prayer, in the Name of Jesus. Amen."

The prayer was ordered printed and distributed.

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

REPORTS OF STANDING COMMITTEES

February 20, 1969.

SENATE BILL NO. 174, permitting organizations of employment agencies and prescribing methods of operations (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 174 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Keefe, Knoblauch, McCormack, McDougall, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 226, requiring safety glass in campers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Keefe, Knoblauch, McCormack, McDougall, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

January 30, 1969.

SENATE BILL NO. 264, providing psychological services under disability insurance contracts (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Keefe, Knoblauch, McCormack, McDougall, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

SENATE BILL NO. 319, abolishing tax on banks (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Keefe, Knoblauch, McCormack, McDougall, Ryder, Twigg.

MOTION

On motion of Senator McCormack, Senate Bill No. 319 was referred to the Committee on Ways and Means—Revenue and Taxation.

March 7, 1969.

SENATE BILL NO. 570, creating low cost housing (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Without recommendation.

Signed by: Senators Mardesich, Chairman; Andersen, Foley, Gissberg, Greive, Keefe, Knoblauch, McCormack, Stortini, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SUBSTITUTE HOUSE BILL NO. 95, providing procedures in probate (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE BILL NO. 192, paying interest on inheritance tax and escheat refunds (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE BILL NO. 350, permitting justice courts to impose, defer or suspend sentences (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

Office of the Governor, March 3, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

HOWARD MORGAN, appointed March 9, 1967, for a term ending March 9, 1973, succeeding Jack C. Cole.

Sincerely,

DANIEL J. EVANS

Governor.

Referred to the Committee on Higher Education and Libraries.

MESSAGES FROM THE HOUSE

March 6, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 183, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 6, 1969.

Mr. President: The House has passed:
 ENGROSSED HOUSE BILL NO. 14,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 91,
 ENGROSSED HOUSE BILL NO. 282,
 HOUSE BILL NO. 290,
 ENGROSSED HOUSE BILL NO. 346,
 ENGROSSED HOUSE BILL NO. 358,
 ENGROSSED HOUSE BILL NO. 393,
 ENGROSSED HOUSE BILL NO. 407,
 ENGROSSED HOUSE BILL NO. 419,
 ENGROSSED HOUSE BILL NO. 467,
 HOUSE BILL NO. 470,
 ENGROSSED HOUSE BILL NO. 490,
 HOUSE BILL NO. 518,
 SUBSTITUTE HOUSE BILL NO. 581,
 ENGROSSED HOUSE BILL NO. 603,
 ENGROSSED HOUSE BILL NO. 722,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 14, by Representatives Marsh and Kirk:
 An Act relating to state government; and amending section 43.09.090, chapter 8, Laws of 1965 and RCW 43.09.090.

Referred to Committee on Public Institutions.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 91, by Committee on Agriculture:
 An Act relating to the control of noxious weeds; adding a new chapter to Title 17 RCW; and prescribing penalties.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 282, by Representatives Chatalas, O'Brien, Juelling and O'Dell:

An Act relating to savings and loan associations; amending section 7, chapter 235, Laws of 1945 as amended by section 1, chapter 246, Laws of 1963 and RCW 33.08.060; amending section 7, chapter 280, Laws of 1959 and RCW 33.08.110; amending section 29, chapter 235, Laws of 1945 as amended by section 2, chapter 246, Laws of 1963 and RCW 33.12.010; amending section 12, chapter 235, Laws of 1945 as amended by section 2, chapter 20, Laws of 1949 and RCW 33.20.010; amending section 67, chapter 235, Laws of 1945, as amended by section 6, chapter 20, Laws of 1949 and RCW 33.24.100; amending section 77, chapter 235, Laws of 1945 as amended by section 4, chapter 222, Laws of 1961 and RCW 33.28.020; amending section 4, chapter 122, Laws of 1955 as amended by section 9, chapter 246, Laws of 1963 and RCW 33.48.030; amending section 9, chapter 122, Laws of 1955 as amended by section 6, chapter 49, Laws of 1967 and RCW 33.48.080; adding new sections to chapter 235, Laws of 1945 and to Title 33 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 290, by Representatives Berentson, McCormick, O'Dell and Veroske:

An Act relating to rules of the road; and amending section 15, chapter 155, Laws of 1965 ex. sess. as amended by section 58, chapter 145, Laws of 1967 ex. sess. and RCW 46.61.100.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 346, by Representatives Bledsoe, Flanagan, Bozarth, Berentson, Hubbard, Amen, Newhouse, Schumaker, Jolly, Morrison, Hatfield, Spanton and Haussler:

An Act relating to beef and beef products and the sale and promotion thereof; creating a state beef commission; levying assessments; and declaring an emergency.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 358, by Representatives McCaffree, Haussler and Bledsoe (by departmental request):

An Act relating to revenue and taxation and the revaluation of property; and amending sections 84.41.030 and 84.41.040, chapter 15, Laws of 1961 and RCW 84.41.030 and 84.41.040.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 393, by Representatives Goldsworthy, Saling and Backstrom:

An Act relating to payment of public officers and employees and other payees; amending section 1, chapter 130, Laws of 1891, as amended by section 1, chapter 25, Laws of 1967 ex. sess. and RCW 42.16.010; amending section 2, chapter 25, Laws of 1967 ex. sess. and RCW 42.16.011; amending section 4, chapter 25, Laws of 1967 ex. sess. and RCW 42.16.013; amending section 5, chapter 25, Laws of 1967 ex. sess. and RCW 42.16.014; and adding new sections to chapter 41.04 RCW.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 407, by Representatives Berentson, Perry and Pardini:

An Act relating to state government; amending section 2, chapter 1, Laws of 1961, as amended by section 48, chapter 8, Laws of 1967 ex. sess., and RCW 41.60.020; amending section 8, chapter 1, Laws of 1961, and RCW 41.06.080; adding new sections to chapter 1, Laws of 1961 and to chapter 41.06 RCW; repealing section 6, chapter 1, Laws of 1961, and RCW 41.06.060; declaring an emergency; and providing an effective date.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 419, by Representatives Brown, Evans, Randall and Kink:

An Act relating to education; creating intermediate school districts to assist in administering the education program of the state; providing for the election of intermediate school district boards of education, the appointment of intermediate school district superintendents, and prescribing their respective duties; amending section 27, chapter 104, Laws of 1903, as last amended by section 1, chapter 163, Laws of 1955, and RCW 27.16.010; amending section 28, chapter 104, Laws of 1903, as last amended by section 2, chapter 163, Laws of 1955, and RCW 27.16.020; amending section 3, page 320, chapter 97, Laws of 1909, and RCW 27.16.030; amending section 4, page 320, chapter 97, Laws of 1909, as amended by section 3, chapter 163, Laws of 1955, and RCW 27.16.040; amending section 5, page 320, chapter 97, Laws of 1909, as amended by section 4, chapter 163, Laws of 1955, and RCW 27.16.050; amending section 6, page 320, chapter 97, Laws of 1909, as amended by section 5, chapter 163, Laws of 1955, and RCW 27.16.060; amending section 2, page 230, chapter 97, Laws of 1909 and RCW 28.02.020; amending section 3, chapter 20, Laws of 1955 and RCW 28.02.070; amending section 3, page 231, chapter 97, Laws of 1909, as amended by section 4, chapter 158, Laws of 1967, and RCW 28.03.030; amending section 2, chapter 49, Laws of 1965 ex. sess., as amended by section 2, chapter 12, Laws of 1967, and RCW 28.03.050; amending section 7, chapter 154, Laws of 1965 ex. sess., and RCW 28.24.080; amending section 10, chapter 154, Laws of 1965 ex. sess., and RCW 28.24.110; amending section 4, page 365, chapter 97, Laws of 1909 and RCW 28.27.040; amending section 9, page 367, chapter 97, Laws of 1909 and RCW 28.27.080; amending section 10, page 368, chapter 97, Laws of 1909, and RCW 28.27.102; amending section 3, chapter 276, Laws of 1959, as amended by section 1, chapter 162, Laws of 1965 ex. sess., and RCW 28.48.010; amending section 9, chapter 141, Laws of 1945 as amended by section 2, chapter 162, Laws of 1965 ex. sess., and RCW 28.48.030; amending section 5, page 312, chapter 97, Laws of 1909 and RCW 28.48.050; amending section 6, page 313, chapter 97, Laws of 1909, as last amended by section 14, chapter 28, Laws of 1933, and RCW 28.48.055; amending section 1, chapter 139, Laws of 1925 ex. sess., and RCW 28.48.060; amending section 13, page 314, chapter 97, Laws of 1909, and RCW 28.48.090; amending section 1, page 309, chapter 97, Laws of 1909, as amended by section 1, chapter 85, Laws of 1911, and RCW 28.48.100; amending section 11, chapter 266, Laws of 1947 and RCW 28.57.030; amending section 12, chapter 266, Laws of 1947 and RCW 28.57.040; amending

section 13, chapter 266, Laws of 1947, as last amended by section 2, chapter 268, Laws of 1959, and RCW 28.57.050; amending section 19, chapter 266, Laws of 1947, as last amended by section 1, chapter 129, Laws of 1957, and RCW 28.57.070; amending section 21, chapter 266, Laws of 1947, as last amended by section 1, chapter 296, Laws of 1957, and RCW 28.57.090; amending section 3, chapter 266, Laws of 1947 and RCW 28.57.130; amending section 9, chapter 266, Laws of 1947 and RCW 28.57.140; amending section 5, chapter 266, Laws of 1947, as last amended by section 1, chapter 108, Laws of 1965 ex. sess., and RCW 28.57.150; amending section 15, chapter 266, Laws of 1947 and RCW 28.57.170; amending section 16, chapter 266, Laws of 1947, as amended by section 14, chapter 268, Laws of 1959, and RCW 28.57.180; amending section 17, chapter 266, Laws of 1947 and RCW 28.57.190; amending section 18, chapter 266, Laws of 1947 and RCW 28.57.200; amending section 26, chapter 266, Laws of 1947 and RCW 28.57.240; amending section 5, chapter 268, Laws of 1959 and RCW 28.57.245; amending section 23, chapter 130, Laws of 1961 and RCW 28.57.255; amending section 28, chapter 266, Laws of 1947 and RCW 28.57.260; amending section 31, chapter 266, Laws of 1947 and RCW 28.57.290; amending section 32, chapter 266, Laws of 1947 and RCW 28.57.300; amending section 24, chapter 266, Laws of 1947, as amended by section 7, chapter 268, Laws of 1959 and RCW 28.57.350; amending section 34, chapter 266, Laws of 1947, as amended by section 9, chapter 268, Laws of 1959, and RCW 28.57.370; amending section 38, chapter 266, Laws of 1947 and RCW 28.57.390; amending section 1, chapter 30, Laws of 1963 and RCW 28.58.530; amending section 3, chapter 68, Laws of 1955, as amended by section 1, chapter 241, Laws of 1961, and RCW 28.67.070; amending section 143, chapter 118, Laws of 1897, as last amended by section 3, chapter 47, Laws of 1961, and RCW 28.70.040; amending section 2, page 338, chapter 97, Laws of 1909, as amended by section 2, chapter 162, Laws of 1915, and RCW 28.70.060; amending section 3, page 336, chapter 97, Laws of 1909, as amended by section 20, chapter 139, Laws of 1965, and RCW 28.70.110; amending section 5, page 337, chapter 97, Laws of 1909, as amended by section 1, chapter 16, Laws of 1911, and RCW 28.70.140; amending section 21, chapter 139, Laws of 1965, and RCW 28.71.100; amending section 5, chapter 128, Laws of 1917, as amended by section 23, chapter 139, Laws of 1965, and RCW 28.81.100; amending section 6, page 359, chapter 97, Laws of 1909 and RCW 28.87.030; amending section 2, page 357, chapter 97, Laws of 1909, and RCW 28.87.050; amending section 1, page 357, chapter 97, Laws of 1909 and RCW 28.87.070; amending section 3, page 357, chapter 97, Laws of 1909 and RCW 28.87.080; amending section 1, chapter 126, Laws of 1917 and RCW 28.87.090; amending section 4, page 358, chapter 97, Laws of 1909 and RCW 28.87.100; amending section 5, page 358, chapter 97, Laws of 1909 and RCW 28.87.110; amending section 15, page 361, chapter 97, Laws of 1909 and RCW 28.87.170; amending section 2, page 363, chapter 97, Laws of 1909, as amended by section 23, chapter 90, Laws of 1919, and RCW 28.88.020; amending section 29.21.080, chapter 9, Laws of 1965, and RCW 29.21.080; amending section 29.21.085, chapter 9, Laws of 1965 and RCW 29.21.085; amending section 29.21.150, chapter 9, Laws of 1965 and RCW 29.21.150; amending section 29.21.180, chapter 9, Laws of 1965 and RCW 29.21.180; amending section 36.16.050, chapter 4, Laws of 1963 and RCW 36.16.050; amending section 36.16.070, chapter 4, Laws of 1963 and RCW 36.16.070; amending section 36.68.030, chapter 4, Laws of 1963 and RCW 36.68.030; amending section 36.68.040, chapter 4, Laws of 1963 and RCW 36.68.040; amending section 1, chapter 80, Laws of 1947, as last amended by section 11, chapter 50, Laws of 1967 and RCW 41.32.010; amending section 42, chapter 80, Laws of 1947 as last amended by section 4, chapter 50, Laws of 1967 and RCW 41.32.420; amending section 72.40.060, chapter 28, Laws of 1959 and RCW 72.40.060; amending section 72.40.070, chapter 28, Laws of 1959 and RCW 72.40.070; amending section 72.40.080, chapter 28, Laws of 1959 and RCW 72.40.080; amending section 72.40.100, chapter 28, Laws of 1959 and RCW 72.40.100; amending section 28A.02.070, 28A.03.030, 28A.03.050, 28A.24.080, 28A.27.040, 28A.27.080, 28A.27.102, 28A.48.010, 28A.48.030, 28A.48.050, 28A.48.055, 28A.48.060, 28A.48.909, 28A.48.100, 28A.57.031, 28A.57.032, 28A.57.033, 28A.57.035, 28A.57.040, 28A.57.050, 28A.57.070, 28A.57.075, 28A.57.090, 28A.57.130, 28A.57.140, 28A.57.150, 28A.57.170, 28A.57.180, 28A.57.190, 28A.57.200, 28A.57.240, 28A.57.245, 28A.57.255, 28A.57.260, 28A.57.290, 28A.57.300, 28A.57.328, 28A.57.350, 28A.57.370, 28A.57.390, 28A.58.225, 28A.58.530, 28A.67.070, 28A.70.110, 28A.70.140, 28A.71.100,

28A.87.030, 28A.87.050, 28A.87.080, 28A.87.090, 28A.87.100, 28A.87.110, 28A.87.170, 28A.88.020 and 28B.40.380, chapter —, Laws of 1969 (HB 58) and RCW 28A.02.070, 28A.03.030, 28A.03.050, 28A.24.080, 28A.27.040, 28A.27.080, 28A.27.102, 28A.48.010, 28A.48.030, 28A.48.050, 28A.48.055, 28A.48.060, 28A.48.090, 28A.48.100, 28A.57.031, 28A.57.032, 28A.57.033, 28A.57.035, 28A.57.040, 28A.57.050, 28A.57.070, 28A.57.075, 28A.57.090, 28A.57.130, 28A.57.140, 28A.57.150, 28A.57.170, 28A.57.180, 28A.57.190, 28A.57.200, 28A.57.240, 28A.57.245, 28A.57.255, 28A.57.260, 28A.57.290, 28A.57.300, 28A.57.328, 28A.57.350, 28A.57.370, 28A.57.390, 28A.58.225, 28A.58.530, 28A.67.070, 28A.70.110, 28A.70.140, 28A.71.100, 28A.87.030, 28A.87.050, 28A.87.090, 28A.87.100, 28A.87.110, 28A.87.170, 28A.88.020 and 28B.40.380; repealing section 1, page 264, chapter 97, Laws of 1909 and RCW 28.01.030; repealing section 22, chapter 139, Laws of 1965, and RCW 28.01.035; repealing section 2, chapter 157, Laws of 1955 as amended by section 1, chapter 216, Laws of 1959, and RCW 28.19.010; repealing section 3, chapter 157, Laws of 1955 and RCW 28.19.020; repealing section 4, chapter 157, Laws of 1955, as amended by section 4, chapter 216, Laws of 1959, and RCW 28.19.030; repealing section 31, chapter 118, Laws of 1897, as last amended by section 5, chapter 216, Laws of 1959, and RCW 28.19.040; repealing section 32, chapter 118, Laws of 1897, as last amended by section 6, chapter 216, Laws of 1959, and RCW 28.19.050; repealing section 14, chapter 157, Laws of 1955, as amended by section 7, chapter 216, Laws of 1959, and RCW 28.19.060; repealing section 6, page 284, chapter 97, Laws of 1909 and RCW 28.19.070; repealing section 7, page 284, chapter 97, Laws of 1909, as amended by section 15, chapter 157, Laws of 1955, and RCW 28.19.080; repealing section 8, page 285, chapter 97, Laws of 1909, as amended by section 16, chapter 157, Laws of 1955, and RCW 28.19.090; repealing section 29, chapter 157, Laws of 1955, as amended by section 25, chapter 216, Laws of 1959, and RCW 28.19.110; repealing section 31, chapter 157, Laws of 1955, as last amended by section 18, chapter 139, Laws of 1965, and RCW 28.19.120; repealing section 32, chapter 157, Laws of 1955, as amended by section 8, chapter 216, Laws of 1959, and RCW 28.19.190; repealing section 1, chapter 139, Laws of 1965 and RCW 28.19.300; repealing section 2, chapter 139, Laws of 1965 and RCW 29.19.310; repealing section 3, chapter 139, Laws of 1965 as amended by section 1, chapter 67, Laws of 1967 ex. sess., and RCW 28.19.320; repealing section 4, chapter 139, Laws of 1965 and RCW 28.19.330; repealing section 5, chapter 139, Laws of 1965, and RCW 28.19.340; repealing section 6, chapter 139, Laws of 1965, and RCW 28.19.350; repealing section 7, chapter 139, Laws of 1965 and RCW 28.19.360; repealing section 8, chapter 139, Laws of 1965 and RCW 28.19.370; repealing section 9, chapter 139, Laws of 1965 and RCW 28.19.380; repealing section 12, chapter 139, Laws of 1965 and RCW 28.19.390; repealing section 13, chapter 139, Laws of 1965, and RCW 28.19.400; repealing section 14, chapter 139, Laws of 1965 and RCW 28.19.410; repealing section 15, chapter 139, Laws of 1965 and RCW 28.19.420; repealing section 30, chapter 157, Laws of 1955 as last amended by section 17, chapter 139, Laws of 1965 and RCW 28.19.430; repealing section 2, chapter 67, Laws of 1967 ex. sess., and RCW 28.19.440; repealing section 30, chapter 216, Laws of 1959 and RCW 28.19.900; repealing section 1, page 311, chapter 97, Laws of 1909, as last amended by section 5, chapter 67, Laws of 1967 ex. sess., and RCW 28.20.010; repealing section 24, chapter 157, Laws of 1955, as last amended by section 3, chapter 67, Laws of 1967 ex. sess., and RCW 28.20.013; repealing section 25, chapter 157, Laws of 1955, as amended by section 11, chapter 139, Laws of 1965, and RCW 28.20.015; repealing section 19, chapter 157, Laws of 1955 and RCW 28.20.020; repealing section 20, chapter 157, Laws of 1955, and RCW 28.20.030; repealing section 25, page 11, Laws of 1886 as last amended by section 10, chapter 216, Laws of 1959, and RCW 28.20.040; repealing section 28, chapter 216, Laws of 1959, as amended by section 19, chapter 139, Laws of 1965, and RCW 28.20.045; repealing section 1, page 315, chapter 97, Laws of 1909, as amended by section 10, chapter 90, Laws of 1919 and RCW 28.71.010; repealing section 2, page 315, chapter 97, Laws of 1909 and RCW 28.71.020; repealing section 4, page 315, chapter 97, Laws of 1909 and RCW 28.71.030; repealing section 8, page 316, chapter 97, Laws of 1909 and RCW 28.71.065; repealing section 9, page 316, chapter 97, Laws of 1909 and RCW 28.71.070; amending section 3, page 298, chapter 97, Laws of 1909 and RCW 28.63.020; amending section 3, page 301, chapter 97, Laws of 1909 and RCW 28.63.022; amending section 28A.57.326, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.326; repealing sections 28A.01.030,

28A.01.035, 28A.19.010, 28A.19.020, 28A.19.030, 28A.19.040, 28A.19.050, 28A.19.060, 28A.19.070, 28A.19.080, 28A.19.090, 28A.19.110, 28A.19.120, 28A.19.190, 28A.19.300, 28A.19.310, 28A.19.320, 28A.19.330, 28A.19.340, 28A.19.350, 28A.19.360, 28A.19.370, 28A.19.380, 28A.19.390, 28A.19.400, 28A.19.410, 28A.19.420, 28A.19.430, 28A.19.440, 28A.20.010, 28A.20.053, 28A.20.055, 28A.20.020, 28A.20.030, 28A.20.040 and 28A.20.095, chapter --, Laws of 1969 (HB 58), and RCW 28A.01.030, 28A.01.035, 28A.19.010, 28A.19.020, 28A.19.030, 28A.19.040, 28A.19.050, 28A.19.060, 28A.19.070, 28A.19.080, 28A.19.090, 28A.19.110, 28A.19.120, 28A.19.190, 28A.19.300, 28A.19.310, 28A.19.320, 28A.19.330, 28A.19.340, 28A.19.350, 28A.19.360, 28A.19.360, 28A.19.370, 28A.19.380, 28A.19.400, 28A.19.410, 28A.19.420, 28A.19.430, 28A.19.440, 28A.20.010, 28A.20.053, 28A.20.055, 28A.20.020, 28A.20.030, 28A.20.040 and 28A.20.095; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 467, by Representatives Kirk, Evans, Merrill, Conway, North, Schumaker, Leckenby, Fleming, Kuehnle, Wojahn, Mahaffey and Litchman (by executive request):

An Act creating a governor's youth advisory council of the state of Washington; and providing for the appointment of members, qualifications, terms of office and duties.

Referred to Committee on Public Institutions.

HOUSE BILL NO. 470, by Representatives Flanagan, Thompson, Smythe, Berentson, O'Dell and Zimmerman:

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

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 490, by Representatives Hoggins, Richardson and Chatalas:

An Act relating to education; amending section 3, chapter 68, Laws of 1955 as amended by section 1, chapter 241, Laws of 1961 and RCW 28.67.070; amending sections 2, 3, 5 and 6, chapter 241, Laws of 1961 and RCW 28.58.450, 28.58.460, 28.58.480 and 28.58.490; amending section 1, page 362, Laws of 1909 as amended by section 9, chapter 241, Laws of 1961 and RCW 28.88.010; adding new sections to chapters 28.19, 28.58 and 28.67 RCW; amending sections 28A.67.070, 28A.58.450, 28A.58.460, 28A.58.480, 28A.58.490 and 28A.88.010, chapter --, Laws of 1969 (HB 58) and RCW 28A.67.070, 28A.58.450, 28A.58.460, 28A.58.480, 28A.58.490 and 28A.88.010; adding new sections to chapters 28A.19, 28A.58 and 28A.67 RCW; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

HOUSE BILL NO. 518, by Representatives Haussler, McCaffree and Richardson:

An Act relating to revenue and taxation; amending section 1, chapter 174, Laws of 1965 ex. sess. as amended by section 1, chapter 146, Laws of 1967 ex. sess. and RCW 84.54.010; amending section 8, chapter 146, Laws of 1967 ex. sess. and RCW 84.54.080; and repealing sections 2 through 5, chapter 174, Laws of 1965 ex. sess., sections 2 through 5, 6 and 9, chapter 146, Laws of 1967 ex. sess. and RCW 84.54.020 through 84.54.050, 84.54.070 and 84.54.090.

Referred to Committee on Ways and Means—Revenue and Taxation.

SUBSTITUTE HOUSE BILL NO. 581, by Judiciary Committee:

An Act relating to corporations; authorizing the organization and maintenance of miscellaneous and mutual corporations; adding a new chapter to Title 24 RCW; providing penalties; and declaring an effective date.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 603, by Representatives Chatalas and Murray:

An Act relating to beer retailers' licenses; and amending section 23M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 2, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.320; and declaring an emergency.

Referred to Committee on Liquor Control.

ENGROSSED HOUSE BILL NO. 722, by Representatives Hoggins, Richardson and Francis:

An Act relating to the common schools and the support thereof; amending section 1, chapter 56, Laws of 1967 ex. sess. and RCW 28.47.784; amending section 4, chapter 56, Laws of 1967 ex. sess. and RCW 28.47.787; amending section 5, chapter 56, Laws of 1967 ex. sess. and RCW 28.47.788; amending sections 28A.47.784, 28A.47.787 and 28A.47.788, chapter —, Laws of 1969 (HB 58) and RCW 28A.47.784, 28A.47.787 and 28A.47.788; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

SECOND READING

SENATE BILL NO. 262, by Senators Day, Atwood and Gissberg:

Regulating the prescription of narcotic drugs.

MOTION

On motion of Senator Keefe, Senate Bill No. 262 was referred to the Committee on Rules and Joint Rules.

ENGROSSED SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

The Senate resumed consideration of Engrossed Senate Bill No. 377 on second reading.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed Senate Bill No. 377 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 377, and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalfe, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—46.

Voting nay: Senators Guess, Williams—2.

Excused: Senator Woodall—1.

ENGROSSED SENATE BILL NO. 377, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Lewis (Harry), Engrossed Senate Bill No. 377 was immediately transmitted to the House.

ENGROSSED SENATE BILL NO. 607, by Senators Cooney, Connor and Elicker:
Adding additional members to the board of pilotage commissioners.

The Senate resumed consideration of Senate Bill No. 607 on second reading as amended by Senator Atwood.

On motion of Senator Elicker, the rules were suspended, Engrossed Senate Bill No. 607 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Peterson (Ted): "Would Senator Elicker yield to a question? You said one hundred and eight ferryboat pilots. You didn't mean that, did you?"

Senator Elicker: "No, the masters and mates of all the ferryboats in the state also carry a pilot's license. However, they do not pilot the ships into Puget Sound, the vessels that are coming in, however, do carry a pilot's license as well as master's papers."

Senator Peterson (Ted): "Last session we had a bill in the legislature that included Grays Harbor in this pilotage commission. Are you adding any additional members? Do you have representation from Grays Harbor?"

Senator Elicker: "Not necessarily, the bill merely states that two of the additional representatives who will be selected will be from the Northwest towboat industry and it will be up to the Governor to make the selection."

Senator Peterson (Ted): "I am wondering about the distribution of the commission as to whether Grays Harbor will be represented."

Senator Elicker: "I do not know, Senator Peterson, as with most commissions, this is left up to the Governor and he pretty generally tries, I think, on most of his appointments to be as fair as he can in geographical representation."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 607, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—47.

Absent or not voting: Senator Greive—1.

Excused: Senator Woodall—1.

ENGROSSED SENATE BILL NO. 607, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 150, by Senators Williams and Uhlman:
Impounding motor vehicles trespassing upon private property.

REPORT OF STANDING COMMITTEE

March 4, 1969.

SENATE BILL NO. 150, impounding motor vehicles trespassing upon private property (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 12, after "shall" and before "post" insert "promptly report the fact of a vehicle impound together with the license number, make, year and place of impound of such vehicle to the appropriate law enforcement agency, and shall"

Signed by: Senators Uhlman, Chairman; Andersen, Greive, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 150 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 150, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—47.

Absent or not voting: Senator Pritchard—1.

Excused: Senator Woodall—1.

ENGROSSED SENATE BILL NO. 150, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Senator Odegaard was excused.

SUBSTITUTE SENATE BILL NO. 115, by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution:

Changing size and powers of the state board of pharmacy.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Substitute Senate Bill No. 115 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Guess: "Would Senator Day yield to a question? Sir, I am a little bit curious as to the statement that you made that these two additional men are going to serve as a liaison with the public. I thought that all of the board members were in touch with the public."

Senator Day: "Of course, they are in touch with the public but they are also members of the actual professional group themselves. What this will accomplish is to give public representation directly with the pharmacy board and if you will note on page 2 that there is a proviso that they don't get into the technical aspects of the board of pharmacy, examinations, etc."

Senator Guess: "Senator Day, would you then think that this would be a good move for us to amend the professional engineers act and also to have two lay people on that board to be liaison with the public?"

Senator Day: "No, I do not. I think this is an entirely different area."

Senator Guess: "Would Senator Greive yield to a question? Senator, you said that you don't believe that a person should be able to get three different prices from three different stores. Is this against the free enterprise system?"

Senator Greive: "No, the problem we have is something a little different than drugs. Now, let's be realistic, if you go and ask for a divorce and describe your problems to two different attorneys you can find out. But if you go and show a druggist a particular prescription, you don't even know what is in that prescription and you don't know if you are getting exactly the same thing. So usually a patient at least our testimony so indicated, had a tendency to go to the drugstore that was indicated by the doctor and they didn't know and there was no way of discussing it.

"What I am trying to say is that there may be a generic equivalent. There may be other things. I realize as things presently stand, we can't get to that particular point because we have unfortunately put a law through but we felt that the board of pharmacy should take some leadership in attempting to solve this and they wouldn't do it. I can give you another example.

"For instance when the pharmacists had a strike. The law says that you can't keep a pharmacy going if you don't have a full-time pharmacist. They have closed down a lot of small pharmacies. Only those which have a pharmacist around the clock and yet when they had the strike, the pharmacy board deliberately, absolutely deliberately violated the rule; ran their pharmacists from one store to another to fill prescriptions because the other pharmacists were on strike and wouldn't cross the picket line. So, they out and out violated the statutes that they themselves were upholding. I think this board, really, in any investigation is worse than most of the others and I think it needs it first. I do think that the other boards could use some lay supervision but not as badly."

Senator Guess: "Senator Greive, if the pharmacy was owned by the pharmacist, would he not be able to keep his store open?"

Senator Greive: "Absolutely, that was the problem. In all of the pharmacies owned by the pharmacists there was no kick. There was also no kick about any pharmacy that was managed by a pharmacist. In other words, if you were manager, you could do it.

"The thing was that there were a number of drugstores that were run by lay people who are not pharmacists. They were part of a chain and the other pharmacists were on strike and wouldn't cross the picket line. According to the law of the state of Washington, they should have been closed down but instead, because there were three chain members of a pharmacy, and incidentally this was not under your Governor, if you can call him your Governor, and the fact is the union documented cases, believe it or not, where certain pharmacists that worked directly for one of the board members were running around from store to store violating the law. This is really a bad area and something should be done."

Senator Guess: "Senator Greive, how is this bill going to solve that problem, though?"

Senator Greive: "The only thing this bill could help solve is if there had been lay members. We felt that if there had been somebody else to appeal to in all of these things it would help. The problem you have is that you have professional boards and they have to take the leadership. Professional boards have to take the leadership in all these things because everybody will say, if it is lawyers, let the lawyers decide it; if it is pharmacists, let the pharmacists decide, if it is chiropractors, let the chiropractors decide, but you have no one to appeal to so the thing that this legislation is intended, and it has been very much watered down, is simply to provide some sort of an ethical watchdog, somebody on the outside so that the thing did not become too engrained."

Senator Guess: "Senator Greive, you are only putting two members on the board. You are still going to have five members from the pharmacy field. Are the two going to be able to out-vote the five?"

Senator Greive: "No, they are not going to be able to out-vote the five except you will find that virtually all of the decisions of the pharmacy board are three to nothing. At least you will have a little opposition. Certainly, Senator, you, of all people don't believe that opposition is bad. You understand, don't you, Senator Guess, that sometimes being against something, like maybe rapid transit, even if you are in the minority, might be a good thing."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 115, and the bill passed the Senate by the following vote: Yeas, 29; nays, 18; absent or not voting, 1; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington—29.

Voting nay: Senators Andersen, Atwood, Durkan, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Talley, Williams, Wilson—18.

Absent or not voting: Senator Henry—1.

Excused: Senator Woodall—1.

SUBSTITUTE SENATE BILL NO. 115, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 537, by Senators Peterson (Ted), Peterson (Lowell) and Talley:
Regulating sale and disposition of salmon by director of fisheries.

The bill was read the second time by sections.

On motion of Senator Peterson (Ted), the rules were suspended, Senate Bill No. 537 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Bailey: "Would Senator Peterson (Ted) yield? Senator Peterson, the practice now is to let this out on bid, and this fish is sold on the market, is it not?"

Senator Peterson (Ted): "The prime green fish will be put out for bid and sold on the market, Senator, and not the fish that has been spawned out or stripped or milked."

Senator Bailey: "You said that this would be furnished to institutions. What I am asking is what is the dividing line between the fish that is furnished the institutions and the fish that is sold on the open market?"

Senator Peterson (Ted): "There is a great dividing line because there you are only selling the green fish, what we call prime fish on the open market. That fish has not been spawned out. Any fish that has been spawned out will, if they are in good condition as far as the spawned out fish are concerned, go to the institutions. Anything beyond that that is not in edible condition for human consumption, will go for animal, mink food, etc."

Senator Bailey: "What I am trying to find out is if our third greatest fish that we are giving to institutions is fish that is not very good. This is what I am trying to find out."

Senator Peterson (Ted): "No, we are very careful about that, Senator. They are fish that are spawned. They are virtually green fish in good condition but they are spawned out. If it is fish that has turned and is not in good condition and cannot be used, it will be used for animal food."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 537, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 6; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Durkan, Greive, Henry, McCormack, Odegaard, Twigg—6.

Excused: Senator Woodall—1.

SENATE BILL NO. 537, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 311, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing for advance right-of-way acquisition and costs.

REPORT OF STANDING COMMITTEE

February 27, 1969.

SENATE BILL NO. 311, providing for advance right-of-way acquisition and costs (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 4, line 14, after "dollars" and before "into" insert " , or so much thereof as is necessary to carry out the provisions of this act."

Signed by: Senators Washington, Chairman; Bailey, Donohue, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

POINT OF INQUIRY

Senator Mardesich: "Before we move on from second reading, would Senator Washington yield to a question? I notice that the bill allows for the expenditure of federal monies which come into this revolving fund in line 17 of page 2 and also line 18, the highway commission may expend any such funds without further or additional appropriation. This is an entirely new concept in the highway programming and I wonder if there may not even be a legal question involved whether that money may be spent without appropriation and secondly, whether this is a good policy decision?"

Senator Washington: "These funds that come in for this purpose should be used for no other purpose, it might be a policy question. I see nothing wrong with the procedure. Actually, this money would have to be used for that purpose since it is federal money and earmarked for that purpose."

Senator Mardesich: "I am aware of no situation where we spend highway funds without an appropriation, and this is allowing the highway funds to be spent without further appropriation or approval by the legislature."

"Now, I see in line 1 on page 2 that this is for program construction and I assume that program construction is that approved by the legislature rather than that determined to be the program of the highway commission. There is also a question in my mind, are we going to make the determination as to where these rights of way should be or will the highway department make that determination without further need for appropriation?"

Senator Washington: "Of course, we have to set the highway on the system. We don't determine exactly where the highway is going to be. In checking over this, would you tell me the page and lines again, Senator?"

Senator Mardesich: "On the appropriations question, it is page 2, lines 17 and 18."

Senator Washington: "The only change we have is 'and engineering costs', this has been added."

Senator Mardesich: "No, that is a new section. It is a new policy question. We do though allow that expenditure for acquisition. We also are now adding engineering costs, I agree it is done in section 1, but when we get beyond that, we are getting into new matter."

MOTION

On motion of Senator Washington, Senate Bill No. 311 was made a special order of business for two o'clock today.

SENATE BILL NO. 557, by Senators Stender, Greive and Connor:

Implementing law relating to industrial insurance for building industry.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 557 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 557, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—43.

Absent or not voting: Senators Day, Huntley, McCormack, McCutcheon, Odegaard—5.
Excused: Senator Woodall—1.

SENATE BILL NO. 557, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 341, by Senators Walgren, Herr, Holman, Andersen, Knoblauch, Henry, Durkan, Woodall and Twigg (by departmental request):
Regulating alcoholic liquors.

REPORT OF STANDING COMMITTEE

February 28, 1969.

SENATE BILL NO. 341, regulating alcoholic liquors (reported by Committee on Liquor Control):

Recommendation: Do pass with the following amendments:

On page 9, section 5, line 12, after "[five]" and before "dollars" strike "twenty-five" and insert "ten".

On page 11, section 7, line 27, after "such" and before "locations" strike "convention or meeting" and insert "[convention or meeting] special occasion".

On page 11, section 7, lines 30 and 31, after "such" on line 30 and before ":" on line 31, strike "conventions or meetings" and insert "[conventions or meetings] special occasion".

On page 12, section 8, lines 11 and 12, after "by" and before "appropriate" strike "the liquor control board and by".

On page 12, section 9, lines 23 and 24, after "fee" on line 23 and before "dollars" on line 24, strike "twenty-five" and insert "ten".

On page 12, section 10, lines 25 thru 31, strike entire section and renumber accordingly.

On page 12, section 11, lines 32 and 33, strike all of section 11 including all matter on page 13, line 1, and insert "NEW SECTION, Sec. 11. The following acts and parts of acts are each repealed: (1) Section 23U added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.025; (2) Section 243, chapter 249, Laws of 1909 and RCW 66.44.220".

On page 13, after section 11, add a new section to read as follows:

"NEW SECTION. Sec. 12. Any resident of the state of Washington while outside the territorial boundaries of the state may purchase wine outside the boundaries of the state and may import such wine in accordance with the provisions of this section.

"Such person purchasing wine outside the boundaries of the state shall, after prepayment of the freight thereon, consign such wine to a Washington state liquor control board warehouse, and may claim the shipment upon return to Washington by making payment to the liquor control board of the appropriate state taxes and mark up required by state law."

On page 1, line 25 of the title, after "RCW 66.24.025;" and before "and" insert "repealing section 243, chapter 249, Laws of 1909 and RCW 66.44.220;"

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

The bill was read the second time by sections.

On motion of Senator Walgren, the committee amendments were adopted.

POINTS OF INQUIRY

Senator Ryder: "Would Senator Walgren yield to a question? Senator Walgren, I am sorry that I was off the floor when these amendments came up. I didn't realize they were coming up so fast.

"I have a letter from the chief of police in Seattle in which he very strongly urges that the committee amendment to section 8 be not adopted because he feels very strongly that the cooperation of the liquor board with the local agencies in the enforcement would be of great value in the larger cities, particularly. Again I am really sorry that I was not here to speak on the amendment when it came up but I wonder if we could discuss it with the idea of maybe moving back?"

Senator Walgren: "I think it is out of order myself. I think the amendment has been adopted.

"I should say that I had the same letter from Chief Ramon. If you will note, if it is the same letter, he refers to existing law. He does not want the existing law changed. He is under a mistaken apprehension as to what the law is presently. As a matter of fact as I explained, presently before a licensed premises can have entertainment, they must obtain a license from the duly authorized local agency, whether this is the licensing department or the sheriff's office or the police department.

"Now, Chief Ramon apparently is under the impression that we are changing that existing law. Now if they have the cooperation of the liquor board and its officers, they will continue to have that cooperation but we are doing nothing to change the existing law as he seems to think we are."

POINT OF ORDER

Senator Durkan: "Point of order."

The President: "The Senator will state his point of order."

Senator Durkan: "Senator Ryder is out of order, the amendment has been adopted."

On motion of Senator Walgren, the rules were suspended, Engrossed Senate Bill No. 341 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Faulk: "Would Senator Walgren yield? I wonder about the purpose of striking the provision where a man has been convicted of a violation; what was the purpose of the committee striking that particular section on page 4, line 18 through 22?"

Senator Walgren: "As I understand it, Senator Faulk, this was by the request of the liquor control board. Presently the law will allow the granting of a license where I believe a violation of the federal law has been involved and will not allow it where a violation of the state law, even though the state law violation may be substantially lesser in nature. What this does is bring them both into conformity."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 341, and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Matson, Peterson (Lowell), Pritchard, Stender, Talley, Twigg, Uhlman, Walgren, Williams—28.

Voting nay: Senators Donohue, Dore, Durkan, Elicker, Faulk, Huntley, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Washington, Wilson—18.

Absent or not voting: Senators McCormack, Odegaard—2.

Excused: Senator Woodall—1.

ENGROSSED SENATE BILL NO. 341, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Walgren, the rules were suspended and Engrossed Senate Bill No. 341 was immediately transmitted to the House.

SENATE BILL NO. 310, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing eminent domain procedures.

MOTION

On motion of Senator Washington, there being no objection, Senate Bill No. 310 was ordered placed at the beginning of the second reading calendar for Saturday, March 8, 1969.

SENATE BILL NO. 428, by Senators Peterson (Lowell), Mardesich and Durkan: Conveying unplatted first class tidelands to port of Skagit county.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Bill No. 428 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Peterson (Ted): "Would Senator Lowell Peterson yield to a question? I'm not confused but you said this was going to be used for fill areas and then later you said it could be used for a boat harbor although it was a back slough. Does the tidal action affect this any in creating the washing into this fill area?"

Senator Peterson (Lowell): "Actually, Senator, it is a little hard to explain from this map that you have but the area involved in the plat of state tidelands is not part of the boat basin. The boat basin will be right off the LaConnor slough which is shown over in the left corner of the map and this dredge material would then be pumped into this area that is shown as tidelands and would fill it up. This is where the land improvement would come. It would be from the dredge material from off the boat basin off the LaConnor slough."

Senator Peterson (Ted): "But actually, the tidal action won't affect the wash into the back area that you are filling? Is this refuse, is this solid material?"

Senator Peterson (Lowell): "Well, it is the normal dredging material. It would be just dredged out of the boat basin."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 428, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—46.

Absent or not voting: Senators Day, Odegaard—2.

Excused: Senator Woodall—1.

SENATE BILL NO. 428, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Peterson (Lowell), the rules were suspended and Senate Bill No. 428 was immediately transmitted to the House.

SENATE BILL NO. 116, by Senators Greive, Gissberg and Pritchard:
Limiting usury proceedings to individuals.

REPORT OF STANDING COMMITTEE

January 30, 1969.

SENATE BILL NO. 116, limiting usury proceedings to individuals (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendment:

On line 10, after "thereon" and before the period insert " PROVIDED HOWEVER, That this section shall apply to a transaction which involves an amount in excess of \$50,000"

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Stortini.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 116 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 116, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Voting nay: Senator Dore—1.

Absent or not voting: Senators Day, Matson, Odegaard—3.

Excused: Senator Woodall—1.

ENGROSSED SENATE BILL NO. 116, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by President Cherberg at 2:00 p.m.

The President declared the Senate to be at ease subject to the call of the Chair.

The President called the Senate to order at 2:20 p.m.

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

The Senate retired to the House chamber to meet in joint session for the purpose of hearing a message from United States Senator Henry M. Jackson.

JOINT SESSION

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

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

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

The President of the Senate announced that the joint session had been called for the purpose of hearing an address by the Honorable Henry M. Jackson.

The President of the Senate appointed the following committee to escort Mrs. Henry M. Jackson: Representatives Hurley, Wojahn, McCormick, Lynch, Kirk and McCaffree. The special committee escorted Mrs. Jackson to a place on the rostrum.

The President of the Senate appointed the following committee to escort Senator Henry M. Jackson: Senators Gissberg, Keefe and Ryder, and Representatives O'Brien, Bledsoe and Backstrom. The special committee escorted Senator Jackson to a place on the rostrum.

The President of the Senate: "Senator Jackson, Mrs. Jackson, Speaker Eldridge, honored and respected members of the Washington State Legislature:

"This is indeed an unusual, distinctive and particular pleasure to have with us today a man of international renown—a man who has earned his reputation from a boyhood newspaper salesman to United States Senator. But even above that—one who has earned and achieved a place in the hearts and minds of not only the people of the state of Washington but also of the United States, and one could go so far as to say the people of the world. Senator Henry M. (Scoop) Jackson, Chairman of the Senate Interior Committee, a ranking member of the Armed Services Committee, is a person who is perhaps the best-advised man

in the world on matters that are of deep concern to each and everyone of us. The President could go on and on about Senator Henry M. Jackson and trace every event of his life, because it is an open book, but I am sure you are just as well advised on this particular man as the President. Therefore, without further ado, it is my honor to present to you Senator Henry M. (Scoop) Jackson who will address the members of the legislature and the ladies and gentlemen present on the subject 'The Challenge of the Land and the Environment.' "

(Senator Jackson addressed the body) (See House Journal pp. 576-579.)

The President of the Senate: "Honored members of the legislature and ladies and gentlemen: At this time the President should like to invite the lovely and gracious Mrs. Jackson to stand and be accorded a proper welcome and greeting." (Applause)

"Senator, once again you have made it more than evident why you are held in such high regard by our President, Richard M. Nixon, and by your colleagues in Congress. Your profound remarks this afternoon encompassed many outstanding ideas and suggestions and I am sure will cause the members of our legislature to give considerable thought and earnest consideration to the very many things you suggested. It has been a delightful pleasure to have both you and Mrs. Jackson present."

The President of the Senate recognized in the wings the Honorable Dwight Spracher and Mrs. Spracher and asked them to step forward and be recognized. (Applause)

The President of the Senate directed the special committee to escort Mrs. Jackson from the House chamber.

The President of the Senate directed the special committee to escort Senator Jackson from the House chamber.

On motion of Mr. Bledsoe, the joint session was dissolved.

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

The Speaker requested the Sergeant at Arms of the House and the Sergeant at Arms of the Senate to escort the Lieutenant Governor and the Senators to the Senate chamber.

SECOND AFTERNOON SESSION

The Senate was called to order by President Cherberg at 3:10 p.m.

SPECIAL ORDER OF BUSINESS

SECOND READING

SENATE BILL NO. 311, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing for advance right-of-way acquisition and costs.

The time having arrived, the Senate resumed consideration of Senate Bill No. 311 on second reading and the committee amendment previously adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 311 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 311, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Donohue, Gissberg, Peterson (Ted), Pritchard—4.

ENGROSSED SENATE BILL NO. 311, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 282, by Senators Atwood, Ryder and Foley (by departmental request):

Pertaining to investments of state funds.

President Pro Tempore Henry in the Chair.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the following amendment:

On page 1, section 1, line 24, after "basis" strike all the matter down to the period on line 27.

Debate ensued.

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

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 282 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 282, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall-46.

Voting nay: Senator Foley-1.

Absent or not voting: Senators Gissberg, Washington-2.

ENGROSSED SENATE BILL NO. 282, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 52, by Senator Atwood (by departmental request):

Establishing a state tort claims revolving fund.

MOTION

There being no objection, Senator McCutcheon was excused.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 52 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 52, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 6; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-42.

Absent or not voting: Senators Dore, Gissberg, McCormack, McDougall, Peterson (Lowell), Peterson (Ted)-6.

Excused: Senator McCutcheon-1.

SENATE BILL NO. 52, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 287, by Senators Atwood, Ryder and Foley (by departmental request):

Increasing drivers of vehicle license fees, changing disposition; abolishing parks and parkways account and providing for disposition of moneys.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 287 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Stender: "Would Senator Atwood yield to a question? Senator Atwood, this goes to additional state highway patrolmen? Is that what you are saying? How many additional highway patrolmen are we talking about?"

Senator Atwood: "On the budget that was passed out of the Senate two days ago, it calls for seventy additional highway patrolmen. This is for the pay increase to help pay for them. It also funds their pension bill that was passed in the Senate on which you voted 'aye' to increase their pension benefits."

Senator Stender: "When we raised the driver's license fee from four to five dollars, that is a pretty sizeable increase. Is this figured as a necessary expense or is this an idea to make round numbers so that when we buy our license we are going to have to pay twenty percent more?"

Senator Atwood: "Let me give you a breakdown on that five dollars. The increase is allocated. Three dollars and ten cents of this to the highway safety fund, and one dollar and ninety cents to the state highway patrol account. It is necessary, Senator, because of the budget and the state patrol pension bills which have already passed this body, and this is the projection they made, the amount it took to get the correct amount to balance the budget."

Senator Peterson (Ted): "Would Senator Durkan yield to a question? Isn't it true, Senator Durkan, that last session the highway people had figured out their need for patrolmen in the future and I think they set a number of, I think, one hundred fifty; and is this just part of that program of increasing and protecting the highways?"

Senator Durkan: "This is correct and, of course, we haven't funded the patrol as great as the national average would say that we need on the highways. The national average puts us about forty percent below funding, and I think this is probably one of the best places that we can spend a dollar."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 287, and the bill passed the Senate by the following vote: Yeas, 40; nays, 7; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Voting nay: Senators Day, Gissberg, Mardesich, Peterson (Lowell), Sandison, Stender, Talley—7.

Absent or not voting: Senator McDougall—1.

Excused: Senator McCutcheon—1.

SENATE BILL NO. 287, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Senator Uhlman was excused.

President Cherberg resumed the Chair.

On motion of Senator Day, the record will show that Senator Odegaard was excused and not absent on recorded votes.

SENATE BILL NO. 209, by Senators Ryder, Atwood, Washington and Foley:

Providing similar annuity and retirement income plan authority for employees of the state colleges and universities.

REPORT OF STANDING COMMITTEE

March 1, 1969.

SENATE BILL NO. 209, providing similar annuity and retirement income plan authority for employees of the state colleges and universities (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 3, line 9, strike all of the material down to and including "contributions." on line 16 and insert "In no case shall the [regents] governing boards pay in any one year towards the purchase of such annuity or retirement income plan [more] less than half of the annual premium of any faculty member or other employee, nor an amount exceeding ten per cent of such person's salary, [whichever is less] such contributions to be in addition to federal social security tax contributions."

On page 6, section 9, line 9, strike all of the material down to and including "contributions." on line 16 and insert "In no case shall the [regents] governing boards pay in any one year towards the purchase of such annuity or retirement income plan [more] less than half of the annual premium of any faculty member or other employee, nor an amount exceeding ten per cent of such person's salary, [whichever is less] such contributions to be in addition to federal social security tax contributions."

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Williams.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendments were adopted.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Ryder yield to a question? Senator Ryder, I'm not certain that I am clear on what this bill actually does. Am I correct in assuming that the state matches the annuity fund that the employee pays?"

Senator Ryder: "Up to fifty percent, that is true."

Senator Mardesich: "And that the percentage increase we are allowing would then have some fiscal impact?"

Senator Ryder: "Undoubtedly it would if the employees increased their annuity contributions far enough, surely."

Debate ensued.

MOTION

Senator Mardesich moved that Engrossed Senate Bill No. 209 be referred to the Committee on Ways and Means.

Further debate ensued.

POINTS OF INQUIRY

Senator McCormack: "Would Senator Foley yield to a question? Senator Foley, you just said that this would be \$1.3 million annually based on the facts as you know them. Well, what don't you know? What perimeters are we working in here?"

Senator Foley: "We are working on the present number of professors, the amount of money they are putting into the fund at the present time and those are unknown factors in 1971."

Senator McCormack: "The change then would be the change in the number of faculty members?"

Senator Foley: "And the amount of money that they would possibly be putting into the fund."

Senator Canfield: "Will Senator Ryder yield to a question? Senator Ryder, I understand that court decisions have held that pensions once granted cannot be revoked, is that correct?"

Senator Ryder: "There is a case that deals with the police pension system called the 'Bakenhus' case. Whether that would apply here, I don't know."

Senator Canfield: "I understand that that is the case. Once a pension is granted it cannot be diminished or revoked and I understand that was established in regard to the teachers' pensions and others under state jurisdiction which leads to my second question; that even though there is no fiscal impact now, there will definitely be a fiscal impact in the future. Is that correct?"

Senator Ryder: "There certainly could be an impact as Senator Foley has mentioned to you. Something over a million dollars in the next biennium."

The motion by Senator Mardesich carried, and Engrossed Senate Bill No. 209 was referred to the Committee on Ways and Means.

SENATE BILL NO. 608, by Senators Keefe, Peterson (Lowell), Connor and Greive:
Increasing firemen's pension minimum.

The bill was read the second time by sections.

Senator Williams moved the adoption of the following amendment:

On page 1, section 1, line 13, after "month" and before the period insert: "PROVIDED, That the pension of any pensioner receiving an increase in pension because of this amendatory act shall be reduced by the amount of any other pension (other than federal old age and survivors' insurance benefit) received by such pensioner, such reduction in any event not to exceed fifty dollars."

POINT OF INQUIRY

Senator Washington: "Would Senator Stortini yield to a question? What class cities are involved in this particular pension bill?"

Senator Stortini: "Senator Washington, there are eleven cities involved and a total of 508 engineers. I also want to mention that the total amount would be a little more than \$300,000 with more than \$200,000 going to Seattle per year."

Senators Keefe, Greive and McCutcheon demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Uhlman who had previously been excused.

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

With the consent of the Senate, the rules were suspended and Senator McDougall was excused.

Senator Greive demanded a roll call on the amendment by Senator Williams, and the demand was sustained by Senators Talley, Connor, McCutcheon, Stortini, Donohue, Durkan, Faulk, Canfield, Day, Knoblauch and Cooney.

ROLL CALL

The Secretary called the roll, and the amendment by Senator Williams was not adopted by the following vote: Yeas, 20; nays, 27; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Gissberg, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Woodall—20.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Wilson—27.

Excused: Senators McDougall, Uhlman—2.

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 608 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Keefe, Greive and Ridder demanded the previous questions, and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 608, and the bill passed the Senate by the following vote: Yeas, 28; nays, 19; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Wilson—28.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Gissberg, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), Matson, Metcalf, Newschwander, Pritchard, Ryder, Twigg, Williams, Woodall—19.

Excused: Senators McDougall, Uhlman—2.

SENATE BILL NO. 608, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 441, by Senators Stender, Bailey and Marquardt:

Permitting vocational instructors to be members of their own trade unions.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 12, line 12, after "his" strike "becomming" and insert "becoming"

On motion of Senator Ryder, the following amendments were adopted:

On page 1, section 2, line 13, after "accept" strike "the public pension plan" and insert "one of the existing optional retirement plans"

On page 1, section 2, line 21, after "such" insert "trade union retirement" and after "employee" insert "": PROVIDED, That any employer payment to a trade union retirement system shall not exceed the payment which would have been made had the vocational instructor elected to come under one of such existing optional retirement plans"

On page 2, section 4, line 2, after "accept" strike "the public pension plan" and insert "one of the existing optional retirement plans"

On page 2, section 4, line 10, after "such" insert "trade union retirement" and after "employee" insert "": PROVIDED, That any employer payment to a trade union retirement system shall not exceed the payment which would have been made had the vocational instructor elected to come under one of such existing optional retirement plans"

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 441 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 441, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators McDougall, Uhlman—2.

ENGROSSED SENATE BILL NO. 441, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

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

At 4:35 p.m. on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, March 8, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate: May 12, 1969.

FIFTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, March 8, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Herr, Ryder and Walgren. On motion of Senator Atwood, Senator Ryder was excused. On motion of Senator Peterson (Lowell), Senator Herr was excused. On motion of Senator Greive, Senator Walgren was excused.

The Color Guard, consisting of Pages Sid Snyder, Jr., Color Bearer, and Wendy Bohlke, presented the Colors. Reverend Glen D. Cole, pastor of the First Assembly of God Church of Olympia, offered prayer as follows:

"Father in heaven, we bow in Thy presence to thank You for another opportunity of praying together. We have discovered that what one seeks with great effort through the racking of one's brains, or through many books, or through much conversation, is often given to us quite unexpectedly after a few breaths of sincere prayer. That is why the apostles must have asked, 'Lord, teach us to pray!' We know that prayer is communication. We know that prayer doesn't change You, Lord, it merely qualifies us for the answer to our desire and petition. We are not just filling up so much space in the agenda when we pray, we are invoking the guidance and blessing of the Almighty upon our work, tasteful or distasteful, for another day.

"Be Thou our Guest in these chambers. May our prayer and desire be like the Psalmist of old: 'Let the words of my mouth, and the meditation of my heart, be acceptable in Thy sight, Oh Lord, my strength, and my redeemer.'

"Thank you, Heavenly Father, for hearing us. Thank You for loving us. Thank You for help and strength through the work of another day. In Christ's name. Amen."

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENTS

February 21, 1969.

C. LEE COULTER, to the position of Member of the Highway Personnel Board, appointed by the Governor on January 22, 1969 for the term ending January 22, 1975 (reported by the Committee on Highways):

MAJORITY recommendation: That said appointment do be confirmed.

Signed by: Senators Washington, chairman; Henry, Vice Chairman; Bailey, Donohue, Faulk, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Marquardt, Matson Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules.

February 21, 1969.

E. ROBERT FRISTOE, to the position of Member of the Highway Personnel Board, appointed by the Governor on March 19, 1968 for the term ending January 2, 1971 (reported by the Committee on Highways):

MAJORITY recommendation: That said appointment do be confirmed.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Donohue, Faulk, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules.

February 21, 1969.

M. E. McLAREN, to the position of Member of the Highway Personnel Board, appointed by the Governor on December 6, 1968 for the term ending January 2, 1975 (reported by the Committee on Highways):

MAJORITY recommendation: That said appointment do be confirmed.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Donohue, Faulk, Guess, Huntley, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules.

February 18, 1969.

SENATE BILL NO. 1, increasing property tax exemption for senior citizens from fifty dollars to one hundred fifty dollars (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Gissberg, Greive, McCormack, Mardesich, Marquardt, Odegaard, Ridder, Stortini, Uhlman, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SENATE BILL NO. 168, establishing a new garnishment law (reported by Judiciary Committee):

MAJORITY recommendation: That Substitute Senate Bill No. 168 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Ridder, Twigg, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

SENATE BILL NO. 170, creating a state forensic laboratory (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That Senate Bill No. 170 be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Ryder, Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Durkan, the committee report was adopted and Senate Bill No. 170 was referred to the Committee on Ways and Means—Appropriation.

March 7, 1969.

SENATE BILL NO. 243, creating a council on higher education in the state of Washington (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SENATE BILL NO. 283, enlarging mandate for participation of state's educational institutions and school districts in providing certain insurance coverage (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That the bill be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Guess, Keefe, Knoblauch, Peterson (Ted), Williams, Woodall.

There being no objection, the committee report was adopted and Senate Bill No. 283 was referred to the Committee on Ways and Means--Appropriations.

February 28, 1969.

SENATE BILL NO. 356, selling tidelands of the second class (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 363, selling state lands, procedure (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

February 26, 1969.

SENATE BILL NO. 411, authorizing the water pollution controls commission to grant loans for water pollution control facilities (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SENATE BILL NO. 440, prescribing requirements for voting devices (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Holman, Keefe, McCormack, Mardesich, Metcalf, Pritchard, Stender, Washington, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 456, providing study on center for education in the health sciences (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: That Substitute Senate Bill No. 456 be substituted therefor and the substitute bill do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Holman, Keefe, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 462, providing procedures for payment of state expenses (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Connor, Cooney, Day, Donohue, Faulk, Gissberg, Guess, Lewis (Harry), McCormack, Marquardt, Metcalf, Peterson (Ted), Ridder, Sandison, Stortini, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 463, providing for transactions between state agencies (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Atwood, Connor, Cooney, Day, Donohue, Gissberg, Guess, Lewis (Harry), McCormack, Marquardt, Newschwander, Odegaard, Peterson (Ted), Ridder, Stortini, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 476, standardizing school construction plans (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Henry, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Talley, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

SENATE BILL NO. 485, regulating chiropractic disciplinary board (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 505, applying the statute of limitations on civil actions (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 530, implementing law regulating to coroners and funeral directors (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Keefe, McDougall, Newschwander, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 575, providing parking facilities for county courthouses (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 590, acquiring existing cemetery land by eminent domain (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Keefe, McCutcheon, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SENATE BILL NO. 624, relating to the Washington horse racing commission (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Greive, Huntley, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Newschwander, Twigg, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 652, relating to endowment care cemeteries (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, Newschwander, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 674, authorizing conveyance of certain tidelands to Fritz Gilbertsen (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

SENATE BILL NO. 713, providing recreation for the handicapped (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SENATE JOINT RESOLUTION NO. 8, urban renewal, ad valorem taxes (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That Senate Joint Resolution No. 8 be referred to the Committee on Ways and Means—Revenue and Taxation.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Durkan, the committee report was adopted and Senate Joint Resolution No. 8 was referred to the Committee on Ways and Means—Revenue and Taxation.

March 7, 1969.

HOUSE BILL NO. 16, providing for the appointment of mayors pro tempore (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, McDougall, Mardesich, Peterson (Lowell), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

HOUSE BILL NO. 65, restricts veterans rights to pre-military jobs (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Henry, Lewis (Brian), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

ENGROSSED HOUSE BILL NO. 111, extending park district liability (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 5, 1969.

HOUSE BILL NO. 198, levying taxes to provide funds for county veterans' relief fund (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Atwood, Connor, Cooney, Day, Donohue, Dore, Faulk, Gissberg, Greive, Guess, Lewis (Harry), McCormack, Marquardt, Metcalf, Sandison, Stortini, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SUBSTITUTE HOUSE BILL NO. 205, implementing law relating to health care service contractors (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.
Signed by: Senators Day, Chairman; Connor, Cooney, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell), Woodall.
 Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

ENGROSSED HOUSE BILL NO. 281, establishing medical license revocational stay procedures (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):
MAJORITY recommendation: Do pass.
Signed by: Senators Day, Chairman; Elicker, Holman, McDougall, Newschwander, Odegaard, Peterson (Lowell).
 Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE BILL NO. 341, providing salaries for part time district court judges (reported by Judiciary Committee):
MAJORITY recommendation: Do pass as amended.
Signed by: Senators Uhlman, Chairman; Atwood, Foley, Holman, Ridder, Twigg, Walgren, Woodall.
 Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

ENGROSSED HOUSE BILL NO. 346, creating a beef commission (reported by Committee on Agriculture and Horticulture):
Recommendation: Do pass.
Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.
 Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

ENGROSSED HOUSE BILL NO. 393, pertaining to methods of payment for public officers and employees (reported by Committee on State Government):
MAJORITY recommendation: Do pass.
Signed by: Senators Henry, Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), McCormack, Marquardt, Newschwander, Washington.
 Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

HOUSE BILL NO. 478, authorizing participation in Economic Opportunity Act of 1964 (reported by Committee on Cities, Towns and Counties):
MAJORITY recommendation: Do pass.
Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Mardesich, Peterson (Lowell), Stortini, Talley, Uhlman, Walgren.
 Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

ENGROSSED HOUSE BILL NO. 510, creating a municipal research council to allocate certain motor vehicle excise tax moneys (reported by Committee on Cities, Towns and Counties):
MAJORITY recommendation: Do pass as amended.
Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, Mardesich, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley, Walgren.
 Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

ENGROSSED HOUSE BILL NO. 540, relating to appeals from county board of adjustment (reported by Committee on Cities, Towns and Counties):
MAJORITY recommendation: Do pass.
Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Mardesich, Peterson (Lowell), Ridder, Stortini, Talley, Uhlman, Walgren.
 Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

ENGROSSED HOUSE BILL NO. 570, allocating state funds to existing community health programs (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

ENGROSSED HOUSE BILL NO. 722, providing for bonds to finance common school plant facilities (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Henry, Marquardt, Metcalf, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

HOUSE JOINT MEMORIAL NO. 3, memorializing the President and Congress to make Mountain View Sanitorium a veterans hospital (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 7, 1969.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 117, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 7, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 191,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 201,
HOUSE BILL NO. 309,
ENGROSSED HOUSE BILL NO. 339,
SUBSTITUTE HOUSE BILL NO. 363,
ENGROSSED HOUSE BILL NO. 367,
ENGROSSED HOUSE BILL NO. 370,
SUBSTITUTE HOUSE BILL NO. 372,
HOUSE BILL NO. 604,
HOUSE BILL NO. 617,
ENGROSSED HOUSE BILL NO. 645,
ENGROSSED HOUSE BILL NO. 671,
HOUSE BILL NO. 721,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 7, 1969.

Mr. President: The Speaker has signed HOUSE CONCURRENT RESOLUTION NO. 14, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 191, by Representatives Swayze, King and Chapin:

An Act relating to justice courts and administration; amending section 10, chapter 299, Laws of 1961 as amended by section 5, chapter 110, Laws of 1965 ex. sess., and RCW 3.34.010; amending sections 12, 28, 32, 34 and 43, chapter 299, Laws of 1961 and RCW 3.34.030, 3.38.040, 3.42.020, 3.42.040 and 3.46.090; amending section 11, chapter 299, Laws of 1961 and RCW 3.34.020; and adding a new section to chapter 299, Laws of 1961 and to chapter 3.46 RCW.

Referred to Judiciary Committee.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 201, by Committee on Agriculture:

An Act relating to fluid milk, fluid milk products, dairy products, fluid imitation and fluid substitute dairy products and all substitute dairy products; amending section 15.32.120, chapter 11, Laws of 1961 and RCW 15.32.120; amending section 15.36.540, chapter 11, Laws of 1961 and RCW 15.36.540; adding new sections to chapter 11, Laws of 1961 and to chapter 15.36 RCW; adding new sections to chapter 11, Laws of 1961 and to Title 15 RCW; and repealing section 15.36.010, chapter 11, Laws of 1961 and RCW 15.36.010.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 309, by Representatives Lynch, Chatalas, Farr, Leckenby and Litchman (by departmental request):

An Act relating to public health; and providing for the care and prevention of venereal disease in minors.

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

ENGROSSED HOUSE BILL NO. 339, by Representatives Bottiger, Hurley, Litchman and May (by Joint Committee on Highways request):

An Act relating to rules of the road; and authorizing two-way left turn facilities.

Referred to Committee on Highways.

SUBSTITUTE HOUSE BILL NO. 363, by Committee on Transportation:

An Act relating to highways; amending section 18, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.120; amending section 19, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.130; amending section 20, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.140; amending section 25, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.190; amending section 34, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.280; adding two new sections to chapter 83, Laws of 1967 ex. sess. and to chapter 47.26 RCW; repealing section 31, chapter 83, Laws of 1967 ex. sess. and RCW 47.26.250; and declaring an emergency.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 367, by Representatives Cunningham, Conner and Veroske (by departmental request):

An Act relating to public employment; amending section 7, chapter 1, Laws of 1961 as last amended by section 47, chapter 8, Laws of 1967 ex. sess. and RCW 41.06.070; and adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 370, by Representatives Barden, Hawley and Jastad (by departmental request):

An Act relating to highways; amending section 47.28.050, chapter 13, Laws of 1961 and RCW 47.28.050; amending section 47.28.030, chapter 13, Laws of 1961, as last amended by section 40, chapter 145, Laws of 1967 ex. sess. and RCW 47.28.030; amending section 47.56.030, chapter 13, Laws of 1961 as amended by section 8, chapter 278, Laws of 1961 and RCW 47.56.030; and repealing section 47.28.130, chapter 13, Laws of 1961 and RCW 47.28.130.

Referred to Committee on Highways.

SUBSTITUTE HOUSE BILL NO. 372, by Committee on Transportation:

An Act relating to control of plats, subdivisions and dedications; and amending section 4, chapter 186, Laws of 1937 as amended by section 1, chapter 203, Laws of 1951 and RCW 58.16.040.

Referred to Committee on Highways.

HOUSE BILL NO. 604, by Representatives Kink, Bledsoe, Saling and Wolf:

An Act relating to state building authority; amending section 5, chapter 162, Laws of 1967 and RCW 43.75.050.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

HOUSE BILL NO. 617, by Representatives Kaich, Hubbard and Bottiger:

An Act relating to horse racing; amending section 1, chapter 55, Laws of 1933 as amended by section 1, chapter 236, Laws of 1949, and RCW 67.16.010; amending section 3, chapter 236, Laws of 1949 and RCW 67.16.080; and amending section 4, chapter 236, Laws of 1949 and RCW 67.16.090.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 645, by Representatives Berentson, Veroske and Martinis:

An Act relating to counties; establishing procedures for road management and accounting; amending section 36.32.210, chapter 4, Laws of 1963 as amended by section 1, chapter 108, Laws of 1963 and RCW 36.32.210; amending section 36.75.060, chapter 4, Laws of 1963 and RCW 36.75.060; amending section 36.75.140, chapter 4, Laws of 1963 and RCW 36.75.140; amending section 8, chapter 120, Laws of 1965 ex. sess. and RCW 36.78.080; amending section 36.80.020, chapter 4, Laws of 1963 and RCW 36.80.020; amending section 36.80.030, chapter 4, Laws of 1963 and RCW 36.80.030; amending section 36.80.040, chapter 4, Laws of 1963 and RCW 36.80.040; amending section 36.80.060, chapter 4, Laws of 1963 and RCW 36.80.060; amending section 36.80.070, chapter 4, Laws of 1963 and RCW 36.80.070; amending section 36.82.010, chapter 4, Laws of 1963 and RCW 36.82.010; amending section 36.82.130, chapter 4, Laws of 1963 and RCW 36.82.130; amending section 36.82.160, chapter 4, Laws of 1963 and RCW 36.82.160; and repealing section 36.75.045, chapter 4, Laws of 1963 and RCW 36.75.045.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 671, by Representatives Chapin, Beck and Berentson:

An Act relating to public utilities engaged in the electrical business; declaring a legislative policy against the duplication of electric lines and service; and authorizing agreements establishing service boundaries between utilities.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 721, by Representatives Leland, Garrett and Berentson:

An Act relating to highways; amending section 1, chapter 173, Laws of 1963 and RCW 47.05.010; amending section 2, chapter 173, Laws of 1963 and RCW 47.05.020; amending section 3, chapter 173, Laws of 1963 as amended by section 33, chapter 170, Laws of 1965 ex. sess. and RCW 47.05.030; amending section 4, chapter 173, Laws of 1963 and RCW 47.05.040; amending section 5, chapter 173, Laws of 1963 and RCW 47.05.050; and amending section 8, chapter 173, Laws of 1963 and RCW 47.05.080.

Referred to Committee on Highways.

SENATE RESOLUTION: 1969-29

By Senators Lewis (Harry), Marquardt, Elicker, Andersen, Twigg, Ryder, Connor, Ridder, Dore, McCormack, Walgren, Stortini and Durkan:

WHEREAS, George Washington Bush, a free Negro, was one of the first of his race to travel the long trail west in an immigrant train, and in 1846, this frontiersman guided the first wagon train to the Puget Sound Region; and

WHEREAS, Notwithstanding the fact that, George Washington Bush, as with all Negroes in those days had no citizenship rights, no vote, no clear title to his lands, was nonetheless well known for his many acts of kindness and unselfish devotion to the early settlers, and leadership and advancement of agriculture in the state of Washington; and

WHEREAS, In 1855 Congress recognized the great service rendered by this pioneer to his country by passing a resolution, granting George Washington Bush a clear title to his land; and

WHEREAS, Continuing in his father's footsteps, son William Owen Bush made further contributions to the early settlement of the territory and state of Washington, being chosen in 1889 to represent Thurston county in the first legislature convened in the state of Washington;

NOW, THEREFORE, BE IT RESOLVED, That we, the Senate, do hereby acknowledge and recognize the contributions made to the history of his people and to the history and development of Thurston county and to the state of Washington by this sincere and worthy Negro citizen and his family; and

BE IT FURTHER RESOLVED, That copies of this Senate Resolution be transmitted to the Honorable Daniel J. Evans, Governor of the state of Washington; the Honorable Louis Bruno, Superintendent of Public Instruction; the Thurston County Sheriff's Posse; and the Soroptimist Club of Olympia.

On motion of Senator Lewis (Harry) the resolution was adopted.

SENATE RESOLUTION: 1969-30

By Senators McDougall, Matson, Donohue, Wilson and Canfield:

WHEREAS, The Washington State Apple Blossom Festival is one of the twenty festivals selected by the United States Travel Service in connection with the United States Department of Commerce as a major attraction for foreign visitors; and

WHEREAS, The city of Wenatchee has established a sister relationship with the Aomori Festival in Japan, and will be host to a contingent of fifteen people, including the Governor of the Aomori Prefecture, during its Apple Blossom Festival on May 1, 2, 3 and 4, 1969; and

WHEREAS, The apple industry has contributed immeasurably to the growth and development of the economy of this state; and

WHEREAS, The Apple Blossom Festival is intended to emphasize Wenatchee's role not only as a major apple producing center in the United States but also its role as the most diversified recreational area in the state, as a complete tourist center; and

WHEREAS, The Apple Blossom Festival marks the beginning of an annual tourist cycle including the display of spring flowers at Ohme Gardens, summer boating, then fishing and hunting, and finally winter skiing; and

WHEREAS, The 1969 celebration will commemorate the Fiftieth Anniversary of the Wenatchee Apple Blossom Festival;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the officials and citizens in the Wenatchee area be complimented for their great contribution to this state, for their generous display of hospitality and civic pride, and for their accomplishment in developing one of the greatest tourist attractions in the United States.

On motion of Senator McDougall, the resolution was adopted.

SIGNED BY THE PRESIDENT

The President signed:

SUBSTITUTE SENATE BILL NO. 117.

MOTION

On motion of Senator Greive, Senate Joint Resolution No. 9 was substituted for Senate Joint Resolution No. 8 on today's calendar.

SECOND READING

SENATE BILL NO. 310, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing eminent domain procedures.

REPORT OF STANDING COMMITTEE

March 3, 1969.

SENATE BILL NO. 310, providing eminent domain procedures (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 11, strike all of section 1 and renumber the remaining sections consecutively.

On page 8, beginning on line 6, strike all of section 8 and renumber the remaining sections consecutively.

On page 9, section 11, line 31, after "be" and before "the" strike "final notwithstanding" and insert "subject to"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Twigg, Williams, Woodall.

The bill was read the second time by sections.

Senator Uhlman moved that the committee amendment to page 1 not be adopted.

Debate ensued.

MOTION

On motion of Senator Mardesich, Senate Bill No. 310 was made a special order of business immediately following noon recess.

SENATE BILL NO. 318, by Senator Gissberg:
 Withdrawing public funds from tax exempt institutions.
 The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 318 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 318, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Bailey—1.

Absent or not voting: Senator Durkan—1.

Excused: Senators Herr, Ryder—2.

SENATE BILL NO. 318, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 458, by Senators Ridder, Pritchard, Holman, Odegaard and Stortini:

Providing coordinating council for occupational education to administer fire service training.

The bill was read the second time by sections.

On motion of Senator Ridder, the following amendment was adopted:

On page 2, section 1, line 5, after "training" and before the period insert: "":
PROVIDED, That the provisions of this act apply only to the structural fire services and do not include those funds now or hereafter used for the forest fire services and do not include those funds now or hereafter used for the forest fire services training programs"

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 458 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 458, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Andersen-1.

Excused: Senators Herr, Ryder-2.

ENGROSSED SENATE BILL NO. 458, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 186, by Senators Peterson (Ted), Dore, Marquardt and Durkan:
Regulating construction of mobile homes and travel trailers.

REPORT OF STANDING COMMITTEE

January 30, 1969.

SENATE BILL NO. 186, regulating construction of mobile homes and travel trailers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation. Do pass with the following amendments:

On page 2, section 3, line 9, strike "six" and insert "seven"

On page 2, section 3, line 30, after "devices" and before the period insert: "and one member shall represent that segment of the general public owning or leasing mobile homes and/or travel trailers"

On page 2, section 3, line 31, after "section" and before "shall" insert "within the Department of Labor and Industries shall be a member of the advisory board and"

On page 3, section 3, line 6, after "homes" and before "shall" insert "and of the member representing the general public"

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.

The bill was read the second time by sections.

On motion of Senator Peterson (Ted), the committee amendments to page 2 were adopted.

On motion of Senator Mardesich, the committee amendment to page 3 was adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 186 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Day: "Would Senator Peterson (Ted) yield to a question? Senator Peterson, what is the financial impact of this particular bill?"

Senator Peterson (Ted): "There is no impact as far as the state is concerned. The department of labor and industries is self-providing and through the licenses they take care of their own. There is no impact whatsoever. We are on Senate Bill No. 186 on mobile trailer homes."

Senator Day: "Isn't this the one that creates an advisory commission on the promulgation of rules?"

Senator Peterson (Ted): "That is right but they are self-providing as far as income goes through the licenses and permits, Senator. There is no impact."

Senator Day: "As I read this bill, I believe what it accomplishes is this, it creates an advisory commission to advise the department of labor and industries in relation to the promulgation of rules which it already has the power to do, and in effect about all it accomplishes is to allow the department to pay per diem to members of an industry in consulting with them on the promulgation of rules. Is that not correct?"

Senator Peterson (Ted): "It is true in some respects but you want to remember that this regulation is an all-state regulation, Senator. You have to have rules and regulations for something like this that has, you might say, just exactly what a stationary home has as far as plumbing, heating and wiring, and therefore you have to have inspections.

"The trailer people, themselves, want this type of regulation so they can really in the expansion of the industry as a whole be taken care of properly and safely for the people of the state of Washington."

Senator Day: "Senator, if you will yield further, what is the license fee for a manufacturer of this type of equipment?"

Senator Peterson (Ted): "I don't recall offhand what the license fee is at present but I want to say that it is in just the electrical end alone, ten dollars; it is probably around twenty-five dollars."

Senator Day: "How many manufacturers are there in the state, do you know?"

Senator Peterson (Ted): "There are between sixty and seventy-five and they are growing daily. This is a protection for the manufacturers of the state of Washington because so many of these trailers were coming in from non-union states like Wisconsin and coming with trailers that didn't meet the standards at all. This is picking up the standard requirements and protecting the manufacturers in the state of Washington."

Senator Guess: "I would like to ask Senator Peterson (Ted) to yield? Senator Peterson, on line 27, 28 and 29 on page 3, it says that the expenses recognized by the state of Washington shall be paid out of the mobile home and travel trailer appropriation. Have we appropriated mobile home and travel trailer money?"

Senator Peterson (Ted): "We have not made an appropriation. This will come through the licensing on the funds which they build up through the department of labor and industries. No, there is no special appropriation for this."

Senator Guess: "I thought you said that this was going to . . . if you have the money in the general fund and certainly this will go into the general fund, then you have to re-appropriate that money back out? Don't you think there is a flaw in the drafting of this bill?"

Senator Peterson (Ted): "No, I don't, Senator. This is the usual procedure."

Senator Guess: "It further says that upon vouchers approved by the budget director of labor and industries. Can you tell me what office that is?"

Senator Peterson (Ted): That would be an account set up within the department of labor and industries."

Senator Guess: "The budget director of labor and industries?"

Senator Peterson (Ted): "Yes."

MOTION

On motion of Senator Guess, Engrossed Senate Bill No. 186 was made a special order of business following the consideration of Senate Bill No. 310.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE CONCURRENT RESOLUTION NO. 14.

SENATE BILL NO. 65, by Senators Lewis (Brian), Holman and Walgren:

Advancing date for receiving additional state funds by city or town annexing territory.

The bill was read the second time by sections.

On motion of Senator Lewis (Brian), the rules were suspended, Senate Bill No. 65 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 65, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Absent or not voting: Senators Andersen, Pritchard, Woodall—3.

Excused: Senators Herr, Ryder—2.

SENATE BILL NO. 65, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 260, by Senators Day, Atwood, Gissberg and Dore:

Deleting an exemption from the narcotic drugs act.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Senate Bill No. 260 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 260, and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—38.

Voting nay: Senators Greive, Lewis (Harry), McCormack, Peterson (Lowell), Sandison, Talley—6.

Absent or not voting: Senators Andersen, Pritchard, Woodall—3.

Excused: Senators Herr, Ryder—2.

SENATE BILL NO. 260, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Bailey: "Mr. President, point of personal privilege."

The President: "The Senator will state his point of personal privilege."

Senator Bailey: "I noted in the newspaper the Governor was unhappy with the Senate, how slowly we are working and I wouldn't want to get partisan but I just checked at the Secretary's desk and find that the Senate has passed to the House 169 bills and the House has passed to the Senate 164 bills.

"We are still ahead and I think even if we don't come back on Sunday, we are going to be ahead of them next week. They are working on the budget."

Senator Mardesich: "I believe the Governor intended to infer that the House was working."

SENATE BILL NO. 457, by Senators Ridder, Pritchard, Holman, Odegaard, Stortini and Uhlman:

Putting dyslexic children within division for handicapped children in office of superintendent of public instruction.

REPORT OF STANDING COMMITTEE

February 26, 1969.

SENATE BILL NO. 457, putting dyslexic children within division for handicapped children in office of superintendent of public instruction (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 14, after "children" strike "*and dyslexic children*"

On page 1, section 1, line 19, after "handicap" strike all the material beginning with "; and" on line 19 down to and including "ia" on line 23 and insert "*and those children who have specific learning and language disabilities resulting from perceptual-motor handicaps, including problems in visual and auditory perception and intergration*"

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Uhlman, Washington.

The bill was read the second time by sections.

On motion of Senator Ridder the committee amendments were adopted.

On motion of Senator Ridder, the following amendments were adopted:

On page 2, section 2, line 4, after "children" strike "*and dyslexic children*"

On page 2, section 2, line 9, after "handicap" strike the underlined material down to and including "*slexia*" on line 13, and insert "*and those children who have specific learning and language disabilities resulting from perceptual-motor handicaps, including problems in visual and auditory perception and integration*"

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 457 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 457, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Durkan—1.

Excused: Senators Herr, Ryder—2.

ENGROSSED SENATE BILL NO. 457, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 413, by Senators Keefe, Day and Twigg:

Directing maintenance of a minimum of two tuberculosis hospitals or facilities.

The bill was read the second time by sections.

On motion of Senator Day, the following amendment was adopted:

On page 2, section 2, line 14, after "located in" and before "to service" strike "Spokane county" and insert "a county east of the Cascade mountains"

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 413 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Day yield to a question? Senator Day, as I read this bill you are mandating that facility be located on the east side of the mountains irrespective of economy, costs, any factor whatsoever that might well indicate that we should have a consolidation of facilities to one facility in the state, is that correct?"

Senator Day: "That is correct. There are reasons for it as I explained. I don't know if you were here when I started my explanation but we have had some real difficulties with the health department on this. In fact, if you will recall in the last session of the legislature, the legislature mandated the department of health to do certain things with a facility on the west side of the mountains which were never accomplished. So there seems to be, I don't know what it is in that department, but we keep having difficulties.

"What this bill will do is accomplish exactly what you said, mandate this until such time as the legislature determines that it should be handled differently and, of course, if it should occur, and I question whether it will, but if it should occur that there is no longer a need for the facility, I am sure that it will be an easy thing to correct through a simple legislative act."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 413, and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—42.

Voting nay: Senators Bailey, Newschwander, Pritchard, Williams—4.

Absent or not voting: Senator Metcalf—1.

Excused: Senators Herr, Ryder—2.

ENGROSSED SENATE BILL NO. 413, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 306, by Senators Durkan, Stender, Mardesich, Knoblauch, Dore, and McCormack:

Promoting collective bargaining between health care activities and employees.

REPORT OF STANDING COMMITTEE

February 21, 1969.

SENATE BILL NO. 306, labor relations act for health care services employees (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, line 14, after "establishment" and before "having" on line 15, strike " , whether operated publicly or privately" and insert " , exclusive of those operated by the state, its municipalities, or political subdivisions,"

On page 2, section 2, line 1, after "it;" insert "nor shall it apply to persons performing services in connection with healing by prayer or spiritual means alone in accordance with the tenets and practices of recognized church or religious denominations by adherents thereof;"

On page 2, section 2, line 3, after "organization" and before "engaged" strike " , public or private,"

On page 2, section 3, line 21, after "unit." and before "The" on line 22, strike "No election shall be valid unless at least sixty percent of those eligible shall have voted."

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendments were adopted.

POINT OF INQUIRY

Senator Bailey: "Mr. President, I would like to ask a question about this, perhaps of Senator Durkan. The way I read this it takes out the county hospital districts and they will not be subject to collective bargaining?"

Senator Durkan: "Mr. President, those who are covered under the collective bargaining act of the state collective bargaining act and this is what this does, excludes them from this particular act."

Senator Greive: "If I may merely add a word, this is an effort to give the private hospitals the same rights and in fact it is patterned directly after what a good share of the nurses already enjoy."

Debate ensued.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Durkan yield to a question? Senator Durkan, I'm still not clear. I suppose I am asking the same question that Senator Bailey did. The third amendment which is on line 3, page 2 strikes 'public or private' and confuses me somewhat.

"Now, as I understand, with these amendments, this one in particular, this act now applies to public employees under the act passed last session, is that correct? Does it now apply to public hospitals?"

Senator Durkan: "At the last session, as I understand it, we excluded hospitals from the collective bargaining act. That is a good question, Senator. It has been raised and it is a proper question to make a determination whether Senate Bill No. 239 if it passes, and this may presume that it will pass, and if it did, then I would have been correct in my answer. If the collective bargaining bill that went over to the House does not pass and this bill passes with the amendments, there would be a certain hiatus where some public hospitals would not be covered either under collective bargaining nor under this."

Senator Uhlman: "Well, do I understand then that this bill would cover all so-called 'non-profit' hospitals and would cover all private or religious hospitals?"

Senator Durkan: "That is correct except the exemption, there is an exemption in the bill that it does not cover those who are working in the hospital. They are not part of the collective bargaining."

Senator Uhlman: "But you have excluded now public hospitals?"

Senator Durkan: "The purpose of the amendment now as I understand it is to exclude it because of the provision in the bill which previously passed in the Senate. They would be considered under the collective bargaining act of the state but now there is a question

whether that act will pass and being perfectly candid, it could be that we could end up with no coverage on the public hospitals. You are right.”

MOTION

On motion of Senator Greive, Senate Bill No. 306 was ordered placed on today's second reading calendar immediately following Senate Bill No. 186.

SENATE JOINT RESOLUTION NO. 9, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Applying ad valorem taxes accruing from urban renewal improvement to pay costs of urban renewal.

The resolution was read the second time in full.

POINT OF INQUIRY

Senator Atwood: “Would Senator McCormack yield to a question? Senator McCormack, on this particular measure I raised a particular question in the Committee on Rules and Joint Rules and I raise it here on the floor. This has some substantial financial impact, the amount of which I am not too sure. Has your committee gone through this and determined the fiscal impact?”

Senator McCormack: “No, Senator, Senate Joint Resolution No. 9 has not been to the revenue and taxation committee.”

Senator Atwood: “Have you had a chance to look at this particular measure?”

Senator McCormack: “No, I did not know it was going to be on the calendar until it was substituted this morning for Senate Joint Resolution No. 8 so I do not know what the impact is.”

MOTION

Senator Atwood moved that Senate Joint Resolution No. 9 be referred to the Committee on Ways and Means—Revenue and Taxation.

PARLIAMENTARY INQUIRY

Senator Greive: “Parliamentary inquiry. Are we now working on Senate Joint Resolution No. 9?”

REPLY BY THE PRESIDENT

The President: “Senator Atwood has moved that Senate Joint Resolution No. 9 be referred to the Committee on Ways and Means—Revenue and Taxation.”

Debate ensued.

POINT OF INQUIRY

Senator Woodall: “Would Senator McCormack yield to a question? Senator McCormack, could this particular measure, if we had time, the thought just occurred to me in view of what Senator Durkan proposed the other day, in view of these rigid requirements you are now making our farmers do on this housing, could we use this as a vehicle to also give some tax credits to people who are going to be compelled to expend large additional sums of money to put their migrant houses under the new act?”

Senator McCormack: “In answer to your question, it could be. I think the answer to your question is ‘yes.’”

MOTION

Senator Woodall moved that Senate Joint Resolution No. 9 be rereferred to the Committee on Rules and Joint Rules.

PARLIAMENTARY INQUIRY

Senator McCormack: “Parliamentary inquiry. Doesn't the original motion by Senator Atwood have equal standing with the motion by Senator Woodall?”

REPLY BY THE PRESIDENT

The President: "That is true, Senator McCormack. They are of equal rank."

POINT OF ORDER

Senator McCormack: "Point of order. The first motion is in order and I think the Senate should be considering it."

POINT OF INQUIRY

Senator Bailey: "Would Senator Elicker yield to a question? Senator Elicker, if you are collecting \$10,000 on three houses and you only have three families going to school, then you are going to collect \$50,000 on 500 hundred families. Who is going to pay the schools for that additional imposition if you are going to put it into another fund to retire the urban area bonds. I can't figure that out?"

Senator Elicker: "That is precisely the point I raise, Senator. That this has some dramatic impact at the local level because urban renewal quite often pre-supposes higher population density after the renewal than before the renewal and under the terms of this constitutional amendment, the actual taxes collected and paid through the local government would be the same either before or after."

Debate ensued.

PERSONAL PRIVILEGE

Senator McCormack: "Point of personal privilege."

The President: "The Senator will speak upon his point of personal privilege."

Senator McCormack: "I would like to take sharp exception to the remarks made by Senator Greive. I think they are uncalled for, Senator. This bill has not been in the revenue and taxation committee. This is a revenue and tax bill. This bill has severe impact and I believe that any bill of this importance should go to the standing committee concerned with it where there is an adequate staff that is working continually with the attorney general's office and department of revenue and people who are trained to work in this area and who are concerned with finding out what the facts of the bill are and bring them back to the legislature with a meaningful report and this is what I propose to do.

"I have no desire to kill this bill. It is an important bill in the area of revenue and taxation and it belongs to the revenue and taxation committee."

MOTION

The motion by Senator Atwood carried and Senate Joint Resolution No. 9 was referred to the Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 376, by Senators Walgren and Atwood:

Requiring counties to indemnify their officials and employees.

The bill was read the second time by sections.

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 376 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Walgren yield to a question? Senator, I note that there are no upper limits in the insurance policy that you would be mandating the county commissioners to procure. What kind of costs are we talking about, what type of policies are we talking about?"

"Conceivably of course, the county treasurer then would have to provide a policy of indemnification for all of the funds the county treasurer holds. Now, before you answer that question, not only would the county commissioners have to take out this policy for the officials, so-called, but also all employees.

"Now then, you are mandating them and they don't have any discretion but what possible situation would you get into where you had these policies in effect for clerks and typists and this sort of thing who are not performing functions of any policy decisions, discretionary decisions but are simply ministerial in their functions. Do you intend to require them to take out policies covering them against that and if so, what kind of mistakes are you protecting them against?"

Senator Walgren: "Having some familiarity with some of the mistakes that are made in the clerk's office as attorney, there are mistakes that are made which make the officials liable. I think that most of these policies, of course, are blanket policies and could include all the various employees of the department. To answer your direct question, yes, I think that the bill does provide and does mandate commissioners to provide this insurance coverage for all employees of the county in whatever capacity they may be in.

"You asked something about the cost, many of the counties have provided blanket policies for their employees. For instance, in King county the coverage includes the county liability on its vehicles, etc., and the total annual cost of the policies is \$150,000 and the representatives of the insurance companies when they were contacted, estimated ten percent or \$15,000 would be the share of the annual premiums to cover officers and employees for liability as provided under the provisions of this bill. In Whatcom county the annual fee for the errors and omissions insurance for all officials excepting the sheriff and the prosecutor is \$914.98. In Kitsap county the county errors and omissions policy cost is \$1,097.98 annually for the coverage of all its employees and there are other counties that have similar costs, all employees."

Senator Mardesich: "Would Senator Walgren yield? I notice also that there is no bid provision for the calling of this insurance although from your testimony it is not too great an amount. I thought it would be much larger but would you have any adversity to including a bid provision?"

Senator Walgren: "No, as a matter of fact, I think that would be wise."

Senator Mardesich: "Would your mind if we move the bill back to second reading?"

Senator Walgren: "Not at all."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 376, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Excused: Senators Herr, Ryder-2.

SENATE BILL NO. 376, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

SENATE BILL NO. 186, by Senators Peterson (Ted), Dore, Marquardt and Durkan: Regulating construction of mobile homes and travel trailers.

The time having arrived, the Senate resumed consideration of Senate Bill No. 186 on second reading.

On motion of Senator Guess, the following amendments were adopted:

On page 3, section 3, line 27, after "paid" strike "out of the mobile home and travel trailer appropriations" and insert "out of the appropriation to the department of labor and industries"

On page 3, section 3, line 29, before "director" strike "budget"

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 186 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Wilson: "Would Senator Peterson (Ted) yield? Senator there are thousands of area of state regulations and this bill now proposes that an advisory council together with the attendant expense be created with respect to one of these thousands of areas of regulations.

"I am a little curious as to how you would define an area of state regulation which justifies an advisory council of this nature as compared to areas of state regulation which do not?"

Senator Peterson (Ted): "Senator Wilson, up to this time and up to two years ago, we had problems because we had no direction whatsoever on trailers. They were just a vehicle, in fact we weren't even getting the tax that we should have. This is being adjusted and being that these trailers are becoming mobile, they are becoming trailer homes and when you come into a trailer home anywhere from thirty-five to sixty-five feet, you have two divisions of them. You see them coming up the highways. They put them together and actually they become a permanent home and when you have permanent homes for residents with children and when you go into the safety and protection of these people, then you must have some rules and regulations to follow. It comes from the department of labor and industries through suggestions of the mobile home people and people who are interested as we have in any division within the department of labor and industries."

Senator Wilson: "Thank you, Senator. But aren't there many areas of state regulations of equal importance to this one which are getting along without an advisory council?"

Senator Peterson (Ted): "I can't agree with you there, Senator, although I know what you are alluding to but when you have a practice, say in medicine or something like that that has to do with the individual technician as to the policies that he renders to the people, but you don't have anything like this that has to do with leasing, it has to do with ownership, has to do with sale, and has to do with the actual living on the premises which you do in trailers."

"I think you are probably talking of the various professions. This isn't a profession as such. This is an overall industry like boiler inspection on ships where you have building inspectors, sewer inspectors, etc. This is for the general public, the safety of the general public. You are in a different sphere altogether. This is living, the requirements, fire protection and the other things that go along with home living."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 186, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 3, excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—42.

Voting nay: Senators Stender, Wilson—2.

Absent or not voting: Senators Durkan, Elicker, Gissberg—3.

Excused: Senators Herr, Ryder—2.

ENGROSSED SENATE BILL NO. 186, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 306, by Senators Durkan, Stender, Mardesich, Knoblauch, Dore, and McCormack:

Promoting collective bargaining between health care activities and employees.

On motion of Senator Greive, the rules were suspended and the Senate resumed consideration of Engrossed Senate Bill No. 306, on second reading.

PARLIAMENTARY INQUIRY

Senator Uhlman: "Point of parliamentary inquiry. Do the records on the Secretary's desk indicate that the amendments were adopted to Senate Bill No. 306?"

REPLY BY THE PRESIDENT

The President: "That is correct, Senator. The records so show."

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 306 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 306, and the bill passed the Senate by the following vote; Yeas, 38; nays, 7; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Greive, Guess, Henry, Holman, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—38.

Voting nay: Senators Elicker, Gissberg, Huntley, Lewis (Brian), Lewis (Harry), Matson, Woodall—7.

Absent or not voting: Senators Andersen, Metcalf—2.

Excused: Senators Herr, Ryder—2.

ENGROSSED SENATE BILL NO. 306, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by President Pro Tempore Henry at 2:00 p.m.

MOTIONS

On motion of Senator Connor, Senators Dore and Cooney were excused.

On motion of Senator Keefe, Senator Durkan was excused.

SPECIAL ORDER OF BUSINESS

ENGROSSED SENATE BILL NO. 310, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing eminent domain procedures.

The time having arrived, the Senate resumed consideration of Senate Bill No. 310 on second reading and the second and third committee amendments.

On motion of Senator Uhlman, the second and third committee amendments were adopted.

On motion of Senator Uhlman, the following amendment was adopted:

On page 11, after section 17, being renumbered section 16, insert a new section to read as follows:

"NEW SECTION. Sec. 17. In order to insure compliance with the Federal Aid Highway Act of 1968, with regard to acquisitions for state highway purposes or for any highway, road or street on a federal aid highway system, this act shall be effective as of August 23, 1968."

POINT OF INQUIRY

Senator Woodall: "Would Senator Uhlman yield to a question? For the record, Senator Uhlman, is this a fair statement, the purpose of this act and intent was to merely enact such law as is necessary to obtain the federal money, that there was no intention of changing or amending any existing substantive law. Was that not the intent?"

Senator Uhlman: "I think your question should be answered two-fold, Senator Woodall. In the first instance concerning this specific amendment and I am glad that this question is able to be presented in the record, it is our intention in placing this amendment on the bill that it will not jeopardize or do away with in any fashion any existing rights that may be accrued to any individual whose property is being taken. This would be including

any existing law suits or rights accrued for law suits not yet in existence. In answer to the second portion of your question which would be the broader one, the answer is yes, it has been represented to us by the representatives of the highway department through the attorney general's office that this act is necessary for passage, that if we do not pass this act in substantially the form as it now exists, the state of Washington stands to lose a substantial amount of money, some several millions of dollars which will be available to the state for displaced persons, persons whose property is taken or will be taken for highway purposes."

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 310 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 310, and the bill passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Bailey, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Voting nay: Senators Atwood, Canfield, Matson, Newschwander—4.

Absent or not voting: Senators Connor, Guess—2.

Excused: Senators Cooney, Dore, Ryder—3.

ENGROSSED SENATE BILL NO. 310, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Washington, Engrossed Senate Bill No. 310 was immediately transmitted to the House.

PERSONAL PRIVILEGE

Senator Washington: "Point of personal privilege. I had a matter I did want to mention in regard to the statements made by Senator Andersen. I didn't feel like making them when we were discussing the bill because I didn't want the bill to be involved in perhaps a bi-play between Senator Andersen and myself.

"I do want to point out to Senator Andersen and to the members of the Senate that this bill, of course, as he says did have some matters in it that were particularly repugnant to members of the legal profession who understand the laws of eminent domain and very clearly the bill, as it was drafted, would have changed the law of eminent domain but these matters were clearly pointed out.

"I personally attended a session with Senator Uhlman, chairman of the judiciary committee with a representative of the highway department, discussing these particular matters. There was no effort to pose this bill as an innocent little housekeeping measure. It was recognized in the beginning as an important change of present policy and the matters which involved the legal profession were discussed with the chairman of the judiciary committee who assured us very candidly that he was opposed to those matters. He felt that the judiciary committee would also be opposed and of course his prediction is correct, the judiciary committee did eliminate section 8. But I want to point out, no one connected as far as I know with the highway department or the highway committee, sent this bill forward as a simple little amendment. We recognized how relatively earthshaking it was."

POINTS OF INQUIRY

Senator Andersen: "I would like to ask Senator Woodall if he would yield to a question? Senator Woodall, I believe you were present at the time this matter was first presented to the judiciary committee. Initially what was the representation made on behalf of this bill to the committee?"

Senator Woodall: "The representative from the highway department who appeared, Senator Washington was not there that day and he has no knowledge of what was said that day, stated that this was simply a bill to bring our law into conformity so that we could get the federal matching money, and it was for that purpose and none other that the bill was introduced. That was the first representation.

"We then started exploring certain portions of it and he then began to admit that it had gone beyond it. Now, I want to call your attention, in addition to that section 8 to another little one that is stuck in and you see we have a system here that makes it a little bit difficult. You can be fooled sometimes because new matter in a section is underlined, old matter is stricken out but then you have these paragraphs where you have a brand new section. Unless you read the words 'NEW SECTION' there is nothing to indicate that that is new matter or that it is coming in for the first time, so they had a real cute one down in section 11, new section, hereby added a chapter which said 'should any person agree by determination as to eligibility, payment of these amounts, as an appeal to the condemnor' and the condemnor decides whether he has been fair.

"I am my own judge, you see, and it said 'the opinion of the condemning agent shall be final notwithstanding the provisions of' a certain section which happens to be the administrative procedure act. So then I inquired of this gentleman, is that needed in order to get federal money? He said 'no'. We then told him to go back and bring us back an honest review of the bill and point out which sections of it were necessary to get the federal moneys, and the other portions which for some reason or other the highway department wanted to change, and they definitely fell into two different categories. So we did then amend this other section, which amendments you have adopted, that put back that the condemnation must follow the rules of the administrative procedure act. That was also shoved in there to try and get that out and until we dug it up, no one bothered to call it to our attention."

SENATE BILL NO. 499, by Senator Williams:
Authorizing recognition of studded tires by highway commission.

REPORT OF STANDING COMMITTEE

February 28, 1969.

SENATE BILL NO. 499, authorizing recognition of studded tires by highway commission (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 20, after "skid" and before the period insert "*PROVIDED, That it shall be unlawful to use metal studs imbedded within the tire between April 1 and November 1*".

Signed by: Senators Washington, Chairman: Connor, Donohue, Elicker, Faulk, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

The bill was read the second time by sections.

Senator Washington moved the adoption of the committee amendment.

POINT OF INQUIRY

Senator McCormack: "Would Senator Washington yield to a question? Senator, this amendment prohibits the use of studded tires in this state during that period or the use on state highways during that period?"

Senator Washington: "It would be on public highways during that period of time. They are difficult on the highways and wear the highways and this would prohibit their use on any public highways, not just state highways."

Senator McCormack: "In other words, county roads and state highways?"

Senator Washington: "That is correct."

Senator Williams moved the adoption of the following amendment to the committee amendment:

Amend the last line of the committee amendment as follows:

After "November 1" insert "*PROVIDED FURTHER, That the state highway commission may, from time to time, determine additional periods in which the use of tires with metal studs imbedded therein shall be lawful*".

The motion by Senator Williams carried and the committee amendment as amended by Senator Williams was adopted.

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 499 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Peterson (Ted): "I wonder if Senator Washington would yield to a question? Senator Washington, I dislike putting on chains just like anyone else when going over the pass but after hearing the inquiry from Senator McCormack, it is my feeling that perhaps this bill is a little premature and I am going to ask you a question.

"On black top on the west side of the mountains there are some years we don't even have snow, sure we have a little rain but you have pretty good holding power in rain on a paving or black topping. Isn't it possible that perhaps you will be tearing up a lot of black topping with this type of tire on the west side where you don't have much snow and maybe not even much rain? It doesn't seem like this bill is consistent. You just have a certain allocated time of the year when you would use the studded tires and the rest of the time we could have dry weather here and you could have dry weather on the east side so what is it going to do to the highways and what is the cost going to be eventually when you tear up the highways with this type of tire with the designation of time as you have it."

Senator Washington: "The answer as given by the highway department and also from the experience of the state patrol is that there is a natural limitation. Generally, the people who are going to be driving across the pass, those people who are habitually driving in snow, are going to be utilizing the studded tire. They have found that occasionally people who perhaps would not drive in that kind of area will have the steel studs but it is relatively unusual and they feel that just in the natural course of events, the people who would be likely to use the tire would not be those who would be in large numbers on the west side."

Senator Peterson (Ted): "Mr. President, in pursuing this a little further, Senator Williams leaves the studded tires on all the time over on the west side and he is not in snow. He might be up skiing over a weekend but beyond that I just wonder if this is consistent with your statement."

Senator Washington: "I will say that this is not an iron clad statement. This takes in the law of probabilities and the averages and the highway department feels that it will not cause, during this period of time, a great wearing on the highways in western Washington because in the past few years experience indicates that the majority of people would be in the category that I described. Those people who are frequently driving in the snow and I don't know whether Senator Williams does go to the mountains occasionally but even the number of skiers, as many as they may seem, are relatively small in percentage on the west side."

Senator Stender: "Would Senator Washington further yield? Senator, my understanding is that these tire shops take these tires that are on automobiles and shoot these metal studs right into the tire, an easy job I have heard.

"Doesn't this bill then lend itself you might say, to great increase in the use of this tire and isn't it going to be quite an expensive job for the patrol or whoever is going to police this requirement to see that these so-called time limits are carried out? Aren't we getting into something that would be very difficult to handle and police?"

Senator Washington: "Senator, again there is the feeling because of the use of these tires being chiefly where there is snow and ice that in the ordinary year there will be very little call for the people to go to the extra expense on the west side of having the steel studded tires. The highway department feels, as in so many areas we are governed by the practicalities of life and many times those are more important in the prevention of damage than the actual use of the law itself in law enforcement. I will admit that there will be some problems as far as the enforcement is concerned but the mere fact that the law is in effect, the majority of people will abide by it and of course the state patrol will have the ability to attempt to check on the other people who don't comply.

"But really, the highway department and the state patrol feel that with the limitations that are in the bill there is nothing really to be concerned about. However, if experience shows that we have gone too far then at the next session of the legislature, we may be called upon to make some changes."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 499, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-43.

Voting nay: Senator Stender-1.

Absent or not voting: Senators Atwood, Guess, Ridder-3.

Excused: Senators Cooney, Ryder-2.

ENGROSSED SENATE BILL NO. 499, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 241, by Senators Faulk, Uhlman and Elicker:
 Providing accounting procedure for county warrants:
 The bill was read the second time by sections.

POINTS OF INQUIRY

Senator Uhlman: "Before we move to third reading, I wonder if Senator Faulk will yield to a question? Senator Faulk, as you know these interest payments are paid quarterly and since you are taking them off from the face amount of the note, could you tell me what effect this would have in the beginning of the third quarter when the real property taxes become due?"

Senator Faulk: "No effect as far as I know, Senator."

Senator Uhlman: "Wouldn't it normally have an effect if you made this substantive change?"

Senator Faulk: "I really don't think so, Senator."

Senator Uhlman: "On what do you base your answer?"

Senator Faulk: "What I am saying is that whether you mark the interest on the warrant or not doesn't have anything to do with the payment of the interest. It is still marked in a warrant register or in an interest register so I don't really see . . ."

Senator Uhlman: "Senator, it doesn't say an interest register it says a warrant register. What about the interest?"

Senator Faulk: "The interest is marked on the warrant register."

Senator Mardesich: "What does he have to show the government?"

Senator Faulk: "The county treasurer could, I am sure, give him a copy of that portion of that warrant register itself."

Senator Mardesich: "That is what the bill does and now you are striking it out and he no longer has to do it."

Senator Faulk: "No, Senator, that is not correct. What we are saying is that the treasurer no longer has to mark the amount of interest on the warrant itself."

President Cherberg resumed the Chair.

On motion of Senator Faulk, the rules were suspended, Senate Bill No. 241 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 241, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators McCutcheon, Stender, Uhlman—3.

Absent or not voting: Senators Dore, Peterson (Ted), Ridder—3.

Excused: Senator Ryder—1.

SENATE BILL NO. 241, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 598, by Senators Keefe, Connor and Peterson (Lowell):
 Providing cost of living supplements for firemen's pensions.

MOTION

On motion of Senator Greive, there being no objection, Senate Bill No. 598 was referred to the Committee on Ways and Means.

SENATE BILL NO. 502, by Senator Foley:

Authorizing sale of portion of land of school for the deaf, Vancouver, Washington.
The bill was read the second time by sections.

On motion of Senator Foley, the following amendment was adopted:

On page 2, section 1, line 7, strike "armory" and insert "property"

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 502 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Peterson (Ted), Senator Andersen was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 502, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Guess, Ridder—2.

Excused: Senators Peterson (Ted), Ryder—2.

ENGROSSED SENATE BILL NO. 502, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 172, by Senators Day, Twigg, Woodall, Peterson (Ted), and Peterson (Lowell) (by Legislative Council request):

Checking nonprofit status of charitable hospitals.

The bill was read the second time by sections.

On motion of Senator Holman, the following amendment was adopted:

On page 2, section 1, line 3, after "report" insert "*He shall also file with the assessor, the department of health, the department of public assistance, the department of revenue, and the state auditor, a copy of Form 990-A of the United States Treasury Department Internal Revenue Service, a return of organization exempt from income tax for the current year*" and on line 4, after "*That*" strike the balance of line 4 and all of lines 5 through 7, and on line 8, before "assessor" strike "*The*" and insert "*the*"; and on line 10, after "*report*" and before "*within*" insert "*and said copy of Form 990-A*"

On motion of Senator Holman, the following amendment to the title was adopted:

On page 1, line 1 of the title, after "to" and before "tax" strike "hospital" and after "exemption" insert "status of charitable institutions"

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 172 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 172, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Andersen, Dore, Gissberg, Ridder—4.

Excused: Senators Peterson (Ted), Ryder—2.

ENGROSSED SENATE BILL NO. 172, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 618, by Senators Holman, Uhlman, Williams, Ridder and Elicker: Implementing laws relating to school district financing.

The bill was read the second time by sections.

On motion of Senator Holman, the following amendments by Senators Lewis (Brian), Holman and Gissberg were adopted:

On page 4, section 3, line 6, after "of the" and before "of" strike "last assessed valuation" and insert "[last assessed valuation] value".

On page 4, section 3, line 7, before the comma after "such taxing district" insert "to be ascertained as set forth in this subsection (1)".

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 618 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Durkan: "Mr. President, this is just a query. In the appropriations bill we have a provision which states that no state funds shall be provided where a school district expends or over expends in anticipation of its funds as provided by the budget which was adopted in October.

"My question is, would a school district which last October adopted a budget and then we increased its bonding capacity and the district floats more bonds and spends the money, would they be prevented from taking advantage of the state appropriation?"

Senator Holman: "Senator Durkan, I haven't seen your provision on that matter but I wouldn't think so because this has reference to the incurring of indebtedness and not for the expenditure of the money. The districts would still have to remain within their budget as I understand it but this would permit the school districts, for example, to incur some indebtedness and then they would have to budget the repayment in their next year's budget.

"A typical example, it isn't typical, thank heavens, but there is a school district in Snohomish county which failed its levy for capital construction twice, this is for maintenance and operation and this would permit them to indent themselves by vote of the school board to a small amount so they could at least carry on minimum operations. They couldn't spend any more money this time but they could contract for it so that they could pay for it in next year's budget when hopefully their operational budget passed.

"This has many advantages and flexibility but in answer to your specific question, it does not in my opinion, permit them to spend any more money than they have budgeted."

Senator Durkan: "I think your example is just exactly to what I am directing my question. If this does pass, they will use the bonding capacity for purposes of getting more revenue and I am not trying to defeat the bill. However, I just want to point out that Senate Bill No. 151 does state that no portion of these funds shall be allocated to a school district which expends or anticipates expending monies in excess of its certified budget as filed with the office of the superintendent of public instruction."

Senator Holman: "Mr. President, my suggestion to meet that would be that it should be called to any school district's attention so that they don't inadvertently by using any flexibility, deny themselves relief under the bill."

Senator Stender: "I wonder if Senator Holman would yield to further question? Senator Holman, in your remarks you alluded to the philosophical aspects of this approach. I was wondering in that area of philosophy of this indebtedness, aren't we allowing further indebtedness or just defeating some of the purpose that we are really striving for, and we are

loading further debt service costs on these particular areas of public interest? Aren't we building up a bigger need for additional money for servicing these bonds when we go in deeper?"

Senator Holman: "No, Senator Stender, I don't think we are. We are not doing anything as far as increasing the indebtedness. We are simply giving local districts and their boards of directors and governing bodies further latitude, that of course is their own decision.

"I would like to explain that many of these areas are growing. They have capital needs in tremendous degrees. Some school districts in my legislative district, in Senator Brian Lewis' district and yours, find that under the present statutory restrictions, they do not have enough capacity to build their buildings, to indent themselves so that they can build buildings. So what do they have to do, they have to put on a special building fund levy of ten, fifteen or even eighteen mills. Now in these districts where they already have very high millage for just maintenance and operation this produces a very tough situation for the taxpayers. In my area, as I have pointed out on this floor before, we now pay almost eighty mills in school taxes out of a total of one hundred twenty-five mills altogether.

"In the Northshore school district which is Bothell, they had to put on a seventeen mill special building fund levy this year simply because they were unable to authorize any additional bonds. It has been my feeling that when you have capital construction of buildings that are going to be used for a generation or two with new people coming into the district, you should ask those new people coming in ten to fifteen years from now to pay a portion of it rather than laying it on the people who are there at present.

"While I agree with you that we don't want to increase the indebtedness of any district, I say that we are not by this means doing it. This has to be a local decision but it does give them the flexibility they need to meet some of their problems."

Senator Canfield: "Would Senator Holman yield to a question? Senator Holman, this is a very important and complicated bill. I was wondering if you think that the property owners in your instance, as an example, should have to pay these excessive costs of which you speak or should they be financed from state funds?"

Senator Holman: "Of course, anything we could get from the state I am sure my district would be delighted to have but my impression is that the state funds have serious drains on them already.

"This is an attempt to let the local districts at least get themselves in a position if they want, to be able to help themselves. Certainly we want to have state funds if it is possible and I would point out that there will be a provision and they have under discussion for statewide bond issue for public school construction but that doesn't have anything to do with this particular measure, Senator."

Senator Canfield: "I raise the point, Senator Holman, that I have grave doubts as to whether children or their parents should be penalized tax-wise because of the fact that you happen to live in a certain section of the county. We have long ago adopted the principle of equalization to operate our schools. We believe in giving our children equal opportunity, don't we? Yet we penalize them, through their parents because of the sole fact they live in a certain area and therefore you are obligated by these extra levies which in many cases are almost confiscatory."

Senator Holman: "I would certainly agree with that. It is one of the things I am here for and I hope we all are here to remedy this situation by a tax reform so that we won't have in these certain school districts of the state, to ask them to pay exorbitant amounts in one district to maintain a good school system when in other areas they are required to do so. I don't believe that we have reached that question. I believe that comes out sometime next week."

Senator Canfield: "If I may, I would like to ask Senator Holman a second question? Senator, on page 5 in subsection 3 all underlined, I have read that over three or four times, and it appears to be a little contradictory and I would like to have you analyze that if you would and explain exactly what it means."

Senator Holman: "Yes, I would be glad to explain it. The Constitution refers to the amount of indebtedness that a taxing district may incur. Heretofore when bonds were authorized by voters of a school district, they usually ask an amount based on what they estimate the assessed valuation of their area to be at the time they are getting ready to issue the bonds which may be a year or so away.

"They don't have that figure exactly at the time they vote on the bond so normally they estimate it and then ask for the authorization. What this says, and this has been a practice, they ask for authorization and it may be more than they can legally indent themselves but that doesn't void the authorization up to the amount they can indent themselves. This simply clarifies that bond counsel has advised this is the present law. They would like to have this in the law, so they are sure. Otherwise, you might run the risk of a taxpayer suit saying that they hadn't authorized it."

Senator Mardesich: "Would Senator Holman yield? Senator, you have probably already answered this question. I regret that I wasn't listening when you began your discussion. Is it your interpretation now that by changing of the language from last assessed valuation to value that there is a potential increase of five times in the bonding indebtedness?"

Senator Holman: "No, twice."

Senator Mardesich: "How do you arrive at that?"

Senator Holman: "Because the statutes have been interpreted as being at the constitutional maximum now of fifty percent. We know they are not but the courts held that it was."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 618, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Faulk, Huntley, Metcalf—3.

Excused: Senators Peterson (Ted), Ryder—2.

ENGROSSED SENATE BILL NO. 618, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Holman, the rules were suspended and Engrossed Senate Bill No. 618 was immediately transmitted to the House.

PERSONAL PRIVILEGE

Senator Guess: "I would like to speak on a point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Guess: "I also ask the concurrence of the Senate in the reading of certain material rather than get into a misquote situation. I would like to be able to read some of the material that I will present.

"On Saturday, March 8 the office of the superintendent of public instruction testified against Senate Concurrent Resolution No. 15 which was adopted by the Senate by a vote of 46-0. The statement submitted in writing to the House Education Committee concluded with the following:

"The office of the state superintendent holds firmly to the position that curriculum matters including the selection of materials, course content and basic administrative policies shall be determined by local school boards and patrons and should not be dictated from Olympia, from Washington, D.C. or even from Oklahoma."

"I want to direct your attention to the unfortunate flaw contained in the last clause and to state that the resolution was a product of the Senate Education Committee. Senator Ridder in commenting upon the resolution when it was before the Senate stated that the form and content of the resolution had been approved by the superintendent's office. The exact contents and quote of that statement, I think, will be in the record because it was read in as a question.

"The resolution embodies the principle elements of three Senate Bills, 60, 61 and 62 which were prefiled by Senator Guess after almost two years of work with constituents of this district and concerned parents. The testimony of the superintendent of public instruction is a direct attempt to adversely affect the course of a bill through the legislature, a breach of good faith and an attempt to impugn the honor and integrity of the original draft of the legislation. It also included a copy of the material that was used and presented to the committee. There is a second sheet.

"Now, I also include a copy of the concurrent resolution and I will skip to line 10 'where the testimony adduced at public hearings has failed to reflect any clear cut abuses of a state-wide general nature in the foregoing areas although particular instances have been noted and whereas this legislature recognizes the paramount right and duty of each parent with respect to the education of his children; and whereas, it has been the general policy of the public school system of this state to preserve and protect these rights'.

"I think it is fundamental, it was agreed and it was voted upon and passed by the Senate when it was before us. Now there has also come into my hands this afternoon before twelve o'clock the material you will find in the last few sheets of the hand out. I don't propose to read all of the material but I would like to invite your attention to the administrative guidelines for teaching sex education, it is entitled 'for teacher's use only'.

"The material with the vocabulary that is on the last page is an affront to the parents of the school district in which the material is being taught. These parents have been to the local school board.

"Now in the resolution and the reason I agreed to the resolution is because I do not believe in legislating a tight outline for any department whether it is the department of labor and industries or the school department and I was agreeable to going along with the

resolution and because I was agreeable I had that uncertain, uneasy feeling that I might be getting the doublecross. I can understand Senator Ridder's sincerity and honesty and his consideration in trying to get this into a form that will be agreeable by the school authorities.

"This morning at the hearing of the House Education Committee I expressed my very great displeasure with the fact that Mr. Bruno's office had testified against the bill and I feel that this is a complete breach of faith on the part of the department.

"Gentlemen, this material that is included in this hand out is a sample of some of the material that is being used in the school system of the state of Washington. Now, if we are going to protect the schools and protect the children of the state of Washington, we have to have some guidelines of decency and I beg of you, in the next few days, to bear with me and let's come up with something that will be of a workable nature and something that will protect the children and satisfy the parents of the students. Thank you."

SENATE BILL NO. 300, by Senators Washington and Lewis (Brian) (by departmental request):

Authorizing ten year terms for ferry concessions.

MOTIONS

Senator Durkan moved that Senate Bill No. 300 be indefinitely postponed.

Debate ensued.

On motion of Senator Mardesich, Senate Bill No. 300 was ordered placed at the end of the second reading calendar for today.

SENATE BILL NO. 301, by Senators Walgren, Elicker and Washington (by departmental request):

Authorizing concurrent law enforcement on ferry wharves, terminals, and runs.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 301, authorizing concurrent law enforcement on ferry wharves, terminals, and runs (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 7, after "enforcement" and before "of cities" strike "officials" and insert "officers"

On page 1, section 1, line 10, after "enforcement" and before "in the enforcement" strike "officials" and insert "officers"

On page 1, section 1, line 10, after "laws of the state" and before "at" insert "and local governmental divisions"

On page 1, section 1, line 12, after "such local" and before "and on state ferries" strike "officials" and insert "law enforcement officers"

On page 1, section 1, line 14, after "in the" and before "governmental division" strike "official's" and insert "officer's"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Elicker, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren.

The bill was read the second time by sections.

On motion of Senator Walgren, the committee amendments were adopted.

On motion of Senator Walgren, the rules were suspended, Engrossed Senate Bill No. 301 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 301, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander,

Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Peterson (Ted), Ryder—2.

ENGROSSED SENATE BILL NO. 301, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 575, by Senators Knoblauch, Newschwander and Faulk:
Providing parking facilities for county courthouses.

REPORT OF STANDING COMMITTEE

March 6, 1969.

SENATE BILL NO. 575, providing parking facilities for county courthouses (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 2, line 19, after "pollution facilities;" strike all material down to and including "operation of" on line 20

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator Herr, the committee amendment was adopted.

On motion of Senator Herr, the rules were suspended, Engrossed Senate Bill No. 575 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 575, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Peterson (Ted), Ryder—2.

ENGROSSED SENATE BILL NO. 575, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:00 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Monday, March 10, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Monday, March 10, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen and Huntley. On motion of Senator Atwood, Senators Andersen and Huntley were excused.

The Color Guard, consisting of Pages Frank Pritchard, Color Bearer, and Elaine Thomas, presented the Colors. Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God and Father by whom our nation hath been established in freedom and our state preserved in union; we thank Thee for our public servants, and especially for the members of this chamber; for their courage in accepting an office which exposes them to misunderstanding and misrepresentation; for their faith in the future of our state; and for their perseverance in the face of frustration and fatigue;

"Guide the Senators in finding answers to the complex problems of this biennial session. Bless with sound legislation the hours given to study, discussion and debate. And at day's end grant to each that personal enrichment which attends Thy approval. Amen."

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

REPORTS OF STANDING COMMITTEES

March 7, 1969.

SENATE BILL NO. 333, relating to beverage glass containers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Gissberg, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 471, authorizing use of hovercraft as part of state ferry system (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Donohue, Elicker, Faulk, Guess, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Peterson (Lowell), Ridder, Waigren.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 554, regulating investment in banks (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Lewis (Brian), McCormack, McDougall, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

SENATE BILL NO. 576, permitting operating agencies to issue revenue bonds and warrants (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg, Washington.
Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

SENATE BILL NO. 597, prohibiting mortgage transfer charges (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg.
Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SENATE BILL NO. 599, pertaining to pooling of collateral to secure deposits of public funds (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 599 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg.
Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SENATE BILL NO. 710, relating to electric utilities (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCormack, Newschwander, Stortini, Twigg, Washington.
Passed to Committee on Rules and Joint Rules for second reading.

February 19, 1969.

SENATE JOINT MEMORIAL NO. 5, memorializing Congress to exempt OASDI benefits from "resources" for benefits under public assistance (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Herr, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 14, authorizing treasurer to advance funds to state agencies (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.
Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

SUBSTITUTE HOUSE BILL NO. 24, relating to railroad grade crossings (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Henry, Vice Chairman; Bailey, Donohue, Elicker, Faulk, Huntley, Lewis (Brian), Lewis (Harry), Mardesich, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

ENGROSSED HOUSE BILL NO. 34, amending rules of the road for emergency vehicles (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

HOUSE BILL NO. 51, providing for promotion of state patrol officers (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Donohue, Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

HOUSE BILL NO. 52, regulating speed of passing vehicles (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Donohue, Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

ENGROSSED HOUSE BILL NO. 93, increasing the board allowance for county prisoners (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, McDougall, Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

SUBSTITUTE HOUSE BILL NO. 96, controlling agricultural pests and diseases (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

HOUSE BILL NO. 100, authorizing sale of imported wine on same basis as domestic wine (reported by Committee on Liquor Control):

MAJORITY recommendation: That the bill be referred to Committee on Ways and Means.

Signed by: Senators Walgren, Chairman; Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

MOTION

On motion of Senator Walgren, House Bill No. 100 was referred to the Committee on Ways and Means.

March 10, 1969.

HOUSE BILL NO. 124, providing for incarceration in state institutions of convicted felons pending appeal (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

SUBSTITUTE HOUSE BILL NO. 140, regulating public utility districts (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

HOUSE BILL NO. 144, extending the application of the 1961 justice of the peace court act (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Gissberg, Greive, Holman, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 146, prohibiting changing odometers on motor vehicles (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Ryder, Stortini, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 159, allowing 18 to 21-year-old employees of grocery stores to sell beer or wine (reported by Committee on Liquor Control):

MAJORITY recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Connor, Henry, Herr, Holman, Knoblauch, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 196, bill collection requirements on dishonored checks (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

ENGROSSED HOUSE BILL NO. 203, relating to accountancy; providing standards for C.P.A. licensees (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

HOUSE BILL NO. 217, providing for processing and sale of seeds (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 245, providing vision care services (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Greive, Keefe, McDougall, Newschwander, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

HOUSE BILL NO. 277, relating to agricultural cooperative associations and corporations (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

SUBSTITUTE HOUSE BILL NO. 333, regulating financial institutions (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Greive, Keefe, McCormack, McDougall, Newschwander, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

HOUSE BILL NO. 361, allowing third class cities to make the treasurer appointive and to combine treasurer and clerk if both are appointive (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

ENGROSSED HOUSE BILL NO. 371, establishing agricultural commodity commissions (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 375, providing recipients of public assistance the opportunity to find and prepare for employment (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 380, contributing to the support of juvenile delinquents (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

HOUSE BILL NO. 385, protecting persons working on highway right of way (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Donohue, Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), McDougall, Mardesich, Matson, Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 407, consolidating state civil service systems (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Day, Durkan, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 503, enforcing consumer protection law (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 7, 1969.

HOUSE BILL NO. 550, basing retired judges' retirement pay and widows' benefits on salary provided for by statute (reported by Judiciary Committee):

MAJORITY recommendation: That the bill be referred to Committee on Ways and Means—Appropriations.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Greive, Holman, Ridder, Twigg, Walgren.

MOTION

On motion of Senator Uhlman, the report of the committee was adopted and House Bill No. 550 was referred to Committee on Ways and Means—Appropriations.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 603, regulating Class A retailers' licenses (reported by Committee on Liquor Control):

MAJORITY recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

HOUSE BILL NO. 617, authorizing Appaloosa horse racing (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

ENGROSSED HOUSE BILL NO. 671, allowing agreements to eliminate duplication of electrical services (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Cooney, Day, Foley, Gissberg, Greive, Keefe, Lewis (Brian), McDougall, Newschwander, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 8, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 13,
SUBSTITUTE HOUSE BILL NO. 33,
HOUSE BILL NO. 155,
ENGROSSED HOUSE BILL NO. 163,
HOUSE BILL NO. 194,
ENGROSSED HOUSE BILL NO. 215,
HOUSE BILL NO. 269,
HOUSE BILL NO. 291,
HOUSE BILL NO. 292,
HOUSE BILL NO. 345,
HOUSE BILL NO. 383,
HOUSE BILL NO. 455,
HOUSE BILL NO. 505,
HOUSE BILL NO. 507,
HOUSE BILL NO. 513,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 8, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 15,
ENGROSSED HOUSE BILL NO. 98,
ENGROSSED HOUSE BILL NO. 214,
HOUSE BILL NO. 318,
ENGROSSED HOUSE BILL NO. 388,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 8, 1969.

Mr. President: The House has passed:

HOUSE BILL NO. 221,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 328,
ENGROSSED HOUSE BILL NO. 331,
HOUSE BILL NO. 332,
HOUSE BILL NO. 351,
HOUSE BILL NO. 392,
HOUSE BILL NO. 465,

ENGROSSED HOUSE BILL NO. 622,
HOUSE JOINT MEMORIAL NO. 2,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 8, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 131, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 8, 1969.

Mr. President: The House has passed:
ENGROSSED SUBSTITUTE HOUSE BILL NO. 31,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 42,
ENGROSSED HOUSE BILL NO. 82,
ENGROSSED HOUSE BILL NO. 172,
ENGROSSED HOUSE BILL NO. 334,
ENGROSSED HOUSE BILL NO. 338,
ENGROSSED HOUSE BILL NO. 368,
ENGROSSED HOUSE BILL NO. 378,
ENGROSSED HOUSE BILL NO. 381,
ENGROSSED HOUSE BILL NO. 454,
SUBSTITUTE HOUSE BILL NO. 495,
ENGROSSED HOUSE BILL NO. 517,
ENGROSSED HOUSE BILL NO. 539,
SUBSTITUTE HOUSE BILL NO. 563,
ENGROSSED HOUSE BILL NO. 597,
HOUSE BILL NO. 613,
HOUSE BILL NO. 620,
HOUSE BILL NO. 638,
HOUSE BILL NO. 650,
HOUSE BILL NO. 695,
HOUSE BILL NO. 710,
HOUSE BILL NO. 711,
SUBSTITUTE HOUSE BILL NO. 724,
ENGROSSED HOUSE BILL NO. 757,
HOUSE JOINT MEMORIAL NO. 4,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 10, 1969.

Mr. President: The Speaker has signed SUBSTITUTE SENATE BILL NO. 117, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 13, by Representatives Marsh, Kirk, Litchman, Ceccarelli, Backstrom, Merrill, Bagnariol, Connor, Beck, Lynch, Barden, Martinis, Benitz, Evans, Francis and Kalich:

An Act relating to vocational rehabilitation; amending section 8, chapter 118, Laws of 1967, as amended by section 46, chapter 8, Laws of 1967 ex. sess. and RCW 28.10.080; adding a new section to chapter 8, Laws of 1967 ex. sess. and to chapter 28.10 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Public Institutions.

ENGROSSED HOUSE BILL NO. 15, by Representatives Wojahn, Newhouse and Swayze:

An Act relating to elections; and adding a new section to chapter 9, Laws of 1965, and to chapter 29.81 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 31, by Committee on Labor and Employment Security:

An Act relating to explosives; amending section 1, chapter 111, Laws of 1931 and RCW 70.74.010; amending section 2, chapter 111, Laws of 1931, as amended by section 1, chapter 99, Laws of 1967, and RCW 70.74.020; amending section 17, chapter 111, Laws of 1931 and RCW 70.74.220; amending section 3, chapter 111, Laws of 1931 and RCW 70.74.030; amending section 10, chapter 111, Laws of 1931 and RCW 70.74.100; amending

section 11, chapter 111, Laws of 1931, and amended by section 1, chapter 101, Laws of 1941, and RCW 70.74.110; amending section 12, chapter 111, Laws of 1931, as amended by section 2, chapter 101, Laws of 1941, and RCW 70.74.120; amending section 13, chapter 111, Laws of 1931 and RCW 70.74.140; amending section 3, chapter 101, Laws of 1941 and RCW 70.74.130; amending section 5, chapter 101, Laws of 1941 and RCW 70.74.240; amending section 15, chapter 111, Laws of 1931 and RCW 70.74.160; amending section 16, chapter 111, Laws of 1931 and RCW 70.74.170; amending section 18, chapter 111, Laws of 1931 and RCW 70.74.180; amending section 130, chapter 36, Laws of 1917 and RCW 78.40.491; amending section 400, chapter 249, Laws of 1909 and RCW 70.74.270; amending section 401, chapter 249, Laws of 1909 and RCW 70.74.280; amending section 252, chapter 249, Laws of 1909 and RCW 70.74.290; amending section 254, chapter 249, Laws of 1909 and RCW 70.74.300; amending section 1, chapter 245, Laws of 1927 and RCW 70.74.310; adding new sections to chapter 111, Laws of 1931 and to chapter 70.74 RCW; repealing section 20, chapter 111, Laws of 1931 and RCW 70.74.190; repealing section 21, chapter 111, Laws of 1931 and RCW 70.74.200; repealing section 6, chapter 111, Laws of 1931 and RCW 70.74.060; repealing section 7, chapter 111, Laws of 1931 and RCW 70.74.070; repealing section 8, chapter 111, Laws of 1931 and RCW 70.74.080; repealing section 9, chapter 111, Laws of 1931 and RCW 70.74.090; and providing penalties.

Referred to Committee on Labor and Social Security.

SUBSTITUTE HOUSE BILL NO. 33, by Committee on Agriculture:

An Act relating to meat inspection; providing penalties; repealing section 1, chapter 204, Laws of 1959, as amended by section 1, chapter 120, Laws of 1967 ex. sess., and RCW 16.49.010; repealing section 2, chapter 204, Laws of 1959 and RCW 16.49.020; repealing section 3, chapter 204, Laws of 1959 and RCW 16.49.030; repealing section 4, chapter 204, Laws of 1959 and RCW 16.49.040; repealing section 5, chapter 204, Laws of 1959 and RCW 16.49.050; repealing section 6, chapter 204, Laws of 1959 and RCW 16.49.060; repealing section 7, chapter 204, Laws of 1959 and RCW 16.49.070; repealing section 8, chapter 204, Laws of 1959 and RCW 16.49.080; repealing section 9, chapter 204, Laws of 1959 and RCW 16.49.090; repealing section 10, chapter 204, Laws of 1959 and RCW 16.49.100; repealing section 11, chapter 204, Laws of 1959 and RCW 16.49.110; repealing section 12, chapter 204, Laws of 1959 and RCW 16.49.120; repealing section 13, chapter 204, Laws of 1959 and RCW 16.49.130; repealing section 14, chapter 204, Laws of 1959 and RCW 16.49.140; repealing section 15, chapter 204, Laws of 1959 and RCW 16.49.150; repealing section 16, chapter 204, Laws of 1959 and RCW 16.49.160; repealing section 17, chapter 204, Laws of 1959 and RCW 16.49.170; repealing section 18, chapter 204, Laws of 1959 and RCW 16.49.180; repealing section 19, chapter 204, Laws of 1959 and RCW 16.49.190; repealing section 20, chapter 204, Laws of 1959 and RCW 16.49.200; repealing section 21, chapter 204, Laws of 1959, as amended by section 2, chapter 120, Laws of 1967 ex. sess., and RCW 16.49.210; repealing section 22, chapter 204, Laws of 1959 and RCW 16.49.220; repealing section 23, chapter 204, Laws of 1959 and RCW 16.49.230; repealing section 24, chapter 204, Laws of 1959 and RCW 16.49.240; repealing section 25, chapter 204, Laws of 1959 and RCW 16.49.250; repealing section 26, chapter 204, Laws of 1959 and RCW 16.49.260; repealing section 27, chapter 204, Laws of 1959 and RCW 16.49.270; repealing section 28, chapter 204, Laws of 1959 and RCW 16.49.280; repealing section 29, chapter 204, Laws of 1959 and RCW 16.49.290; repealing section 30, chapter 204, Laws of 1959 and RCW 16.49.300; repealing section 31, chapter 204, Laws of 1959 and RCW 16.49.310; repealing section 32, chapter 204, Laws of 1959 and RCW 16.49.320; repealing section 33, chapter 204, Laws of 1959 and RCW 16.49.330; repealing section 34, chapter 204, Laws of 1959 and RCW 16.49.340; repealing section 35, chapter 204, Laws of 1959 and RCW 16.49.350; repealing section 36, chapter 204, Laws of 1959 and RCW 16.49.360; repealing section 37, chapter 204, Laws of 1959 and RCW 16.49.370; repealing section 38, chapter 204, Laws of 1959 and RCW 16.49.380; repealing section 39, chapter 204, Laws of 1959 and RCW 16.49.390; repealing section 40, chapter 204, Laws of 1959 and RCW 16.49.400; repealing section 41, chapter 204, Laws of 1959 and RCW 16.49.410; repealing section 42, chapter 204, Laws of 1959 and RCW 16.49.420; repealing section 43, chapter 204, Laws of 1959, as amended by section 3, chapter 120, Laws of 1967 ex. sess., and RCW

16.49.430; repealing section 44, chapter 204, Laws of 1959 and RCW 16.49.440; repealing section 45, chapter 204, Laws of 1959 and RCW 16.49.450; repealing section 4, chapter 120, Laws of 1967 ex. sess., and RCW 16.49.451; repealing section 1, chapter 91, Laws of 1961 and RCW 16.49.452; repealing section 2, chapter 91, Laws of 1961 and RCW 16.49.454; repealing section 3, chapter 91, Laws of 1961 and RCW 16.49.456; repealing section 4, chapter 91, Laws of 1961 and RCW 16.49.458; repealing section 46, chapter 204, Laws of 1959 and RCW 16.49.460; repealing section 47, chapter 204, Laws of 1959 and RCW 16.49.470; repealing section 48, chapter 204, Laws of 1959 and RCW 16.49.480; repealing section 49, chapter 204, Laws of 1959 and RCW 16.49.490; repealing section 50, chapter 204, Laws of 1959 and RCW 16.49.500; repealing section 51, chapter 204, Laws of 1959 and RCW 16.49.510; repealing section 52, chapter 204, Laws of 1959 and RCW 16.49.520; and repealing section 53, chapter 204, Laws of 1959 and RCW 16.49.900.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, by Committee on Agriculture:

An Act relating to poultry inspecting; providing penalties; and adding a new chapter to Title 16 RCW.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 82, by Representatives Zimmerman, O'Dell and Hurley:

An Act relating to motor vehicles; amending section 46.16.210, chapter 12, Laws of 1961 and RCW 46.16.210.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 98, by Representatives Jolly, Morrison, Hausser and Bozarth (by Legislative Council request):

An Act relating to horticulture; amending section 15.04.100; chapter 11, Laws of 1961 and RCW 15.04.100; amending section 23, chapter 122, Laws of 1963 and RCW 15.17.230; and amending section 25, chapter 122, Laws of 1963 and RCW 15.17.250.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 131, by Representatives Charette, Clarke (George W.) and O'Dell:

An Act relating to mutual savings banks; amending section 32.08.150, chapter 13, Laws of 1955 as last amended by section 1, chapter 41, Laws of 1959 and RCW 32.08.150; amending section 32.12.020, chapter 13, Laws of 1955 as last amended by section 2, chapter 145, Laws of 1967 and RCW 32.12.020; amending section 32.12.090, chapter 13, Laws of 1955 as last amended by section 3, chapter 80, Laws of 1961 and RCW 32.12.090; amending section 32.16.040, chapter 13, Laws of 1955 and RCW 32.16.040; amending section 32.20.230, chapter 13, Laws of 1955 as amended by section 6, chapter 176, Laws of 1963 and RCW 32.20.230; amending section 32.20.250, chapter 13, Laws of 1955 as last amended by section 6, chapter 145, Laws of 1967 and RCW 32.20.250; amending section 32.20.280, chapter 13, Laws of 1955 and RCW 32.20.280; amending section 32.20.320, chapter 13, Laws of 1955 and RCW 32.20.320; amending section 18, chapter 176, Laws of 1963 as amended by section 10, chapter 145, Laws of 1967 and RCW 32.20.400; amending section 19, chapter 176, Laws of 1963 and RCW 32.20.410; amending section 11, chapter 145, Laws of 1967 and RCW 32.20.420; adding a new section to chapter 13, Laws of 1955 and to chapter 32.04 RCW; adding a new section to chapter 13, Laws of 1955 and to chapter 32.08 RCW; adding a new section to chapter 13, Laws of 1955 and to chapter 32.16 RCW; and adding two new sections to chapter 13, Laws of 1955 and to chapter 32.20 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 155, by Representatives Marsh, Benitz and Amen:

An Act relating to motor vehicles; and amending section 46.16.090, chapter 12, Laws of 1961 and RCW 46.16.090.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 163, by Representatives Marzano, Clark (Newman H.), Bottiger, Heavey, Jastad, Anderson and Merrill:

An Act relating to ownership of motor vehicles; adding new sections to chapter 12, Laws of 1961 and to Title 46 RCW; and providing penalties.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 172, by Representatives Conner, Leckenby and Perry:

An Act relating to industrial insurance; adding a new section to chapter 23, Laws of 1961 and to chapter 51.08 RCW; amending section 51.08.030, chapter 23, Laws of 1961 and RCW 51.08.030; and amending section 51.32.005, chapter 23, Laws of 1961 and RCW 51.32.005.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 194, by Representatives Richardson, Garrett and Kopet:

An Act relating to water and sewer districts; providing a method for the merger thereof into sewer districts; prescribing powers, duties, and functions in relation thereto; providing for an election; providing for the transfer of property and payment of liabilities; granting powers to sewer districts; providing for issuance of revenue bonds; and authorizing assessments.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 214, by Representatives Harris, Saling, Lynch and Garrett:

An Act relating to fluid milk and grade A raw milk; amending section 15.36.470, chapter 11, Laws of 1961 and RCW 15.36.470; creating a new section; and providing an effective date.

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

ENGROSSED HOUSE BILL NO. 215, by Representatives Kalich, Jastad, Thompson and Haussler:

An Act relating to cemetery districts; providing for annexation and mergers; and adding a new chapter to Title 68 RCW.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 221, by Representatives Clark (Newman H.) and Heavey (by Judicial Council request):

An Act relating to grand juries; repealing sections 977 through 994, 996 through 1001, and 2104, Code of 1881, sections 11 through 17, chapter 28, Laws of 1891, section 3, chapter 48, Laws of 1891, section 5, chapter 57, Laws of 1911, section 1, chapter 150, Laws of 1925 ex. sess., section 1, chapter 74, Laws of 1939, sections 1 and 2, chapter 90, Laws of 1951, section 1, chapter 130, Laws of 1967, RCW 2.36.030 through 2.36.040, and 10.28.010 through 10.28.220; and providing penalties.

Referred to Judiciary Committee.

HOUSE BILL NO. 269, by Representatives Flanagan, Haussler, Bozarth, Bledsoe, Amen, Newhouse and McCaffree:

An Act relating to property tax assessments; and amending section 84.40.020, chapter 15, Laws of 1961 as amended by section 35, chapter 149, Laws of 1967 ex. sess. and RCW 84.40.020.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 291, by Representatives Amen, Jolly and Bozarth (by departmental request):

An Act relating to agriculture and regulating agricultural products and commodities; amending section 3, chapter 139, Laws of 1959, as amended by section 41, chapter 240, Laws of 1967, and RCW 20.01.030; and amending section 9, chapter 124, Laws of 1963 and RCW 22.09.090.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 292, by Representatives O'Dell, Evans and Hubbard:

An Act relating to state government; and amending section 43.19.1935, chapter 8, Laws of 1965 and RCW 43.19.1935.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 318, by Representatives Saling, DeJarnatt and Scott:

An Act relating to teachers' retirement; amending section 9, chapter 80, Laws of 1947, as amended by section 2, chapter 14, Laws of 1963 ex. sess., and RCW 41.32.030; amending section 7, chapter 80, Laws of 1947 and RCW 41.32.070; amending section 10, chapter 80, Laws of 1947 and RCW 41.32.100; amending section 12, chapter 80, Laws of 1947 and RCW 41.32.120; amending section 18, chapter 80, Laws of 1947 and RCW 41.32.180; amending section 20, chapter 80, Laws of 1947, as last amended by section 2, chapter 81, Laws of 1965 ex. sess., and RCW 41.32.200; amending section 4, chapter 297, Laws of 1961 and RCW 41.32.203; amending section 22, chapter 80, Laws of 1947 and RCW 41.32.220; amending section 31, chapter 80, Laws of 1947, as last amended by section 8, chapter 81, Laws of 1965 ex. sess., and RCW 41.32.310; amending section 33, chapter 80, Laws of 1947, as amended by section 14, chapter 274, Laws of 1955, and RCW 41.32.330; amending section 34, chapter 80, Laws of 1947, as last amended by section 3, chapter 132, Laws of 1961, and RCW 41.32.340; amending section 41, chapter 80, Laws of 1947, as last amended by section 12, chapter 14, Laws of 1963 ex. sess., and RCW 41.32.410; amending section 48, chapter 80, Laws of 1947, as last amended by section 1, chapter 151, Laws of 1967 ex. sess., and RCW 41.32.480; amending section 16, chapter 14, Laws of 1963 ex. sess., and RCW 41.32.497; amending section 50, chapter 80, Laws of 1947, as last amended by section 6, chapter 50, Laws of 1967, and RCW 41.32.500; amending section 51, chapter 80, Laws of 1947, as last amended by section 17, chapter 14, Laws of 1963 ex. sess., and RCW 41.32.510; amending section 20, chapter 14, Laws of 1963 ex. sess., as amended by section 8, chapter 50, Laws of 1967, and RCW 41.32.522; amending section 21, chapter 14, Laws of 1963 ex. sess., as last amended by section 9, chapter 50, Laws of 1967, and RCW 41.32.523; amending section 55, chapter 80, Laws of 1947, as last amended by section 10, chapter 50, Laws of 1967, and RCW 41.32.550; amending section 4, chapter 76, Laws of 1957, as last amended by section 4, chapter 151, Laws of 1967, and RCW 28.81.170; amending section 28B.10.465, chapter --, Laws of 1969 (HB 58) and RCW 28B.10.465; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and providing effective dates.

Referred to Committee on Education.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 328, by Committee on Natural Resources:

An Act relating to state government; creating a department of environmental quality; prescribing its composition, powers, duties and functions; transferring certain powers, duties and functions there to from the department of health, the state air pollution control board, and the water pollution control commission; abolishing the water pollution control commission and the state air pollution control board; amending section 5, chapter 242, Laws of 1967 and RCW 43.27A.050; adding a new section to chapter 1, Laws of 1961, and to chapter 41.06 RCW; repealing section 1, chapter 188, Laws of 1961, as amended by section 44, chapter 238, Laws of 1967 and RCW 70.94.300; repealing sections 2 and 3, chapter 188, Laws of 1961 and RCW 70.94.310 and 70.94.320; repealing section 3, chapter 216, Laws of 1945 as amended by section 2, chapter 13, Laws of 1967 and RCW 90.48.021; repealing section 6, chapter 216, Laws of 1945 as amended by section 3, chapter 13, Laws of 1967 and RCW 90.48.024; repealing section 4, chapter 216, Laws of 1945 and RCW 90.48.022; repealing section 5, chapter 216, Laws of 1945 and RCW 90.48.023; adding an additional title to RCW; and providing an effective date.

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

ENGROSSED HOUSE BILL NO. 331, by Representatives Leckenby, Fleming and Kopet (by executive request):

An Act relating to cities and towns; amending section 2, chapter 73, Laws of 1967 and RCW 35.14.020; amending section 5, chapter 73, Laws of 1967 and RCW 35.14.050; and adding new sections to chapter 73, Laws of 1967 and to chapter 35.14 RCW.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 332, by Representatives Evans, Kink and Zimmerman (by departmental request):

An Act relating to public health; and amending section 12, chapter 102, Laws of 1967 ex. sess. and RCW 70.01.010.

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

ENGROSSED HOUSE BILL NO. 334, by Representatives Bluechel, Perry and Kirk:

An Act relating to liens for labor, material and taxes on public works; and amending section 1, chapter 166, Laws of 1921 as last amended by section 1, chapter 238, Laws of 1963 and RCW 60.28.010; and amending section 1, chapter 91, Laws of 1957 as amended by section 26, chapter 26, Laws of 1967 1st ex. sess. and RCW 60.28.070.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 338, by Representative Wolf:

An Act relating to intercounty rural library districts; and amending section 8, chapter 75, Laws of 1947 and RCW 27.12.160.

Referred to Committee on Higher Education and Libraries.

HOUSE BILL NO. 345, by Representative Wolf:

An Act relating to state personnel; authorizing the receipt and expenditure of federal funds, and authorizing the department of personnel to make its services available to the exempt service; amending section 8, chapter 1, Laws of 1961 and RCW 41.06.080; and adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW.

Referred to Committee on State Government.

HOUSE BILL NO. 351, by Representatives Swayze, Thompson, Smythe, Anderson and Curtis (by departmental request):

An Act relating to elections; amending section 29.33.220, chapter 9, Laws of 1965 and RCW 29.33.220; and amending section 29.45.120, chapter 9, Laws of 1965 and RCW 29.45.120.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 368, by Representatives Kopet, Garrett and Richardson (by departmental request):

An Act relating to water districts; amending section 1, chapter 111, Laws of 1963, as amended by section 3, chapter 135, Laws of 1967 ex. sess., and RCW 57.08.065; and adding a new section to chapter 111, Laws of 1963 and to chapter 57.08 RCW.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 378, by Representatives Farr, Kopet, Chatalas, Zimmerman and Smythe (by departmental request):

An Act relating to county hospitals and infirmaries; amending section 36.62.252, chapter 4, Laws of 1963, as amended by section 3, chapter 36, Laws of 1967 ex. sess., and RCW 36.62.252; amending section 36.62.270, chapter 4, Laws of 1963, and RCW 36.62.270; adding a new section to chapter 4, Laws of 1963 and to chapter 36.62 RCW; and repealing section 36.62.280, chapter 4, Laws of 1963, and RCW 36.62.280.

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

ENGROSSED HOUSE BILL NO. 381, by Representatives Kopet, King, Farr, Zimmerman and Smythe (by departmental request):

An Act relating to husband and wife and family desertion or nonsupport; amending section 2407, Laws of 1881 and RCW 26.16.205; and amending section 1, chapter 28, Laws of 1913, as last amended by section 1, chapter 249, Laws of 1955 and RCW 26.20.030; and providing penalties.

Referred to Judiciary Committee.

HOUSE BILL NO. 383, by Representatives Merrill, Charette, Morrison and Kiskaddon (by executive and Joint Committee on Nuclear Energy request):

An Act relating to the development, regulation, and utilization of sources of ionizing radiation; and amending section 7, chapter 207, Laws of 1961 as amended by section 4, chapter 88, Laws of 1965, and RCW 70.98.070.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 388, by Representatives Swayze, Charette, Berentson, Heavey and Sawyer (by departmental request):

An Act relating to transportation; amending section 3, chapter 150, Laws of 1965 and RCW 81.70.020; amending section 5, chapter 150, Laws of 1965 and RCW 81.70.040; amending section 6, chapter 150, Laws of 1965 and RCW 81.70.050; amending section 7, chapter 150, Laws of 1965 and RCW 81.70.060; amending section 8, chapter 150, Laws of 1965 and RCW 81.70.070; amending section 9, chapter 150, Laws of 1965 and RCW 81.70.080; amending section 10, chapter 150, Laws of 1965 and RCW 81.70.090; adding a new section to chapter 150, Laws of 1965 and chapter 81.70 RCW; amending section 11, chapter 150, Laws of 1965 and RCW 81.70.100; amending section 12, chapter 150, Laws of 1965 and RCW 81.70.110; amending section 13, chapter 150, Laws of 1965 and RCW 81.70.120; amending section 14, chapter 150, Laws of 1965 and RCW 81.70.130; amending section 16, chapter 150, Laws of 1965 and RCW 81.70.150; amending section 19, chapter 150, Laws of 1965 and RCW 81.70.180; and amending section 21, chapter 150, Laws of 1965 and RCW 81.70.200.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 392, by Representatives Kopet, Jastad and Farr:

An Act relating to actions against medical review committees; and adding a new section to chapter 4.08 RCW.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 454, by Representatives Kopet, Haussler and Schumaker:

An Act relating to corporations; amending section 5, chapter 53, Laws of 1965 and RCW 23A.08.020; adding a new section to chapter 53, Laws of 1965 and to chapter 23A.08 RCW; and adding new sections to chapter 53, Laws of 1965 and to Title 23A RCW.

Referred to Judiciary Committee.

HOUSE BILL NO. 455, by Representatives Bluechel, Sprague and Cunningham:

An Act relating to United States presidential electors; and amending section 29.71.040, chapter 9, Laws of 1965 and RCW 29.71.040.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 465, by Representatives Lynch, Smythe, Kiskaddon, Kirk, Pardini, Barden, Wanamaker, Ceccarelli, Mentor, Jastad, Murray, North and Chatalas (by executive request):

An Act relating to mentally or physically deficient persons who are residents of state residential schools; amending section 72.33.160, chapter 28, Laws of 1959 and RCW 72.33.160; and providing an effective date.

Referred to Committee on Public Institutions.

SUBSTITUTE HOUSE BILL NO. 495, by Committee on Natural Resources:

An Act relating to mining; requiring reclamation of surface mining sites; requiring a permit; requiring site inspection; prescribing powers, duties and functions of the department of environmental quality in relation thereto; and providing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 505, by Representatives Cunningham, Evans and Bozarth:

An Act relating to motor vehicles; requiring persons directing traffic to wear an international orange fluorescent garment; adding a new section to chapter 155, Laws of 1965 ex. sess., and to chapter 46.61 RCW; and prescribing penalties.

Referred to Committee on Highways.

HOUSE BILL NO. 507, by Representatives O'Dell, Veroske and Shera:

An Act relating to depositories of public funds; amending section 35.38.070, chapter 7, Laws of 1965 and RCW 35.38.070; amending section 36.48.110, chapter 4, Laws of 1963, and RCW 36.48.110; and amending section 43.85.080, chapter 8, Laws of 1965 and RCW 43.85.080.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 513, by Representatives Cunningham, Garrett and Barden:

An Act relating to flood control; and adding a new section to chapter 153, Laws of 1961, and to chapter 86.15 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 517, by Representatives Scott, Hoggins, Bottiger, Pardini, Brown, Cunningham, Curtis, Heavey and Martinis (by executive request):

An Act relating to prison terms and paroles; providing procedures for the arrest, detention and fair hearings on the revocation of parole of alleged parole violators; adding two new members to the board of prison terms and paroles; amending section 13, chapter 133, Laws of 1955, as amended by section 2, chapter 106, Laws of 1961 and RCW 9.95.120; amending section 11, chapter 134, Laws of 1967 and RCW 72.04A.090; amending section 9, chapter 340, Laws of 1955, as amended by section 1, chapter 32, Laws of 1959 and RCW 9.95.003; and providing an effective date.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 539, by Representatives May, Wolf, Hurley, Kuehnle, Pardini, McCormick, Richardson, Gladder, Saling, Kopet, Conway and Harris:

An Act relating to state and local government; and adding a new section to chapter 239, Laws of 1967 and to chapter 39.34 RCW.

Referred to Committee on Cities, Towns and Counties.

SUBSTITUTE HOUSE BILL NO. 563, by Committee on Natural Resources:

An Act relating to environmental quality; providing for the control of air pollution; amending section 1, chapter 238, Laws of 1967 and RCW 70.94.011; amending section 3, chapter 232, Laws of 1957 as last amended by section 1, chapter 61, Laws of 1967 ex. sess. and RCW 70.94.030; amending section 11, chapter 238, Laws of 1967 and RCW 70.94.068; amending section 12, chapter 238, Laws of 1967 and RCW 70.94.069; amending section 7, chapter 232, Laws of 1957 as amended by section 13, chapter 238, Laws of 1967 and RCW 70.94.070; amending section 14, chapter 238, Laws of 1967 and RCW 70.94.081; amending section 15, chapter 238, Laws of 1967 and RCW 70.94.091; amending section 16, chapter 238, Laws of 1967 and RCW 70.94.092; amending section 17, chapter 238, Laws of 1967 and RCW 70.94.093; amending section 18, chapter 238, Laws of 1967 and RCW 70.94.094; amending section 19, chapter 238, Laws of 1967 and RCW 70.94.095; amending section 20, chapter 238, Laws of 1967 and RCW 70.94.096; amending section 10, chapter 232, Laws of 1957 as amended by section 21, chapter 238, Laws of 1967 and RCW 70.94.100; amending section 12, chapter 232, Laws of 1957 as amended by section 23, chapter 238, Laws of 1967 and RCW 70.94.120; amending section 13, chapter 232, Laws of 1957 as amended by section 24, chapter 238, Laws of 1967 and RCW 70.94.130; amending section 25, chapter 238, Laws of 1967 and RCW 70.94.141; amending section 26, chapter 238, Laws of 1967 and RCW 70.94.142; amending section 27, chapter 238, Laws of 1967 and RCW 70.94.143; amending section 28, chapter 238, Laws of 1967 and RCW 70.94.151; amending section 29, chapter 238, Laws of 1967 and RCW 70.94.152; amending section 17, chapter 232, Laws of 1957 as amended by section 30, chapter 238, Laws of 1967 and RCW 70.94.170; amending section 31, chapter 238, Laws of 1967 and RCW 70.94.181; amending section 33, chapter

238, Laws of 1967 and RCW 70.94.205; amending section 34, chapter 238, Laws of 1967 and RCW 70.94.211; amending section 35, chapter 238, Laws of 1967 and RCW 70.94.221; amending section 36, chapter 238, Laws of 1967 and RCW 70.94.222; amending section 37, chapter 238, Laws of 1967 and RCW 70.94.223; amending section 23, chapter 232, Laws of 1957 as amended by section 38, chapter 238, Laws of 1967 and RCW 70.94.230; amending section 39, chapter 238, Laws of 1967 and RCW 70.94.231; amending section 24, chapter 232, Laws of 1957 as amended by section 41, chapter 238, Laws of 1967 and RCW 70.94.240; amending section 26, chapter 232, Laws of 1957 as amended by section 43, chapter 238, Laws of 1967 and RCW 70.94.260; amending section 1, chapter 188, Laws of 1961 as amended by section 44, chapter 238, Laws of 1967 and RCW 70.94.300; amending section 3, chapter 188, Laws of 1961 and RCW 70.94.320; amending section 46, chapter 238, Laws of 1967 and RCW 70.94.331; amending section 49, chapter 238, Laws of 1967 and RCW 70.94.334; amending section 50, chapter 238, Laws of 1967 and RCW 70.94.380; amending section 51, chapter 238, Laws of 1967 and RCW 70.94.385; amending section 52, chapter 238, Laws of 1967 and RCW 70.94.390; amending section 53, chapter 238, Laws of 1967 and RCW 70.94.395; amending section 54, chapter 238, Laws of 1967 and RCW 70.94.400; amending section 55, chapter 238, Laws of 1967 and RCW 70.94.405; amending section 56, chapter 238, Laws of 1967 and RCW 70.94.410; amending section 57, chapter 238, Laws of 1967 and RCW 70.94.415; amending section 58, chapter 238, Laws of 1967 and RCW 70.94.420; adding new sections to chapter 238, Laws of 1967 and to chapter 70.94 RCW; and repealing section 7, chapter 238, Laws of 1967 and RCW 70.94.061; repealing section 8, chapter 238, Laws of 1967 and RCW 70.94.062; repealing section 9, chapter 238, Laws of 1967 and RCW 70.94.064; repealing section 10, chapter 23, Laws of 1967 and RCW 70.94.066; providing penalties; and declaring an emergency.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 597, by Representatives Wolf, Sawyer, Curtis, Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming, Hatfield, Hurley, Jastad, Juelling, Kalich, Kirk, Kopet, Kuehnlé, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske and Wojahn:

An Act relating to identification of persons living within the state of Washington; amending section 51, chapter 145, Laws of 1967 ex. sess., and RCW 46.20.115; creating new sections; and providing an effective date.

Referred to Committee on Highways.

HOUSE BILL NO. 613, by Representatives Cunningham, Conner, Leland, Evans and Bozarth:

An Act relating to classified drivers license; amending section 1, chapter 20, Laws of 1967 ex. sess., and RCW 46.20.440; amending section 3, chapter 20, Laws of 1967 ex. sess., and RCW 46.20.460; and amending section 4, chapter 20, Laws of 1967 ex. sess., and RCW 46.20.470.

Referred to Committee on Highways.

HOUSE BILL NO. 620, by Representatives Swayze, Marzano and Spanton (by departmental request):

An Act relating to elections; amending section 29.79.200, chapter 9, Laws of 1965 and RCW 29.79.200; amending section 29.79.220, chapter 9, Laws of 1965 and RCW 29.79.220, and repealing section 29.79.240, chapter 9, Laws of 1965 and RCW 29.79.240.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 622, by Representatives Clarke (George W.), Bottiger and Whetzel:

An Act relating to unfair business practices and consumer protection; providing civil remedies therefor; and adding a new section to chapter 216, Laws of 1961 and chapter 19.86 RCW.

Referred to Judiciary Committee.

HOUSE BILL NO. 638, by Representatives Flanagan, Jolly, Amen and Bledsoe:
An Act relating to irrigation; and amending section 9, chapter 13, Laws of 1939 as amended by section 9, chapter 192, Laws of 1961 and RCW 87.04.090.
Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 650, by Representatives Marzano, Leland and Garrett:
An Act relating to motor vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.44 RCW.
Referred to Committee on Highways.

HOUSE BILL NO. 695, by Representatives Bagnariol, Gladder and Merrill:
An Act relating to industrial insurance; and amending section 52.24.010, chapter 23, Laws of 1961 as amended by section 7, chapter 274, Laws of 1961 and RCW 51.24.010.
Referred to Judiciary Committee.

HOUSE BILL NO. 710, by Representatives Murray, Brouillet and Kiskaddon:
An Act relating to revenue and taxation; amending section 84.52.050, chapter 15, Laws of 1961, as last amended by section 3, chapter 133, Laws of 1967 ex. sess., and RCW 84.52.050; and amending section 1, chapter 133, Laws of 1967 ex. sess. and RCW 84.52.065, and declaring an emergency.
Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 711, by Representatives Leckenby, Smythe, Conner, Beck, Kuehnle, Evans, O'Brien, DeJarnatt and Lynch:
An Act relating to the rehabilitation of convicted felons; and declaring an effective date.
Referred to Committee on Public Institutions.

SUBSTITUTE HOUSE BILL NO. 724, by Committee on Agriculture:
An Act relating to poultry and poultry products including turkey; adding new sections to chapter 69.04 RCW; and providing penalties.
Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 757, by Representatives Wolf, Perry, Newhouse, McCaffree, Hatfield, Spanton, Barden, Lynch and Whetzel:
An Act relating to intoxicating liquor; amending section 90, chapter 62, Laws of 1933 ex. sess., as last amended by section 6, chapter 217, Laws of 1937, and RCW 66.28.010; and amending section 30, chapter 62, Laws of 1933 ex. sess., as amended by section 4, chapter 174, Laws of 1935, and RCW 66.28.040.
Referred to Committee on Liquor Control.

HOUSE JOINT MEMORIAL NO. 2, by Representatives King, Lynch, Kirk and Backstrom (by Advisory Council on Public Higher Education request):
Requesting Congress to amend drug laws to permit marijuana research by states.
Referred to Committee on Higher Education and Libraries.

HOUSE JOINT MEMORIAL NO. 4, by Representatives Kink, Hawley and Berentson:
Requesting creation of the office of secretary of marine fisheries.
Referred to Committee on Natural Resources, Fisheries and Game.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Daffodil Queen and her court and appointed a special committee consisting of Senators Knoblauch, Odegaard, Stortini, Twigg, Gissberg, Newschwander, Faulk, Ridder, McDougall, McCutcheon, Peterson (Ted) and President Cherberg to escort the group to the rostrum.

With leave of the Senate, business was suspended to permit Queen Cheryl Lamka to address the Senate.

MOTION

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

REPORTS OF STANDING COMMITTEES

March 9, 1969.

ENGROSSED HOUSE BILL NO. 131, relating to mutual savings banks (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Greive, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Ryder, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 221, providing annual grand juries (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Greive, Holman, Ridder, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 345, providing personnel services and receiving federal funds for personnel services (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Day, Durkan, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 383, adding the chairman of the interagency committee for outdoor recreation to the advisory council (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Day, Durkan, Lewis (Harry), McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 388, charter party carriers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 513, an act relating to flood control (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass as amended.

Signed by: Senators Peterson (Lowell), Chairman, Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senators Keefe, Foley and Uhlman demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Andersen and Huntley who were previously excused.

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

SENATE RESOLUTION: 1969-31

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington Williams and Wilson:

WHEREAS, The Honorable Perry B. Woodall, a member of the class of 1939, rounds out legislative service spanning thirty years during this forty-first session of the Washington State Legislature; and

WHEREAS, During that period, Senator Woodall served his fifteenth district as a member of the House of Representatives; his county as president of the Central Washington Fair for twenty-five years; his country as an officer in the United States Navy during World War II; the state as lawyer for the Speaker; and his constituency as State Senator since 1956; and

WHEREAS, His education, training, and experience in the diverse fields of legislation, business, farming and politics provide a significant contribution to our system of representative government; and

WHEREAS, His talents mark Senator Woodall as more than a competent legislative technician skilled in parliamentary practice and procedure; and

WHEREAS, His talent as an entertainer, storyteller, and prestidigitator is unmatched, surpassed only by his courageous leadership, his forensic ability, and skill in speaking extemporaneously, in all of which he exalts a love of country, adherence to its exacting standards and a compassionate regard for his fellowman; and

WHEREAS, He has shared this talent and ability with us and for our use and benefit, and for the use and benefit of the state of Washington; and

WHEREAS, It is altogether fitting and proper that we pause momentarily in our deliberations during this forty-first session to note his long and devoted service;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in legislative session assembled, That the Senate acknowledge the contributions made, the leadership demonstrated and, most of all, its admiration, respect and joy of being associated with the Honorable Perry B. Woodall as a member of the Senate and look forward to a continuing association for many years to come; and

BE IT FURTHER RESOLVED, That copies of this resolution be suitably enrolled and presented to Senator Woodall, his lovely wife, Joye, and his daughter, Patti.

Senator Ryder: "Mr. President and members of the Senate, I am very, very proud to be the mover of this resolution. I have known Perry Woodall for almost all of the thirty years he has served in this legislature both in and out of the legislature. He has done a tremendous job. He has been a real bulwark in the forming of legislation. He has had very positive ideas but they have been honest ideas. He has had integrity in putting forth his position and he has done it so very forcefully and he has prevailed as you know many, many times.

"I first became acquainted in the legislature as a legislator with Perry in 1953 when he was counsel for the speaker of the House. Perry did a very fine job there and I got my basic training because I sat in the back row as a freshman and Perry sat directly behind me as advisor and advised me on occasion when to stand and make certain motions. I also did what he told me and then I had to turn and ask, 'Now, what do I do?'. But Perry always had the answer and I got by the session without being shot at by the front row.

"As you all know, since Perry has been in the Senate the last ten or twelve years he has done a tremendous job here in serving not only the people of the state of Washington but the people of his district. We on this side of the aisle are very, very proud of him and I know that many of you on the other side of the aisle are proud to be associated with him and count him as one of your finest adversaries and one of your finest friends. He is a true and a loyal soldier. He works at his job and he is a great asset to the legislature, to the Senate, and as a representative of the people of the state of Washington."

Senator Canfield: "Thank you, Mr. President, and members of the Senate, I think it is quite appropriate that I speak about this gentleman because I think I have known him longer than anyone in this body, having known him since he was about fourteen years old at which early age he was quite outspoken but I have never quite figured out by whom. At that time he was engaged in 4-H club work and was a showman of sheep, particularly, and I would say pretty much of an authority upon that subject and he has never forgotten his love of agriculture.

"I should point out to this body, too, that he was for some years my senator from the fifteenth district. I have known his mother and father for a long time. His father is over ninety now and at the age of ninety I met him in the Wapato Park on a celebration and he did handsprings and cartwheels for me. I would like to point out to you gentlemen if you can do cartwheels and handsprings at the age of ninety, you will even exceed that illustrious Senator McCutcheon in that particular talent.

"Senator Woodall came from sturdy Kentucky stock. I never went back to investigate his forebearers but I do understand that they were good Republicans and his father told me

that one time by accident he voted for a Democrat and since that time he constantly asks the Lord to forgive him.

"It is quite true that he is a respected citizen and attorney in his home town of Toppenish which is near where I live. It is quite true that he is also a farmer, with a considerable knowledge of fruit growing and grape growing and I would like to point out for Senator Ridder's benefit that Senator Woodall knows that you prune grapes and fruit and you train hops. It is also true as the resolution states that he was one of the organizers with me of the Central Washington Fair in 1939 and was the first and only president until 1961. It is also true that he has been a long time crusader for good government. I would like to point out to this body that I, myself, probably would not be in this legislature if it had not been for Senator Woodall who in 1952 decided to make a run for the lieutenant governor and left his slot open. I ran for it and the people were kind enough to elect me to the position which he had held up to that time.

"I would like to make a remark about Senator Woodall's speeches. I wonder if there is anybody here who heard the illustrious, silver-toned orator William Jennings Bryan. Well, I have heard William Jennings Bryan and he was a great orator and I recall one time a man went to hear William Jennings Bryan and when he went home his wife said, 'What did he say?'. He said, 'I don't remember what he said, but it was the greatest speech I ever heard.' Now, Senator Woodall's speeches are not like that. It is true he is silver-toned but you always remember what he said. I would like to remind this body, too, that Senator Woodall is a master of the needle and a master of the razor-edged knife but strangely enough, though the needle may penetrate its full depth it doesn't hurt too much and the blood flows from the razor cut and somehow doesn't hurt and the blood doesn't flow too long. I think we are very fortunate to have Senator Woodall as a member of this body. I value him not only as a legislator but also as a good friend."

Senator Greive: "Mr. President and members of the Senate, I would like to say something about my good friend, Perry. I had the distinct memory of having my first bill passed because Perry Woodall made a man, who is now a superior court judge, surrender the bill on the floor of the House twenty-three years ago; the man was holding the bill and trying to pocket veto. He made a scene and the fellow had to surrender it. The man is a good friend of mine so I don't want to mention his name, but the bill was passed. I also would like to say that during the years that I have been a member of this body probably the kindest words I ever heard came from Senator Woodall on occasion of Mr. Rasmussen so I have a real affection for the good Senator.

"One thing you can say for Perry, he doesn't feed you any soft-shoe routine. You get it straight from the shoulder and there is no fancy footwork but actually Perry over the years has become a sort of institution in these halls, both House and Senate. I might remind you that this institution is more than bricks and mortar. An institution that Perry has built is one of faith and courage and his recognized leadership in those areas in which he is interested. I, too, as a member of the majority party and as floor leader on behalf of the other members and I am sure many of them want to pay tribute to a really great legislator, Perry Woodall."

Senator McCutcheon: "Mr. President and members of the Senate, Perry, I don't know how to start a speech or finish one when you're around, I feel that you are so close to me that I can only say how proud we are of how far you have gone and proudest of all of what you have done for the state of Washington. You have infiltrated this side of the aisle. I notice, even though Senator Canfield says you are a very strict Republican I haven't found you so. Your influence is terrible over here, devastating shall we say. And the very fact that you are, you are officing with my good friend, Senator Keefe, I walked up and I saw the name Senator Woodall on the office door and also the name of Senator Keefe, and I said, 'What's going on here, Wallace and somebody else . . . what party is this?'

"Senator Woodall is universal, he is in his prime of life right now and anybody that thinks he can't put up a terrific fight, they better not come in collision with him. He is full of magnanimity, a great heart and a great intellect and unselfish desire to do what he loves to do which is the highest possible ambition of any person to serve his country well under our democratic form of government.

"I could talk here all afternoon and you know what they say, there's nothing like silence, Perry, but I'm not going to do that. You and I are too old . . . I'm much too old . . . your father is ninety? Well, I am seventy-six and I had a grandfather who was one hundred and two when he was doing handsprings. I always thought that the only brainy thing he ever did do was to live that long but Perry has a background. I am going to sit down because I know everybody on this floor wants to say something about you . . . I don't know what we could say . . . I think we should take it in a day's work and go on from there because if you weren't here, I don't know what this place would be like."

Senator Henry: "Mr. President and members of the Senate, I think perhaps that I can speak with a little authority having known Perry since my first session in 1941. I too think maybe sometimes the product of Kentucky helps us all to do handsprings but I think that the statement was made that a statesman is a dead politician does not apply in this case. My definition of a statesman is a man that looks to the next generation, a politician is a man who looks to the next election, and I can say to you with all sincerity that Perry Woodall looks to the next generation."

Senator Atwood: "Mr. President and members of the Senate, being a newer member in this body I think my words are inadequate to express my appreciation and affection for the superchief. During my tenure here he is the most outstanding legislator that I have observed. I can only say that he is indomitable, indefatigable and irresistible and we salute you, Mr. Legislator."

Senator Twigg: "Mr. President and members of the Senate, I am sure it is no secret to anyone in this chamber that the man we are honoring is my personal friend and I would like to simply take this opportunity to thank him publicly for his help and guidance to me."

Senator Dore: "Mr. President and members of the Senate, I would like to join in all the remarks of the Senators that have been made here except one. As one who has felt the needle now and then, Senator Canfield, I don't subscribe to your statement that it doesn't hurt too much and the blood doesn't flow too long."

Senator Day: "Thank you, Mr. President, I wish to add my little bit for the superchief because he served as a member of my interim committee on public health and I want to say that this is not only the most effective but the most objective legislator that we had on the committee. He was terrific."

Senator Holman: "Mr. President and members of the Senate, in representing the back row I would like to pay my tribute to Senator Woodall. I didn't know Senator Woodall only briefly during the last session when I was a freshman in the other body, but I've gotten to know him this session very well as a member of the judiciary committee as one of the most faithful attenders, and I find this extremely gratifying to note that even though you progress from session to session and finally end up in the front row, they still come down to the meetings and get into the real spade work of the legislation. I have found Perry Woodall even on matters on which he and I have differed, to be courteous, gracious and understanding and I think that is the hallmark of a legislator."

Senator Uhlman: "Thank you, Mr. President and members of the Senate, I will make a very brief addition to what has been said and that is simply this. It was a real surprise and a pleasant surprise for me to come over from the House to the Senate and find as chairman of the judiciary committee that every morning when we held a meeting at 8:00 a.m. Senator Woodall was there bright and cheery, all knowing full well where he had been the night before. As Senator Holman has indicated he is the most regular attendee of the committee, I believe, I would say the most effective member of the committee and I would certainly underline and punctuate the comments that have been made about the lack of partisanship. I think one of the real pleasures of that committee has been the total lack of partisanship. I can't recall ever having seen a real partisan vote or move by Senator Woodall in that committee, and this is of course over a period of two sessions now. I would certainly join in a very hearty commendation and hope that Senator Woodall's constitution will enable him to continue for another thirty years."

Senator Matson: "Mr. President and members of the Senate, as a freshman from Perry's home county I don't have the experience of working with Perry on the Senate floor. I have known him for a good many years and as far as I am concerned, I look forward to working with him in the future. I, too, salute you, Senator Perry."

Senator Knoblauch: "Mr. President and members of the Senate, I don't know if Perry Woodall remembers this occasion or not, but twenty-three years ago when I came to the House of Representatives, I made the mistake of clashing with Mr. Woodall and he won and I said to myself 'I'll get that guy some day.' But you know it wasn't long before I came to respect him as a fine member of the House and I said to myself 'Well, maybe you had it coming.'

"If anyone in this Senate has brought credit to the word 'politician' that is Senator Woodall. Lots of people make fun of the word 'politician' but after all it is just the art of government and a man taking part in public service. So I have always felt that Senator Woodall brought credit to that word and to every member of the House and the Senate. I will just say in closing that Perry Woodall is a true public servant."

Senator Washington: "Mr. President and members of the Senate, Senator Woodall and I have probably clashed as much as any two men on the floor, usually involving what should be before the lawyer's committee and the highway committee. My batting average against him has been rather poor in most of these forays and I find really the only way to operate with Perry is to be on the same side. We did happen to get together, both of us more or less on a three-cornered battle in an Indian estate matter, and at that time Perry and I found we were working generally in the same direction attempting to defeat the third party, leaving something perhaps for Perry's client and mine. But, also, I have found that after a strong battle on the floor and Perry does battle hard, and I think I do, but we were always able when it was over, I think in the true tradition here of the Senate, to laugh and joke about it later on. Then if the time comes again for another battle on the floor you can still go at it hard and still be friends when it is over, and one of Perry's best characteristics is that he knows when to fight and he knows when to be friends."

Senator Guess: "Mr. President and members of the Senate, if I have learned anything from my associations on the floor, it is that Perry Woodall has a set of principles and he lives by those principles and believes in them. It has been a lesson to me and a wonder at times as to how he can remember the speeches and the statements that he has made and can recount without end the position he took on issues in the past, the singleness of purpose and the devotion to those principles has been an inspiration to me. When I came here as a freshman I listened to him, I remember deviating one time and he hasn't let me forget it yet, but this is what I think the elders of the body should do for the freshmen and I want to tell you, Perry, how much I appreciated the guidance you have given me and the help you have been to me on the floor."

Senators Ryder, Atwood, Twigg, Bailey, Greive and Keefe acted as a committee of honor to escort Senator Perry B. Woodall to the rostrum.

The President: "Honored members of the Senate, ladies and gentlemen, I wish to thank the forty-eight sponsors of this resolution for honoring a truly outstanding man's man. The one thing that I believe about all the remarks made that really impressed me more than anything else in the world was the truth, the depth and the sincerity. I want you to know, Perry, that I am sure that everybody in the chamber today is happy and delighted that you are having an opportunity to smell the flowers while you are still around to enjoy them. I know it is going to be a little tough but I am positive that the members and the people present in the gallery would certainly love to hear from you at this time."

Senator Woodall: "Mr. President and members of the Senate, that last move didn't make it any easier. One would be devoid of all normal human reactions if he would be anything but extremely proud and humble listening as I did to these fine, splendid remarks. Proud because they were made and humble in the realization that it presents a constant challenge to try to measure up and do all of those fine things.

"The fact that you are liked by the members on your own side of the aisle is of course thrilling but to have come here at least charitably an aggressive partisan, to have heard the splendid, fine things said for you from the other side of the aisle makes this moment perhaps the most thrilling of my lifetime. I just hope in the days ahead that I will always merit this.

"I am glad I read the last part of the resolution. As it started off I was afraid it was the sort of thing you do when a person is retiring. I didn't have any plans and I didn't know whether some of you had planned some involuntary retirement for me, but you ended up with a nice thing saying that you wished me back and I certainly want to be back. I want you to know how much I enjoy all of you and how thrilled and happy I am here today. Thank you."

The President: "The President should like to exercise the privilege at this time of presenting another longtime friend of our honored Senator, the Honorable Cecil Gholson, who is hosting the luncheon today which is given in appreciation to honor Perry B. Woodall."

On motion of Senator Ryder, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Senators Ryder, Atwood, Twigg, Bailey, Greive and Keefe acted as a committee of honor to escort Senator Perry B. Woodall to the rostrum.

Senator Woodall assumed the Chair.

SENATE RESOLUTION: 1969-32

By Senator Stortini:

WHEREAS, The swimming program of the Woodrow Wilson High School of Tacoma has become nationally recognized for its achievements in the training of youthful contenders; and

WHEREAS, The program has enabled the Woodrow Wilson High School to compile a ten-year record of one hundred twenty-nine consecutive wins in meet competition, including ten consecutive State swim championships; and

WHEREAS, This program has developed twenty-five contenders who have received All-American recognition during the ten-year span; and

WHEREAS, This program resulted in the development of twelve All-Americans in 1969, including Kaye Hall, the winner of two Olympic Gold Medals in 1968; and

WHEREAS, The success of the program has generated tremendous widespread interest in swimming as a competitive sport;

NOW THEREFORE BE IT RESOLVED, That Coach Richard Hannula, who has dedicated his efforts to the training of youthful contenders and who has been individually responsible for the success of the program, be commended by the Senate of the state of Washington for his outstanding services as a coach and educator, together with all the participants who contributed to the success of the program; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Secretary of the Senate to Richard Hannula, all swim team members, the principal of Woodrow Wilson High School and the Student Body President.

On motion of Senator Stortini, the resolution was adopted.

MOTION

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

SECOND READING

HOUSE BILL NO. 8, by Representatives O'Dell, Zimmerman and Smythe:
Allocating proceeds of sales of products from state forest lands.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, House Bill No. 8 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Talley: "Would Senator Henry yield to a question? Senator, is it true that every county road in Skamania county has been blacktopped and you no longer need these road funds?"

Senator Henry: "Well, I haven't been there for some months, Senator, and if they were blacktopped I can assure you that the winter breakup and the snow we had has probably damaged them somewhat. However, we do have a little money in our road fund as you are well aware."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 8, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Dore, Mardesich—2.

Absent or not voting: Senators Durkan, Peterson (Ted), Pritchard—3.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 8, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 16, by Representatives Copeland, Jolly and Hubbard (by Legislative Council request):

Providing for the appointment of mayors pro tempore.

The bill was read the second time by sections.

On motion of Senator Herr, the rules were suspended, House Bill No. 16 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 16, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Durkan, Peterson (Ted), Pritchard—3.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 16, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 17, by Representatives Moon, Newhouse and Wanamaker (by Legislative Council request):

Regulating weights and measures.

REPORT OF STANDING COMMITTEE

March 4, 1969.

ENGROSSED HOUSE BILL NO. 17, regulating weights and measures (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass with the following amendment:

On page 14, line 29, after "of" and before "liquid" insert "such"

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

The bill was read the second time by sections.

On motion of Senator Donohue, the committee amendment was adopted.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 17 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 17 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Durkan, Peterson (Ted), Pritchard—3.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 17 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Senate Bill No. 58 was made a special order of business immediately after lunch.

HOUSE BILL NO. 18, by Representatives Moon, Newhouse and Wanamaker (by Legislative Council request):

Regulating food processing plants.

The bill was read the second time by sections.

Senator Guess moved adoption of the following amendment:

On page 2, section 1, line 19, after "department." insert a new subsection as follows: "*(e) Standards that must be used to establish the temperature and purity of water used in the processing of foods.*"

POINT OF INQUIRY

Senator McCormack: "Would Senator Guess yield to a question? Senator, I'm not sure what you are trying to do. You told us you are trying to do something, would you tell us why?"

Senator Guess: "Because, Senator, there is nothing in the bill to do with the number of times that the water can be re-used in the processing of food. If you will go into some of the processing plants, you will find that they use the water until it gets to be an almost opaque material, something that could carry material that is deleterious to the processing of the foods that we are using."

Senator McCormack: "So what are you doing in this amendment, Senator Guess?"

Senator Guess: "This allows the department to establish the standards for the temperature and the purity of the water in the processing."

The motion carried and the amendment was adopted.

On motion of Senator Donohue, the rules were suspended, House Bill No. 18 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Donohue yield to a question? Senator, does this apply to just intrastate processing?"

Senator Donohue: "It applies to all processing plants in the state."

Senator Uhlman: "How does this bill and the provisions and requirements of this bill agree with the federal act that was passed that we heard so much about that was sponsored by Representative Foley in Congress and that we read about this last year?"

Senator Donohue: "This abides by all those regulations and there will be no duplication of inspection in state and federal if this legislation passes. Does that answer your question? There will be no duplication, those being inspected by the federal government will continue to be inspected."

Senator Uhlman: "I think my question should be better placed. Will this weaken the federal act at all or the implication of the federal act at all?"

Senator Donohue: "No, Senator, it strengthens the act. This is something that the legislative council and food processing people have been working on all year."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 18 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-41.

Voting nay: Senators Foley, Newschwander, Uhlman-3.

Absent or not voting: Senators Elicker, Gissberg, Pritchard-3.

Excused: Senators Andersen, Huntley-2.

HOUSE BILL NO. 18 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:45 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

HOUSE BILL NO. 65, by Representatives McCaffree, Bottiger and Scott (by Legislative Council request):

Restricts veteran's rights to pre-military jobs.

The bill was read the second time by sections.

On motion of Senator Wilson, the rules were suspended, House Bill No. 65 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 65, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Dore, Gissberg—2.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 65, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 95, by Judiciary Committee:

Providing procedures in probate.

REPORT OF STANDING COMMITTEE

March 6, 1969.

SUBSTITUTE HOUSE BILL NO. 95, providing procedures in probate (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 4, line 30, after "the" and before "of" strike "natural issue" and insert "minor child"

On page 3, section 4, line 31, after "spouse" and before "and" insert "and the decedent"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Substitute House Bill No. 95, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 95, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Gissberg—1.

Excused: Senators Andersen, Huntley—2.

SUBSTITUTE HOUSE BILL NO. 95, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 131, by Representatives Charette, Clarke (George W.) and O'Dell:

Regulating mutual savings banks.

The bill was read the second time by sections.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Ryder yield to a question? Senator, my first question is, if I may ask, why was this bill run in ahead of the rest of the calendar without any chance to discuss it before being brought on the floor?"

Senator Greive: "I will handle that because as an actual matter, this is a motion that I made in the Rules Committee and Senator Ryder had nothing to do with it whatsoever other than he voted for it.

"The feeling was that we had a lot of controversial bills this morning and a number of us wanted to handle the controversial bills at that time but we felt it would be better to facilitate the situation that we take up a noncontroversial bill, that we would keep moving them down on the calendar so we wouldn't cut off the controversial ones. Otherwise, we couldn't have gotten a controversial or consent calendar out this morning. So our thought was when we came back from lunch we had the idea that we would take out all the so-called controversial bills that we passed over that we really wanted, we put those first so we would always have something to consider and we wouldn't be out of work by tomorrow night."

Senator Canfield: "Would Senator Ryder yield? I am glad to hear that this isn't controversial but all the banks in my district have violently opposed this bill so there must be some controversy and I understand that it is in the area of making commercial loans and in the area of trust departments.

"Senator Greive, you will pardon me for finishing my question. If it isn't controversial, Senator Ryder, I would appreciate it if you explain why because our bankers seem to feel that it is controversial."

Senator Greive: "I think that under the circumstances that it is only fair that I answer that question too. This is on the special calendar which we consider controversial bills. This is not on a non-controversial calendar. This comes ahead of the calendar that we were considering before."

MOTION

Senator Marquardt moved that Engrossed House Bill No. 131 be held for the third reading calendar for tomorrow.

Debate ensued.

MOTION

Senator Greive moved that the motion by Senator Marquardt be laid upon the table.

Senator Marquardt demanded a roll call and the demand was sustained by Senators Elicker, Metcalf, Matson, McDougall, Uhlman, McCormack, Lewis (Harry), Holman and Guess.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay upon the table the motion by Senator Marquardt carried by the following vote: Yeas, 27; nays, 19; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, Lewis (Brian), McCutcheon, Mardesich, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Talley, Walgren, Washington, Williams—27.

Voting nay: Senators Canfield, Elicker, Faulk, Guess, Holman, Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Stender, Stortini, Twigg, Uhlman, Wilson—19.

Absent or not voting: Senator Woodall—1.

Excused: Senators Andersen, Huntley—2.

MOTION

On motion of Senator Uhlman, the Senate proceeded in order with the second reading calendar.

POINT OF INQUIRY

Senator Mardesich: "I assume that a motion such as that by Senator Uhlman does not preclude the movement of any bill up the calendar at a later hour, am I correct in that assumption?"

REPLY BY THE PRESIDENT

The President: "The President believes that you are correct, Senator Mardesich."

ENGROSSED HOUSE BILL NO. 101, by Representatives Cunningham, Sprague, Lickenby, Hoggins, Perry and Litchman:

Permits school districts acting as joint agencies in purchasing of supplies or services to issue interest bearing warrants in payment of obligations owed.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 101 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 101, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, Matson—2.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 101, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 111, by Representatives Hatfield, Swayze and Wojahn:

Extending park district liability.

The bill was read the second time by sections.

On motion of Senator Herr, the rules were suspended, Engrossed House Bill No. 111 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 111, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Matson—1.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 111, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 121, by Representatives Harris, Bottiger and Evans (by Legislative Council request):

Providing notice in certain guardianship proceedings.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 121, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 121, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Connor—1.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 121, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Henry, all bills passed today were ordered immediately transmitted to the House.

ENGROSSED HOUSE BILL NO. 143, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

Relating to nonintervention executors.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 143 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 143, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 143, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 166, by Representatives Merrill, Bagnariol and Kirk:

Authorizing cities to remove debris.

The bill was read the second time by sections.

On motion of Senator Herr, the rules were suspended, House Bill No. 166 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 166, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Mardesich, Pritchard—2.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 166, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SPECIAL ORDER OF BUSINESS

ENGROSSED HOUSE BILL NO. 58, by Representatives Brouillet, Mahaffey, Zimmerman, Charette and Hoggins (by Joint Committee on Education request):

Providing code revision of Title 28 RCW, education.

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 58 on second reading.

REPORT OF STANDING COMMITTEE

February 19, 1969.

ENGROSSED HOUSE BILL NO. 58, providing code revision of Title 28 RCW, education (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 74, section 28A.41.130, line 3, after "States Code" and before "and" strike the semicolon and insert "": PROVIDED, That after July 1, 1969, funds received pursuant to Title 20, Sections 236 through 244, United States Code shall not be deemed available revenues for the purpose of this subsection or subsection (7) of this section;"

On page 208, section 28A.58.310, line 18, after "them." add "The school directors, school superintendents or other school representatives may be advanced sufficient sums to cover their anticipated expenses in accordance with rules and regulations promulgated by the state auditor and which shall substantially conform to the procedures provided in RCW 43.03.150 through 43.03.210."

Signed by: Senators Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

The bill was read the second time by sections.

Senator Ridder moved the adoption of the committee amendments.

POINT OF INQUIRY

Senator Canfield: "Would Senator Ridder yield to a question? What specifically does that apply to without looking it up?"

Senator Ridder: "This was the 874 fund bill that struck the 874 fund fifteen percent leeway."

The motion carried and the committee amendments were adopted.

POINT OF INQUIRY

Senator Canfield: "Would Senator Ridder yield to another question? Does not this amendment also refer to another bill which we passed in this body which referred to this particular big bill of yours and now this amendment has been incorporated in it?"

Senator Ridder: "No, I don't think so. This is just a little change in wording."

Senator Canfield: "I thought we had a bill which authorized anticipating these expenses?"

Senator Ridder: "No, I think the bill that passed dealt with a little broader picture than this."

Senator Canfield: "This is separate from the bill then?"

Senator Ridder: "Yes, this is another little problem."

Senator Guess moved the adoption of the following amendment:

On page 5, line 22, add three new sections to chapter 28A.02 as follows: "NEW SECTION. Section 1. No test, questionnaire, survey, assignment or examination designed for the purpose of bringing out the pupil's personal beliefs or practices in sex, family life, morality or religion, or any questions about his parents' or guardians' beliefs and practices in sex, family life, morality and religion, shall be administered to any pupil in kindergarten or grades one through twelve, inclusive, unless the parent or guardian of the pupil is notified, in writing, that such test, questionnaire, survey, assignment or examination is to be administered and the parent or guardian of the pupil gives written permission for the pupil to take such test, questionnaire, survey, assignment or examination. The provisions of this section shall apply whether the test, questionnaire, survey, assignment or examination is to be conducted in private or in group testing and discussions.

"NEW SECTION. Section 2. No part of any common school curriculum which is designed specifically to provide instruction in human sexuality or sex relationships shall be administered to any pupil in kindergarten or in grades one through eleven, inclusive, unless the parent or guardian of such pupil is notified, in writing, that such course is to be administered and the parent or guardian of the pupil gives written permission for the pupil to take such course.

"NEW SECTION. Section 3. Every parent shall have the right of full and free access to all records and files of information concerning his own child or ward and himself which are held by the public school administrations. School authorities in possession of such files shall produce them upon request of parents or guardians at reasonable times during the school hours.

"Every parent shall have the right to know any facts, plans or intentions relating to any part of the school program, curriculum or activities either required or optional of that school in which his own child or ward is asked to participate."

MOTION

Senator Bailey moved that Engrossed House Bill No. 58 be referred to the Committee on Education.

POINTS OF INQUIRY

Senator Lewis (Brian): "Would Senator Bailey yield to a question? Senator Bailey, you have much more experience in this body than I. It is my understanding in previous years when we have had codes as large as this before us, I remember particularly the optional municipal code and before that the uniform commercial code, there was a clause inserted in the back and in fact said the code would not become law for two years to give everybody who was concerned with it an opportunity to really study it and come back before the body with any clarifying amendments before it in fact became law. Is there any reason why such an amendment could not be added to this particular code?"

Senator Bailey: "Senator Lewis, I'm not a sponsor of this code at all. When it came on the floor at first it was supposed to be just a recodification of the law. Now we hear that it had substantive changes. Then we heard that the House took those changes out and for that reason we brought it out of the Rules Committee. Now we are getting amendments on it. I happen to be much in favor of this amendment we put on awhile ago but I don't think this is the place that it belongs and when we have something this large, I do think that it should be something we study.

"Senator Uhlman was talking about studying a two-page bill awhile ago, that he has to have time to digest and have the lawyers bring out something in advance. This is quite a bit bigger and if they are going to amend it and if they want to put it through this way, this is one thing but if they are going to amend it, certainly I think we should take it to committee. Furthermore, the objection I have would be the accusation here against Mr. Bruno and other people. I think they should be able to be heard before we vote on these amendments and they cannot be heard on the floor of the Senate."

Senators Mardesich, Knoblauch and Sandison demanded the previous question and the demand was sustained.

The motion by Senator Bailey carried and Engrossed House Bill No. 58 was referred to the Committee on Education.

HOUSE BILL NO. 170, by Representatives King, Kiskaddon, Clarke (George W.) and Bottiger:

Providing for the disbursement of funds of the court.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 170 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 170, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Connor, McCutcheon, Ridder—3.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 170, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 179, by Representatives Leckenby, Beck and Evans (by departmental request):

Eliminating requirement that certain employees reside on institution grounds.

The bill was read the second time by sections.

On motion of Senator Odegaard, the rules were suspended, House Bill No. 179 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Day: "Would Senator Odegaard yield to a question? Senator Odegaard, at Eastern State and Lakeland Village they have some very nice apartments and some other buildings that house the people who are employed there.

"I was wondering what will happen to the loss of revenue that will occur if they are no longer required to live in these facilities. These facilities are some eighteen to twenty miles from Spokane and there wouldn't be any tenants available, I would imagine, other than these tenants to fill them."

Senator Odegaard: "Senator Day, as I understand it, these buildings are in good repair and would be used for halfway houses and this type of thing and I have been assured by the department of institutions that these buildings will be used."

Senator Day: "That I appreciate but the only thing is that there will be a loss of revenue because if the buildings are utilized and don't collect rent, are they presently collecting rent?"

Senator Odegaard: "As I understand it in some of the institutions, they are. These rents are very low and the housing is good. I have been told they are in good shape. It is probable that most of these employees will continue to live in this housing. There might be an exception of a few and this is the purpose of the bill, to make that exception for those who desire to live away from the institution."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 179, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Connor—1.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 179, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 189, by Representatives Curtis, Bozarth, Berentson, Evans, Brown, Cunningham, Kopet, Haussler and Jolly:

Authorizing dog control zones.

REPORT OF STANDING COMMITTEE

February 25, 1969.

ENGROSSED HOUSE BILL NO. 189, authorizing dog control zones (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 3, line 26 of both the printed and engrossed bills after "Sec. 3." and before "a" strike "Having determined that" and insert "In determining whether"

On page 2, section 3, line 3 of both the printed and engrossed bills after "the" and before ". At" strike "county" and insert "proposed zone"

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator McDougall, the committee amendments were adopted.

On motion of Senator McDougall, the rules were suspended, Engrossed House Bill No. 189, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 189, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Matson—1.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 189, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 192, by Representatives Swayze and Hubbard:

Paying interest on inheritance tax and escheat refunds.

REPORT OF STANDING COMMITTEE

March 6, 1969.

HOUSE BILL NO. 192, paying interest on inheritance tax and escheat refunds (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On line 9, after "[two]" and before "percent" strike "six" and insert "eight"

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 192, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 192, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Henry, Marquardt—2.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 192, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 198, by Representatives Goldsworthy, Saling, Backstrom and Chatalas (by Legislative Budget Committee request):

Levying taxes to provide funds for county veteran's relief fund.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, House Bill No. 198 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 198, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Connor, Gissberg, Henry, McCutcheon—4.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 198, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 264, by Representatives Kopet, Garrett and Smythe (by departmental request):

Authorizing local governments to advance travel expenses.

The bill was read the second time by sections.

On motion of Senator Talley, the following amendment to the title was adopted.

On page 1, line 2 of the title, after "subdivisions;" and before "and" insert "defining crime;"

On motion of Senator Talley, the rules were suspended, House Bill No. 264, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 264, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Woodall—43.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senators Gissberg, Henry, Wilson—3.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 264, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 281, by Representatives Bottiger, Kirk and Whetzel:

Establishing medical license revocational stay procedures.

The bill was read the second time by sections.

Senator Uhlman moved the adoption of the following amendment:

On page 1, section 1, line 24 add the following: "PROVIDED, In no event shall the order of revocation or suspension be final until the licensee's judicial remedies are exhausted."

Debate ensued.

The motion was lost on a rising vote.

On motion of Senator Day, the rules were suspended, House Bill No. 281 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 281, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 281, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

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

MOTIONS

On motion of Senator Holman, the Committee on Education was relieved of further consideration of Engrossed House Bill No. 58.

On motion of Senator Holman, Engrossed House Bill No. 58 was ordered placed on second reading as a special order of business at 3:30 p.m., Tuesday, March 11, 1969.

HOUSE BILL NO. 350, by Representatives Bottiger, Chapin and Heavey:

Permitting justice courts to impose, defer or suspend sentences.

REPORT OF STANDING COMMITTEE

March 6, 1969.

HOUSE BILL NO. 350, permitting justice courts to impose, defer or suspend sentences (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

In section 1, line 8, after "than" and before "from" strike "three years" and insert "one year", and in section 2, line 15, after "exceed" and before "after" strike "three years" and insert "one year"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Atwood, Foley, Gissberg, Holman, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 350, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 350, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 350, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 393, by Representatives Goldsworthy, Saling and Backstrom:

Pertaining to methods of payment for public officers and employees.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed House Bill No. 393 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 393, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Henry, Matson, Pritchard—3.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 393, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 536, by Representatives Evans, Whetzel, Randall, Scott, McCaffree, Heavey, Sprague and Savage (by executive request):

Leasing facilities for housing work release prisoners.

The bill was read the second time by sections.

On motion of Senator Day, the following amendment was adopted:

On page 1, section 1, line 18, after the period insert *"The location of such facilities shall be subject to the zoning laws of the city or county in which they may be situated."*

On motion of Senator Metcalf, the following amendment was adopted:

On page 1, section 1, line 7, strike "in to" and insert "[in to] *"into"*

On motion of Senator Metcalf, the rules were suspended, House Bill No. 536, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 536, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Herr, Lewis (Harry)—2.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 536, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 549, by Representatives O'Brien, Wanamaker, Haussler, Kalich, Farr, Wolf, Newhouse and Conway:

Assessing milk and cream.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, House Bill No. 549 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 549, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Henry, Herr—2.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 549, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 573, by Representatives Charette, Clark (Newman H.) and O'Brien: Establishing per diem rates for members of statute law committee.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 573 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 573, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Bailey—1.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 573, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 3, by Representatives Marzano, Swayze, Adams, Beck, Conway, Wojahn, Jueling, Sawyer, Gallagher, Shera, Bottiger, Wolf, Randall, Brouillet and Litchman:

Memorializing the President and Congress to make Mountain View sanitorium a veterans hospital.

REPORT OF STANDING COMMITTEE

March 7, 1969.

HOUSE JOINT MEMORIAL NO. 3, memorializing the President and Congress to make Mountain View sanitorium a veterans hospital (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 27, after "States" and before "legislation", strike "enact" and insert "consider".

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Pritchard.

The memorial was read the second time in full.

Senator Wilson moved the adoption of the committee amendment.

Debate ensued.

The motion by Senator Wilson failed to carry and the committee amendment was not adopted.

On motion of Senator Wilson, the rules were suspended, House Joint Memorial No. 3 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 3, and the memorial passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—46.

Absent or not voting: Senator Williams—1.

Excused: Senators Andersen, Huntley—2.

HOUSE JOINT MEMORIAL NO. 3, having received the constitutional majority, was declared passed.

MESSAGES FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed:
 SENATE BILL NO. 9,
 SENATE BILL NO. 10,
 SENATE BILL NO. 11,
 SENATE BILL NO. 13,
 SENATE BILL NO. 14,
 SENATE BILL NO. 15,
 SENATE BILL NO. 16,
 SENATE BILL NO. 51,
 ENGROSSED SENATE BILL NO. 57,
 ENGROSSED SENATE BILL NO. 66,
 SENATE BILL NO. 130,
 SENATE BILL NO. 136,
 ENGROSSED SENATE BILL NO. 161,
 SENATE BILL NO. 163,
 SENATE BILL NO. 167,
 SENATE BILL NO. 208,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 10, 1969.

MR. President: The House has passed:
 SENATE BILL NO. 12,
 SENATE BILL NO. 91,
 SENATE BILL NO. 121,
 SENATE BILL NO. 216,
 ENGROSSED SENATE BILL NO. 263,
 SENATE BILL NO. 268,
 SENATE BILL NO. 312,
 ENGROSSED SENATE BILL NO. 351,
 SENATE BILL NO. 386,
 SENATE BILL NO. 429,
 SENATE BILL NO. 446,
 ENGROSSED SENATE BILL NO. 469,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

THIRD READING

ENGROSSED HOUSE BILL NO. 131, by Representatives Charette, Clarke (George W.) and O'Dell:

Regulating mutual savings banks.

The bill was read the third time by sections.

MOTION

Senator Marquardt moved that Engrossed House Bill No. 131 be held on the third reading calendar for Tuesday, March 11, 1969.

PARLIAMENTARY INQUIRY

Senator Holman: "Parliamentary inquiry."

The President: "The Senator will state his parliamentary inquiry."

Senator Holman: "If the bill is on third reading which is the eighth order of business, if we haven't finished the second reading calendar by four o'clock, does that mean the bill is dead for this session?"

REPLY BY THE PRESIDENT

The President: "The President believes that would be correct, Senator Holman."

POINT OF ORDER

Senator Greive: "Point of order. I would suggest that this is the same motion that has been previously made at the same stage in the proceedings. By that I mean that this bill is in exactly the same point as it was before. The motion was made and it has been voted down and laid upon the table and I would suggest that the proper motion would have to be to lay the particular motion on the table rather than an effort at this time to reinstitute the motion."

RULING BY THE PRESIDENT

The President: "The President believes that the point of order presented by Senator Greive is well taken. Therefore, your motion is out of order, Senator Marquardt."

MOTION

Senator Uhlman moved that Engrossed House Bill No. 131 be made a special order of business for tomorrow, Tuesday, March 11, 1969 at 11:00 a.m.

POINT OF INQUIRY

Senator Dore: "Would Senator Marquardt yield to a question? Senator, what is the area of your amendment? What are you thinking about?"

Senator Marquardt: "I particularly want to take a look at section 9 of the measure."

Senator Dore: "What amendment do you have in mind?"

Senator Marquardt: "I would like to strike all of section 9 and renumber the remaining sections."

POINT OF INFORMATION

Senator Marquardt: "Point of information. After the fiftieth day don't we only need a simple majority, Senator Greive? It is very rarely that we can catch you up on that."

POINTS OF INQUIRY

Senator Guess: "Would Senator Ryder yield to a question? Senator Ryder, in section 12 (1) I cannot see where the trustee on this self-employed retirement plan is covered, would that require the mutual banks to follow the provisions as set out in RCW 30.24 as the prudent man rule?"

Senator Ryder: "If you turn to page 15 and start on line 9, which is a part of the same section that you just read, you will read 'the restrictions, limitations and requirements in Title 30 RCW shall apply to mutual savings banks exercising the powers granted under this section insofar as the restrictions, limitations and requirements relate to exercising the granted powers'."

Senator Guess: "The question has been made to me and I am concerned about the amount of money available for real estate loans. I am told that if this bill passes there will be actually less money for real estate loans than at the present time under the existing statute. Can you clarify that for me?"

Senator Ryder: "Yes, I can, Senator Guess. As a matter of fact the reverse is true and this has been proven in the eastern states. About ten of the eighteen mutual savings banks states may make personal loans at the present time and in those states where they can make personal loans, it has been shown through research that their deposits increase faster than they do in the states where they cannot make personal loans. The reason for this is that the younger group in our society are the ones who borrow and the ones who make the personal loans so they establish their contact with a savings bank to make that personal loan and as time goes on they take their savings there also. Whereas in those states where savings banks do not have them make contact with a commercial bank and then they take their savings later and the commercial banks savings go into commercial loans and eighty percent of the mutual savings banks go into home loans so there is more money created this way for the making of resident home loans than there is by the commercial banks."

Senator Guess: "There is one other statement, I don't know what section it is, that the bill will allow the savings and loan banks to enter into the certificate of deposit business without requiring sufficient reserves. Can you explain that?"

Senator Ryder: "I don't know what is in the savings and loan bank bill. You mean the mutual savings banks? Yes, they make certificates of deposit just as they have been able to take savings deposits for one hundred and fifty years in this country and the reserves which you speak of are the same reserves that I spoke of a moment ago where they can put only eighty percent into the mortgage loan area and the other twenty percent is to be kept in a comparatively liquid state for the protection of the depositor."

Senator Guess: "When I built a home I went to the savings and loan for my money and they told me in order to get my construction money I had to go to a commercial bank. Does this change that relation any?"

Senator Ryder: "Senator, I don't know what savings and loan you went to. We are talking about mutual savings banks and if you had come to the institution with whom I am connected, you would have gotten your construction loan providing your credit was all right."

Senator Guess: "I didn't have any trouble getting money, Senator Ryder, but what interest rate would you charge for a construction loan? Would that be different from the long term loan?"

Senator Ryder: "Our interest rates are just as they are in all institutions. They fluctuate and vary from day to day. I have been down in Olympia for over sixty days so I, at the moment, cannot tell you."

Senator Canfield: "Would Senator Ryder yield to a question? Senator, would you have any idea as to whether the earnings on these commercial loans are better than the interest you are getting on the real estate loans at the present time? Is that why you want to get into that business?"

Senator Ryder: "Senator, we are not trying to get into commercial loans. We are trying to get into non-business family loans, that is to you, as a householder, the head of the household for family purposes, the making of a personal loan up to a maximum of \$5,000 and a maximum of five years. The rates on these of course fluctuate from day to day. My off the cuff opinion would be that the rates on these would be lower rather than higher than mortgage loans."

Senator Canfield: "Senator Ryder, I have one further question. Is this a sort of an effort to make all the banks competitive in all fields of banking?"

Senator Ryder: "This, of course, Senator Canfield, is the trend in all financial institutions. They are coming together. The commercial banks are getting into savings banks fields. They are buying mortgage companies, they are getting more and more into the area that used to be reserved fairly exclusively for savings banks. Even the insurance companies are getting into the banking field and I read in the papers a short time ago that one of the large commercial banks in the state is getting into the leasing business."

"That might be a good place to bring up a little tax situation. Someone said something about taxes. The national banks do not pay a personal property tax in the state of Washington. If they get into the leasing business in any great amount all of this is personal property, this equipment which they will buy and lease. We have already estimated that over a million dollars is lost in the state of Washington on personal property taxes at the moment. Will this be added to the loss that is now going on in the personal property taxes of national banks?"

Senator Canfield: "I have one final question. You are a very noted banker. You are one of the highest rated bankers in the state, isn't that right?"

Senator Ryder: "I take the fifth amendment."

Senator Canfield: "Senator Ryder, if you had an equally important position in the Seattle First National Bank, would you be in favor of this bill?"

Senator Ryder: "Well, as a matter of public interest, yes."

The motion by Senator Uhlman that Engrossed House Bill No. 131 be made a special order of business for 11:00 a.m., Tuesday, March 11, 1969 failed to carry on a rising vote.

Senators Greive, Gissberg and Ryder demanded the previous question and the demand was sustained.

Senators Greive, Dore and Gissberg demanded a Call of the Senate, and the Call of the Senate was sustained on a rising vote.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Andersen and Huntley who had previously been excused.

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

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 131, and the bill passed the Senate by the following vote: Yeas, 25; nays, 22; excused, 2.

Voting yea: Senators Atwood, Bailey, Connor, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Herr, Holman, Keefe, Lewis (Brian), McCutcheon, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Washington, Williams, Woodall—25.

Voting nay: Senators Canfield, Cooney, Day, Donohue, Elicker, Guess, Henry, Knoblauch, Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Stortini, Talley, Twigg, Uhlman, Walgren, Wilson—22.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 131, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

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

On motion of Senator Greive, all bills passed today by the Senate were ordered immediately transmitted to the House.

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

SECOND READING

ENGROSSED HOUSE BILL NO. 570, by Representatives Farr, Veroske, Wolf, Conway and Kink:

Allocating state funds to existing community health programs.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, House Bill No. 570 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 570, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 570, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 513, by Representatives Cunningham, Garrett and Barden:

Providing for voluntary assessments to land benefited by flood control improvement.

REPORT OF STANDING COMMITTEE

March 10, 1969.

HOUSE BILL NO. 513, an act relating to flood control (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass with the following amendments:

On page 2, line 1, section 1, after "act." insert a new section to read as follows:

"NEW SECTION. Sec. 2. There is added to chapter 159, Laws of 1935 and to chapter 86.16 RCW a new chapter to read as follows:

"The prohibitions contained in RCW 86.16.080 and RCW 86.16.090 shall not apply to any improvement or structure nor to any property situated within any approved plat which improvement or structure was constructed or which plat has been filed for record prior to the effective date of this 1969 amendatory act."

In line 2 of the title after "RCW" insert "and adding a new section to chapter 159, Laws of 1935 and to chapter 86.16 RCW."

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the committee amendments were adopted.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 513, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 513, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Durkan, McCutcheon, Newschwander, Ryder—4.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 513, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 617, by Representatives Kalich, Hubbard and Bottiger:

Authorizing appaloosa horse racing.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, House Bill No. 617 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCormack: "Would Senator Donohue yield to a question? Senator, can you explain to me why in this bill appaloosas are not allowed to run against quarterhorses or thoroughbred horses?"

Senator Donohue: "At the present time, a thoroughbred animal races in its own race and so does a quarterhorse. The appaloosas also will not compete with quarterhorses nor with thoroughbreds. We are only providing that appaloosas will be able to race in our race meets throughout the state. Does that answer your question?"

Senator McCormack: "No, Senator Donohue, but thank you just the same."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 617, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Durkan, McCutcheon, Metcalf, Ryder—4.

Excused: Senators Andersen, Huntley—2.

HOUSE BILL NO. 617, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the use of the Senate Chambers was granted to the Senate Pages for a mock session, Tuesday evening, March 11, 1969 at 7:30 p.m.

ENGROSSED HOUSE BILL NO. 93, by Representatives Marsh and Richardson:
Increasing the board allowance for county prisoners.

The bill was read the second time by sections.

On motion of Senator Herr, the rules were suspended, Engrossed House Bill No. 93 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 93, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Durkan—1.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 93, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 203, by Representatives Chatalas, Kirk, Merrill, Lynch, King and Murray:

Upgrading CPA license standards.

REPORT OF STANDING COMMITTEE

March 9, 1969.

ENGROSSED HOUSE BILL NO. 203, relating to accountancy; providing standards for C.P.A. licensees (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendment:

On page 6, section 6, line 19, after "twenty" and before "dollars" insert "five"

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

On motion of Senator Mardesich, the following amendment was adopted:

On page 3, section 1, line 9, after "subsection" strike "(5)" and insert "(6)"

POINT OF INQUIRY

Senator Keefe: "Would Senator Mardesich yield to a question? How does it affect business schools now?"

Senator Mardesich: "This is a bill relating to accountants."

Senator Keefe: "Yes, but does it exclude or include business colleges?"

Senator Mardesich: "That question was never discussed as it relates to accounting. We didn't hear any testimony on that question in committee."

Senator Keefe: "They are included now?"

Senator Mardesich: "As I understand it, they were included before this bill was drafted."

Senator Keefe: "Yes."

Senator Mardesich: "I have no knowledge on that subject. The matter was not brought up in committee."

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 203, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 203, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Excused: Senators Andersen, Huntley-2.

ENGROSSED HOUSE BILL NO. 203, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 140, by Committee on State Government and Legislative Procedures:

Regulating public utility districts.

REPORT OF STANDING COMMITTEE

March 9, 1969.

SUBSTITUTE HOUSE BILL NO. 140, regulating public utility districts (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendments:

On page 9, section 6, line 15, after "without the" strike "[district] state" and insert "district".

On page 9, section 6, line 20, strike all the matter on lines 20 and 21.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Greive, Keefe, Lewis (Brian), McCormack, McDougall, Newschwander, Ryder, Twigg, Washington.

The bill was read the second time by sections.

Senator Mardesich moved the adoption of the committee amendments.

POINTS OF INQUIRY

Senator Washington: "Would Senator Mardesich yield to a question? Is it the intent of the amendment changing the word 'state' back to the word 'district' to restrict the powers or authority of the PUD?"

Senator Mardesich: "No, as I understand it, it neither restricts nor increases the authority or power of the PUD."

The motion carried and the committee amendments were adopted.

On motion of Senator Mardesich, the rules were suspended, Substitute House Bill No. 140, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Mardesich yield to a question? My analysis by the attorneys in the caucus is that section 7 amends RCW 54.16.090 to allow private and

public power to enter into agreements and work together in the interests of all the public. I haven't been able to get my finger on section 7 but does that also include mutuals who are not under?"

Senator Mardesich: "That is correct. Mutuals are included. That is on page 9, lines 26 and 27."

Senator McCutcheon: "Do you have any objection to excluding the mutuals that are not now under the regulation of the department of public utilities?"

Senator Mardesich: "I don't think this brings them under the utilities department. It merely gives them the authority to form these agreements. It does not bring them under the control of the department."

Senator McCutcheon: "Well, I know you come from a PUD county and you are my advisor on this. I wonder, Senator Washington, could you make a short statement on this?"

Senator Washington: "That would be rather difficult, Senator McCutcheon. This would allow a PUD contract not only with the federal government and other municipal bodies, the power it now has, but allows them to contract with investor-owned utilities, cooperatives or REA's and would allow them to also enter into contracts with mutuals.

"It would not require the mutuals to enter into a contract, it would merely make it possible and in no way changes the situation as far as the mutuals are concerned in bringing them under the power of the public service commission."

Senator McCutcheon: "One more question, if I may. Who fixes the boundaries then if they are not under any regulation?"

Senator Washington: "There is another bill coming up relating to boundaries. This has nothing to do with the boundaries of utility service. This particular bill doesn't cover it. There is another bill on the calendar later on that does."

Senator McCutcheon: "In that other bill then, if we have to address ourselves to it without having it in front of us, who fixes these boundaries, do you know?"

Senator Washington: "That is in the other bill and someone will explain that I think and the question should be raised at that time. As far as the public utility districts are concerned I feel the bill does allow flexibility. It allows them to mutually enter into contracts. It cannot force the mutuals to contract with PUD's but allows them if they wish to. The next bill coming up does relate to making agreements for the service areas. That is a separate bill."

Senator McCutcheon: "You make the agreements, but who enforces them?"

Senator Washington: "It would be contractual, purely contractual. Any agreement made with a PUD and a mutual as provided here is purely contractual and would not be subject. . . ."

Senator McCutcheon: "You are making the judge the regulatory body?"

Senator Washington: "No, not a regulatory body. The judge would merely decide the provisions of the contract as he would any other contract."

Senator McCutcheon: "Do you know of any other state that has this?"

Senator Washington: "No other state has public utility districts the way we do. For instance, the public utility district of Grant county and many others have enforceable sales contracts selling power to private utilities. Those are not subject to the public service commission but would be subject to interpretation by the courts as other contracts."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 140, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator McCutcheon—1.

Excused: Senators Andersen, Huntley—2.

SUBSTITUTE HOUSE BILL NO. 140, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Woodall, Engrossed House Bill No. 603 was ordered placed on the second reading calendar after Substitute House Bill No. 205.

On motion of Senator McCutcheon, House Bill No. 671 was ordered placed after Substitute House Bill No. 205.

ENGROSSED HOUSE BILL NO. 388, by Representatives Swayze, Charette, Berentson, Heavey and Sawyer (by departmental request):

Amending act relating to charter party carriers of passengers.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 388 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 388, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 388, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 205, by Committee on Financial Institutions and Insurance:

Implementing law relating to health care service contractors.

REPORT OF STANDING COMMITTEE

March 8, 1969.

SUBSTITUTE HOUSE BILL NO. 205, implementing law relating to health care service contractors (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 7, after "If" strike all the matter down to and including the comma following "contracts" on line 8.

On page 2, section 1, line 10, after "contract" strike the period and insert "; or"

On page 2, section 1, following subsection (d), add a new subsection as follows: "(e) If it contains unreasonable restrictions on the treatment of patients."

On page 6, section 7, line 17, after "contractor" and before "to" on line 18, strike "whose primary duty is"

Signed by: Senators Day, Chairman; Connor, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell), Woodall.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendments were adopted.

On motion of Senator Day, the rules were suspended, Substitute House Bill No. 205, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 205, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Durkan, Greive—2.

Excused: Senators Andersen, Huntley—2.

SUBSTITUTE HOUSE BILL NO. 205, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 671, by Representatives Chapin, Beck and Berentson:

Allowing agreements to eliminate duplication of electrical services.

The bill was read the second time by sections.

MOTION

Senator McCutcheon moved that Engrossed House Bill No. 671 be made a special order of business for 11:15 a.m., Tuesday, March 11, 1969.

Senators Keefe, Lewis (Harry) and Woodall demanded a Call of the Senate and the demand was sustained on a rising vote.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Andersen and Huntley who had been previously excused.

Senator Lewis (Harry) demanded a roll call and the demand was sustained by Senators Peterson (Ted), Williams, Guess, Canfield, Faulk, Newschwander, Elicker, Greive, Keefe, Connor and Cooney.

ROLL CALL

The Secretary called the roll and the motion by Senator McCutcheon failed by the following vote: Yeas, 15; nays, 32; excused, 2.

Voting yea: Senators Bailey, Connor, Dore, Foley, Gissberg, McCormack, McCutcheon, Mardesich, Ridder, Sandison, Stender, Talley, Walgren, Washington, Wilson—15.

Voting nay: Senators Atwood, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stortini, Twigg, Uhlman, Williams, Woodall—32.

Excused: Senators Andersen, Huntley—2.

MOTION

Senator McCutcheon moved that Engrossed House Bill No. 671 be placed at the end of the second reading calendar for today.

The motion lost on a rising vote.

Senator McCutcheon moved that Engrossed House Bill No. 671 be placed at the beginning of the second reading calendar for tomorrow.

POINTS OF ORDER

Senator Lewis (Harry): "Point of order."

The President: "Senator Lewis will state his point of order."

Senator Lewis (Harry): "I think a similar motion has already been made. I don't think it is necessary that it be repeated now."

Senator McCutcheon: "It would be more convenient, much more comfortable for me. I'm not being facetious. I feel this way about it, members of the Senate, Mr. President. We are about to adjourn sometime soon, I don't know when the original plan was and we are not going to have a night session. We will be back at nine o'clock in the morning. Now, do you want to stay here and debate this at great length or do you want to have me come in in the morning and make my statement short and to the point or would you rather have a couple of hours of it?"

Senator Ryder: "Point of order, Mr. President."

The President: "Senator Ryder will state his point of order."

Senator Ryder: "I don't think the rules allow any threatening on the floor."

Senator McCutcheon: "This is definitely a threat. I apologize to you. I heard you speaking with great passion awhile ago about a bank bill."

RULING BY THE PRESIDENT

The President: "The President ruling upon the point as presented by Senator Lewis (Harry) believes that the motion presented by Senator McCutcheon is a distinct and separate one and will be put."

Senator McCutcheon's motion to place Engrossed House Bill No. 671 at the beginning of tomorrow's second reading calendar was lost on a rising vote.

Senator McCutcheon moved adoption of the following amendment to Engrossed House Bill No. 671:

On page 1, section 1, line 12, strike all of subsection (2) and on line 18 after "unattractive," strike all the matter down to the period on line 21.

Debate ensued.

POINT OF INQUIRY

Senator Stender: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, Senator McCutcheon's amendment as I understood your comment, probably I have some sympathy with it. Will Senator McCutcheon's amendment to strike out this so-called public policy statement injure the bill in the sense if the bill were passed? What does this public policy statement have to do with the bill? Why does it have to be in there at all?"

Senator Lewis (Harry): "I think we are talking about public interests, public declaration. It will hurt the bill. It will obviously hurt it this late in the legislature. It will hurt it not only because it cuts out a portion of the new section but because of the late time that we have before us for the passage of this bill."

Senator Stender: "The late time? What do you mean, on the clock?"

Senator Lewis (Harry): "Yes, the time on the clock as well as the time tomorrow before four o'clock in the afternoon as you are well aware."

Senator Stender: "I submit that if we are going to pass legislation by just watching the clock, I think we are missing something here. Maybe we should take the clock out of the building."

"My question is not with regard to what time it is. I know what time it is. What does this general language have to do with the measure is what I want to know. You apparently have taken exception to this amendment and the amendment is to delete the language that has to do with the public policy that I don't know if it is public policy or not."

Senator Lewis (Harry): "Senator Stender, to answer your question, this is a question of semantics. I believe that it is necessary to the bill."

MOTION

Senator Lewis (Brian) moved that the amendment by Senator McCutcheon be laid upon the table. The motion carried.

Senator Washington moved adoption of the following amendment:

On page 1, section 2, line 18 and 19, after "unattractive" strike "and thus is contrary to the public interest"

Debate ensued.

POINT OF ORDER

Senator Atwood: "Point of order."

The President: "Senator Atwood will speak on his point of order."

Senator Atwood: "Mr. President, I believe that is the same amendment we had before us encompassed by the prior amendment. It should have been an amendment to the amendment."

REPLY BY THE PRESIDENT

The President: "Senator McCutcheon's amendment struck all of subsection (2) and a good portion of section 2 whereas Senator Washington's amendment only strikes or deletes 'and thus is contrary to the public interest'. The President believes that they are separate and distinct.

Senator Woodall moved that the amendment by Senator Washington be laid upon the table. The motion carried.

On motion of Senator Lewis (Brian), the rules were suspended, Engrossed House Bill No. 671 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 671, and the bill passed the Senate by the following vote: Yeas, 34; nays, 13; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stortini, Twigg, Uhlman, Walgren, Williams, Woodall—34.

Voting nay: Senators Connor, Dore, Durkan, Foley, McCormack, McCutcheon, Mardesich, Ridder, Sandison, Stender, Talley, Washington, Wilson—13.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 671, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 603, by Representatives Chatalas and Murray:
Regulating class A retailers' licenses.

The bill was read the second time by sections.

Senator Uhlman moved the adoption of the following amendment:

On page 2, following section 1 and before section 2 as added by the House amendment, insert the following new section:

"NEW SECTION. Section 2. There is added to chapter 62, Laws of 1933 ex. sess. and to Title 66 RCW a new section to read as follows:

"Subject to such rules and regulations as may be adopted by the board, any insurance company may, or any common carrier acting as an insurer for losses to persons shipping alcoholic beverages may, after permission has been granted by the board, take possession of and sell any alcoholic beverages, the containers of which have been damaged by fire or otherwise, to manufacturers or importers for destruction, to licensees of the board who have been authorized to sell such alcoholic beverages for off-premises consumption, or to the board: PROVIDED, That such damage occurred within the state of Washington: PROVIDED FURTHER, That after permission has been granted by the board, any manufacturer or importer may, in lieu of purchasing the undamaged liquor from an insurance company or common carrier, agree with the licensee of the board who holds title to the liquor to purchase the undamaged liquor or to replace it with new, undamaged liquor on an equal exchange basis. Such permission shall not be granted until after analyses of samples of such beverages and containers by an analyst appointed or designated by the board finds that the products are not contaminated, adulterated, or otherwise unfit for human consumption, or that alcoholic beverage containers are not contaminated or damaged otherwise within the normal area of direct consumption from such containers, and: PROVIDED FURTHER, That any word, statement or other labeling information required by or under authority of this title must appear on the container label or labels.

"Any licensee so qualified may purchase and accept delivery of the alcoholic beverages from the insurance company or common carrier so authorized to sell for off-premises sale only.

"This permission extends only to alcoholic beverages owned by a licensee and insured against loss or damage by the insurance company or common carrier applying for the permission.

"Alcoholic beverages so sold shall be labeled or otherwise identified, prior to and at the time of sale, as distress merchandise, salvaged from fire, wreck, or similar catastrophe.

"The label for this purpose shall be white paper not less than two inches long and one inch wide. The following statement shall be printed thereon:

"The alcoholic beverage contained herein is distressed merchandise salvaged from fire, flood, wreck, or similar catastrophe. This label is not affixed by the manufacturer."

"The letters on the label shall be no smaller than pica type and shall be boldfaced. The label may be larger than the minimum herein, if desired. Such label shall be affixed over the regular label of each bottle or other package by the insurance company or common carrier before it is delivered to the purchasing licensee."

Renumber section 2 as added by the House amendment to read section 3.

POINT OF INQUIRY

Senator McDougall: "Would Senator Uhlman yield to a question? Senator Uhlman, if my memory serves me correctly this is the contents of a bill that was introduced in the House, is that essentially correct?"

Senator Uhlman: "That is essentially correct."

Senator McDougall: "Was there a hearing on that measure in the committee to which it was referred and can you tell us what the disposition of the hearing was on it?"

Senator Uhlman: "No one showed up for the hearing either for or against it and the committee chairman said, 'If there was no more interest than that then I move that we postpone or defer action on the bill.'"

Senator McDougall: "I thought that I read somewhere in the local paper or one of the papers some of the testimony that had been presented on this same measure. This isn't correct then?"

Senator Uhlman: "Not to my knowledge. In fact I am sure that there wasn't because no one did show up for it. As I understand it, the board had one suggestion concerning that proposed bill in the House and that included in their language, this language incidentally, comes right out of their letter."

POINT OF ORDER

Senator Bailey: "Point of order. I would like to raise a point of order as this expands the original bill and goes far beyond the present scope."

The President: "Senator Bailey has raised the point that the amendment changes the scope and object of the bill."

Senator Bailey: "I would like to speak to the point. It refers to a beer retailer's license and I don't see what that has to do with carrying whiskey or something in a transfer company truck."

RULING BY THE PRESIDENT

The President: "The President ruling upon the point as presented by Senator Bailey, in reviewing Engrossed House Bill No. 603 determines that the measure adds a new chapter to the statute laws, the amendment as proposed by Senator Uhlman adds still another additional chapter. Therefore, the President believes that the amendment as proposed by Senator Uhlman does change the scope and object of the bill and therefore is not in order."

With the consent of the Senate, Senator Uhlman withdrew his amendment.

On motion of Senator Canfield, the following amendment was adopted:

On page 1, section 1, line 21 of the printed bill, being line 22 of the engrossed bill, strike "*major or*"

On page 1, section 1, line 22 of the printed bill, being lines 22 and 23 of the engrossed bill, strike "*minor league*"

On page 1, section 1, line 22 of the printed bill, being line 23 of the engrossed bill, after "*events*" strike the balance of the sentence down to the period on line 23 of the printed bill, being line 24 of the engrossed bill.

Senator Metcalf moved the adoption of the following amendment:

On page 2, section 2, strike the House amendment which declares an emergency, being all of section 2.

Debate ensued.

The motion failed and the amendment was not adopted.

Senator Lewis (Brian) moved the adoption of the following amendment:

On page 2, section 2, line 13, strike "immediately" and insert "April 12, 1969"
 Debate ensued.

The motion failed and the amendment was not adopted.

MOTION

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

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 603, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 603, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 6; excused, 2.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Voting nay: Senators Canfield, Guess, McCormack, Metcalf, Peterson (Ted), Washington—6.

Excused: Senators Andersen, Huntley—2.

ENGROSSED HOUSE BILL NO. 603, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 7:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, March 12, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
 Elected Secretary of the Senate May 12, 1969.

FIFTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, March 11, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Andersen. On motion of Senator Atwood, Senator Andersen was excused.

The Color Guard, consisting of Pages Pat Feehan, Color Bearer, and Nancy Waldo, presented the Colors. Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Eternal God and Father who has written into the very fabric of the universe Your love and concern for man. We thank You for the beautiful non-partisan weather outside. Grant that at some time during the day the Senators may have opportunity to walk their harassed minds amid nature's unbiased surroundings.

"Bless them at their work. Give them nimbleness of mind to field and handle effectively the many bills of this biennium. Bless them with that toughness of skin which will enable them to survive emotionally the abrasiveness of public opinion. Grant them that commitment to society which makes one impervious to the pressures of mere vested interests. Amen."

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

REPORTS OF STANDING COMMITTEES

March 11, 1969.

SENATE BILL NO. 200, providing for the payment of a bonus to the veterans of the South Viet Nam conflict (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Guess, Mardesich, Marquardt, Peterson (Ted), Sandison, Stortini, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

SENATE BILL NO. 488, redesignating a 1967 capital improvement appropriation item (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Atwood, Canfield, Dore, Faulk, Foley, Guess, Huntley, Lewis (Harry), Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Twigg, Uhlman, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

SENATE BILL NO. 512, enacting the Washington State Labor Relations Act (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Donohue, Dore, Foley, Gissberg, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

SENATE BILL NO. 521, providing for certain benefits including nonpayment of tuition fees at state's educational institutions for certain widows and wives of Viet Nam servicemen (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

SENATE JOINT MEMORIAL NO. 6, memorializing Congress to enact adequate collective bargaining guarantees for postal workers and other federal employees (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Connor, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 13, authorizing vocational training workshops (reported by Committee on Public Institutions):

MAJORITY recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

HOUSE BILL NO. 53, mobile homes, license plates (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Guess, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 60, limiting extent of nonprofit tax exemption (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Canfield, Day, Donohue, Faulk, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Stortini, Uhlman, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 82, permitting renewal of motor vehicle license (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Guess, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 150, repealing off-street parking taxes against cities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Canfield, Connor, Cooney, Day, Donohue, Foley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Sandison, Uhlman, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

ENGROSSED HOUSE BILL NO. 188, authorizing fire protection for state colleges (reported by Committee on Higher Education and Libraries):

Recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 208, relating to variable contract act (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Foley, Greive, Huntley, Keefe, Knoblauch, McCutcheon, McDougall, Newschwander, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

HOUSE BILL NO. 246, providing expenses of governor-elect (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Dore, Huntley, McCutcheon, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

ENGROSSED HOUSE BILL NO. 282, relating to savings and loan associations (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Keefe, Lewis (Brian), McCormack, McDougall, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

SUBSTITUTE HOUSE BILL NO. 301, regulating credit unions (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Keefe, Lewis (Brian), McCormack, McDougall, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 358, requiring periodic reappraisals for taxes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Dore, Faulk, Foley, Lewis (Harry), McCormack, Marquardt, Odegaard, Peterson (Ted), Ridder, Uhlman, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

ENGROSSED HOUSE BILL NO. 433, adopting a supplemental budget (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Atwood, Bailey, Day, Dore, Faulk, Foley, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Uhlman, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

HOUSE BILL NO. 444, providing advancement of expenses of school directors (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 8, 1969.

ENGROSSED HOUSE BILL NO. 490, implementing contractual rights of school district certificated employees and employees of county and intermediate district superintendents and boards (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 597, providing for the positive identification of persons living in Washington (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 613, allowing temporary permit for commercial driver licenses (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Faulk, Guess, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 650, prescribing the responsibility for certain motor vehicle size, weight and load violations (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Faulk, Guess, Huntley, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Sandison, Stender, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 10, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

SENATE BILL NO. 131: Establishing legal holidays.

SENATE BILL NO. 206: Changing state patrol retirement benefits.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 9,
SENATE BILL NO. 10,
SENATE BILL NO. 11,
SENATE BILL NO. 12,
SENATE BILL NO. 13,
SENATE BILL NO. 14,
SENATE BILL NO. 15,
SENATE BILL NO. 16,
SENATE BILL NO. 51,
SENATE BILL NO. 57,
SENATE BILL NO. 66,
SENATE BILL NO. 91,
SENATE BILL NO. 121,
SENATE BILL NO. 130,
SENATE BILL NO. 136,

SENATE BILL NO. 161,
 SENATE BILL NO. 163,
 SENATE BILL NO. 167,
 SENATE BILL NO. 208,
 SENATE BILL NO. 216,
 SENATE BILL NO. 263,
 SENATE BILL NO. 268,
 SENATE BILL NO. 312,
 SENATE BILL NO. 351,
 SENATE BILL NO. 386,
 SENATE BILL NO. 429,
 SENATE BILL NO. 446,
 SENATE BILL NO. 469.

SENATE RESOLUTION: 1969-33

By Senators Foley and Bailey:

WHEREAS, The Port of Portland is considering the possibilities of radically altering the flow of the Columbia River in the vicinity of Vancouver, Washington by extending the Portland International Airport into the Columbia River; and

WHEREAS, The mechanics of a major river system such as the Columbia River are extremely complex; and

WHEREAS, The expenditure of large sums of money in making capital improvements to an airport pending a study to determine changes in river hydrology may prove wasteful and unnecessary; and

WHEREAS, There is a concern for and growing awareness of the environment in which we live as the mark of an advanced civilization; and

WHEREAS, The majestic Columbia River represents an asset of immeasurable value to the states of Oregon and Washington, and to the entire nation, for recreation and aesthetic values; and

WHEREAS, The present plans for expansion of the Portland International Airport, if allowed to proceed, will result in the destruction of natural beauty and recreational areas as follows:

- (1) A loss of almost two and one-half miles of waterfront with immense recreational potential;
- (2) The total elimination of Sand Island or Tri-Club Island;
- (3) The destruction of virtually all of Lemon Island;
- (4) The "conversion" of almost one-third of Government Island into such uses as freeway, airport, commercial, or boat channel;
- (5) Extensive deforestation in or on —
 - (a) the islands which must be eliminated or destroyed;
 - (b) air access routes into the expanded airport facilities;
 - (c) any areas which may interfere with the "stabilization" of the Columbia River, if it must be rerouted or rechanneled;
- (6) The wholesale replacement of natural sandy beaches with "stabilized" dikes having slopes varying from twenty percent to thirty-three percent grades, and the wholesale replacement of natural beach contours and curvatures with "new-improved" straight-line "cut" channels for improvement of water flows;
- (7) The conversion of at least one-half mile of existing recreational waterfront to industrial uses, including plans for a one thousand two hundred foot aviation fuel dock;
- (8) Damage to sailboating and to maritime commerce by the construction of a necessary third bridge crossing at approximately Northeast Fifty-second Street in Portland, Oregon;
- (9) Drastic increases in industrial pollution;
- (10) The concentration of all boat moorages now spread over several miles of waterfront into a single large marina, costing vast sums of money; and
- (11) Undermining plans of the Washington State Parks Department which has the acquisition of Reed Island, near Camas, Washington, very high on its existing priority list, for recreational development.

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, that although we compliment the officials of the Port of Portland for their untiring efforts to improve the business and commercial climate of the Portland-Vancouver area, and for their candor and fairness in publicizing their proposed plans for expansion of the Metropolitan Airport System around the city of Portland, Oregon, we nevertheless urge the United States Army Corps of Engineers and the United States Department of the Interior—

- (1) To withhold approval of any plans for the development of the Portland International Airport into the Columbia River area, pending further hearings and studies,
- (2) To withhold the adoption of any interim or provisional measures which may

involve the investment of substantial capital sums pending completion of such further hearings and studies.

(3) To consider, among the topics of any further studies, all matters pertaining to hydrology of the Columbia River, and a determination of how best to salvage or to conserve the natural aesthetic and recreational environments slated potentially for destruction, according to Port of Portland plans,

(4) To carefully review and consider all possibilities and all recreational and environmental needs of the Portland-Vancouver area before arriving at any final conclusions or adopting any final plans or measures, and

(5) To consider and implement any suitable alternatives to the presently conceived plans for expansion of the Portland International Airport at the expense of the natural physical environment in the Columbia River area; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Richard M. Nixon, President of the United States, to the Honorable Walter Hickle, Secretary of the Interior, to the United States Army Corps of Engineers, and to each member of Congress from the state of Washington.

On motion of Senator Foley, the resolution was adopted.

SECOND READING

ENGROSSED HOUSE BILL NO. 510, by Representatives Garrett, Goldsworthy, Kopet, Chatalas and Copeland:

Creating a municipal research council to allocate certain motor vehicle excise tax moneys.

REPORT OF STANDING COMMITTEE

March 7, 1969.

ENGROSSED HOUSE BILL NO. 510, creating a municipal research council to allocate certain motor vehicle excise tax moneys (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 10 after "*treasury*" and before "*in*", strike "*in a special account*"

On page 2, section 1, line 11, after "*fund*" and before "*and*" strike "*designated the municipal research account*"

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, Mardesich, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley, Walgren.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendments were adopted.

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 510, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 510, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Andersen—1.

ENGROSSED HOUSE BILL NO. 510, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 24, by Committee on Transportation:
Relating to railroad grade crossing.

REPORT OF STANDING COMMITTEE

March 6, 1969.

SUBSTITUTE HOUSE BILL NO. 24, relating to railroad grade crossings (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 23, after "agreement" and before "providing" insert "franchise or permit arrangement"

On page 2, section 1, line 26, after "thereof" and before the period insert "or compliance with an existing agreement, franchise or permit arrangement providing for the same"

On page 4, line 21 insert a new section to read as follows:

NEW SECTION. Sec. 4. There is added to chapter 14, Laws of 1961 and to chapter 81.53 RCW a new section to read as follows:

This 1969 amendatory act shall be operative within the limits of all cities, towns and counties, except cities of the first class. Cities of the first class may elect as to each particular crossing whether this 1969 amendatory act shall apply. Such election shall be made by the filing by such city of a petition as provided for in Section 1 hereof with the Utilities and Transportation Commission, or by a statement filed with the Commission accepting jurisdiction, when such petition is filed by others.

Renumber sections 4 through 9 consecutively.

On page 5, section 7, line 8, after "fund," and before "as" insert "when such an election to participate is made,"

Signed by: Senators Henry, Vice Chairman; Bailey, Donohue, Elicker, Faulk, Huntley, Keefe, Lewis (Brian), Lewis (Harry), Mardesich, Matson, Peterson (Lowell), Pritchard, Ridder, Waigren.

The bill was read the second time by sections.

Senator Washington moved adoption of the committee amendments.

POINT OF INQUIRY

Senator Stender: "Would Senator Washington yield to a question? Senator, we are talking about an act as I understood you, cities of the first class can optionally participate in this bill? What purpose does the option have in a bill as broad as this?"

Senator Washington: "Generally, I am not completely familiar with the overall background but the affect of the bill of course is that there are a large number of crossings possibly in the cities of the first class and in order to perhaps gain general agreement, the cities of the first class are willing to abide by the original law. Senator Guess perhaps knows more about this than I do."

Senator Stender: "This as I understand is a committee amendment, is that correct?"

Senator Washington: "That is correct."

Senator Stender: "This bill as I understand it, went through the House with a vote of 96 to 1 after extensive hearings. As I understand the amendment, it is pretty broad with a lot of ramifications you are building in by inserting at this time an amendment that probably should require more study. You say Senator Guess knows more about this than the committee chairman?"

Senator Washington: "Yes, he does in this particular case."

Senator Stender: "Would Senator Guess speak to this amendment if he would please."

Senator Guess: "The city engineer's office of the city of Seattle put in a letter to us and brought this amendment down and asked that we insert it because they had many street crossings in Seattle that were on a franchise basis but there are other areas in the city where they would not be on a franchise basis and they felt this amendment was necessary to the act in order to protect those who were already on franchise but permit them to go into areas where it wasn't a franchise situation. So it was at the request of Mr. Roy Morris and the engineering division of the city of Seattle that we amended the bill in this way."

The motion carried and the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Substitute House Bill No. 24, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 24, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—47.

Absent or not voting: Senators Lewis (Brian), Williams—2.

SUBSTITUTE HOUSE BILL NO. 24, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 333, by Committee on Financial Institutions and Insurance:

Regulating financial institutions.

The bill was read the second time by sections.

On motion of Senator Mardesich, the following amendments were adopted:

On page 9, beginning on line 31 strike all of section 9.

Renumber section 10 as section 9 and renumber the remaining sections consecutively.

On page 1, line 14 of the title, after "RCW;" strike all the material down to the period on line 15.

On motion of Senator Mardesich, the rules were suspended, Substitute House Bill No. 333, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator Uhlman: "Would Senator Mardesich yield to several questions? Senator, would you explain what page 2, beginning on lines 19 through 23 does?"

Senator Mardesich: "It was explained to us that this language permits the amortization of discounts on United States Government securities and it is primarily a bookkeeping transaction. It allows them to streamline their bookkeeping in all that our understanding was."

Senator Uhlman: "Wouldn't this weaken the capital reserves?"

Senator Mardesich: "No, it would have no affect other than a bookkeeping one, we were told."

Senator Uhlman: "My second question is what is the inclusion of the trust company have to do with national banks and their strengthening as you explained the purpose of the bill?"

Senator Mardesich: "As I understand that portion of the bill, trust companies are now allowed to form in county areas and perform banking functions. This amendment would allow the state to charter banks in county areas and allow them to perform what is now allowed by a trust company organizing in a county area, giving an extension of the authority to grant charters in a county area for regular banks that trust banks now have authority to do."

Senator Uhlman: "My third question is relative to page 7. It seems to me that is quite a departure from the present established law and that is it will require for the first time, as I read the language and I would like to ask if this is true, this would have a radical departure in requiring by law certificates of convenience and necessity before additional branches could be obtained."

Senator Mardesich: "This is a practice that is now done."

Senator Uhlman: "But it is not in the law."

Senator Mardesich: "It is not in the law and the problem has come up because a question has been raised whether or not this is an unreasonable delegation without standards being set up, without something being said in the law about the authority of the division of banking to charter banks under convenience and necessity. The question has been raised, apparently to the attorney general and the attorney general recommended that this change be put into the law so that charters could be allowed under convenience and necessity without a challenge on constitutional grounds."

Senator Uhlman: "Finally, Senator, in new section 9, I gather this is designed to preclude the establishment of the so-called 'rolling banks', these convenience banks, is that correct?"

Senator Mardesich: "New section 9 has already been stricken from the bill. This is the subject to which it relates."

Senator Lewis (Brian): "Would Senator Mardesich yield to a question? Senator, on page 3 of the bill under the paid in capital definitions for new banks, it says that 'new banks in cities, villages or communities having a population less than 25,000', are you able to tell me how we define under RCW a village or community?"

Senator Mardesich: "Senator Lewis, without going into the question of definition, if you will look on page 4, line 17, exactly the same language was in the bill but it is now being put into another section where it fits a little better. This question did come up in committee as to why villages or communities were included and what did they mean.

"The director of banking pointed out that traditionally they meant a population area or center and that is the way they had been used in the past and that is the intent to do so in the future. It is no change from the law as it now exists.

"As I say, if you will look to page 4, line 17, it merely moves the same language onto another page into another portion of the context of the bill."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 333, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 2; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senators Ridder, Uhlman—2.

Absent or not voting: Senators Gissberg, Talley—2.

Excused: Senator Andersen—1.

SUBSTITUTE HOUSE BILL NO. 333, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

SENATE RESOLUTION: 1969-34

By Senator Odegaard:

WHEREAS, The Senate of the state of Washington wishes to recognize outstanding citizens of the state of Washington; and

WHEREAS, Mr. and Mrs. Gary Reed of Toledo, Washington have been honored as 1969 National Grange Couple of the Year; and

WHEREAS, Mr. and Mrs. Reed were chosen from among candidates from thirty-nine states because of their successful operation of a dairy farm and acceptance of community responsibilities through Grange activities; and

WHEREAS, No couple from the state of Washington has ever before been so recognized;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that Mr. and Mrs. Gary Reed be commended for their success in their community, on their farm and in Grange activities and on their honor as being selected 1969 National Grange Couple of the Year.

BE IT FURTHER RESOLVED, That a copy of this resolution be transmitted to Mr. and Mrs. Gary Reed by the Secretary of the Senate.

On motion of Senator Odegaard, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Mr. and Mrs. Gary Reed of Toledo, Washington, the 1969 National Grange Couple of the Year and appointed a special

committee consisting of Senators Odegaard, Donohue, Matson and McDougall to escort Mr. and Mrs. Reed to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. and Mrs. Reed to address the Senate.

SECOND READING

HOUSE BILL NO. 124, by Representatives Bottiger, Harris, Francis, Litchman, Smythe and Chapin (by Legislative Council request):

Providing for incarceration in state institutions of convicted felons pending appeal.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 124 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 124, and the bill passed the Senate by the following vote; Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Durkan—1.

Excused: Senator Andersen—1.

HOUSE BILL NO. 124, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 361, by Representatives Kiskaddon, Garrett and Cunningham:

Allowing third class cities to make the treasurer appointive and to combine treasurer and clerk if both are appointive.

The bill was read the second time by sections.

On motion of Senator Woodall the following amendment was adopted:

On page 4, section 7, line 11, add a new section as follows:

"NEW SECTION. Sec. 7. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Senator Woodall, the following amendment to the title was adopted:

On page 1, line 6 of the title, after "RCW" and before the period insert "; and declaring an emergency"

On motion of Senator Woodall, the rules were suspended, House Bill No. 361, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 361, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich,

Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Talley—1.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Andersen—1.

HOUSE BILL NO. 361, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:00 a.m., on motion of Senator Greive, the Senate recessed until 11:30 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:30 a.m.

SECOND READING

ENGROSSED HOUSE BILL NO. 407, by Representatives Berentson, Perry and Pardini:

Consolidating state civil service systems.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 407 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 407, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—45.

Voting nay: Senators Guess, Huntley—2.

Absent or not voting: Senators Pritchard, Williams—2.

ENGROSSED HOUSE BILL NO. 407, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 245, by Representatives Swayze, Chatalas, Gladder, Heavey, O'Dell, King, Hubbard, Merrill, Hoggins, Mahaffey, Gallagher, Pardini, Murray, Jolly, Morrison, Scott, Anderson, Grant, Brouillet, Sawyer, Bagnariol, Litchman, Adams, Savage, McCormick, Fleming, Rosellini, Backstrom and Hurley:

Providing vision care services.

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, House Bill No. 245 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 245, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall-44.

Absent or not voting: Senators Andersen, Gissberg, Henry, Twigg, Williams-5.

HOUSE BILL NO. 245, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 13, by Representatives Marsh, Kirk, Litchman, Ceccarelli, Backstrom, Merrill, Bagnariol, Conner, Beck, Lynch, Barden, Martinis, Benitz, Evans, Francis and Kalich:

Authorizing vocational training workshops.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Atwood: "Would Senator Durkan yield to a question? Senator Durkan, I notice this House bill carries a \$275,000 appropriation and it goes into effect immediately. Has the Ways and Means Committee had a hearing on this or is this figure in the omnibus budget, the Governor's or yours?"

Senator Durkan: "No, and I am preparing an amendment which will strike the appropriation."

MOTION

On motion of Senator Atwood, Engrossed House Bill No. 13 was placed on the second reading calendar for today immediately following House Bill No. 146.

ENGROSSED HOUSE BILL NO. 34, by Representatives Copeland, Wolf and Chatalas (by departmental request):

Amending rules of the road for emergency vehicles.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 34 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 34, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall-47.

Absent or not voting: Senators Pritchard, Williams-2.

ENGROSSED HOUSE BILL NO. 34, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 52, by Representatives Leland, Newhouse and Conner (by departmental request):

Regulating speed of passing vehicles.

The bill was read the second time by sections.

On motion of Senator Sandison, the following amendment was adopted:

On page 1, section 1, line 15, after "*direction*," and before "at" insert "*and on multi-lane highways when it becomes necessary to shift lanes for the purpose of making an exit*,"

On motion of Senator Washington, the rules were suspended, House Bill No. 52, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 52, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Pritchard—1.

HOUSE BILL NO. 52, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 96, by Committee on Agriculture:

Controlling agricultural pests and diseases.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Substitute House Bill No. 96 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 96, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Day, Pritchard—2.

SUBSTITUTE HOUSE BILL NO. 96, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 146, by Representatives Wojahn, McCormick and Martinis (by Legislative Council request):

Prohibiting changing odometers on motor vehicles.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 146 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 146, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Talley—1.

Absent or not voting: Senators Pritchard, Ryder—2.

HOUSE BILL NO. 146, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Newschwander, Engrossed House Bill No. 13 was placed on the second reading calendar for today immediately following Engrossed House Bill No. 371.

HOUSE BILL NO. 196, by Representatives Bottiger, Harris, Juelling and Litchman (by Legislative Council request):

Providing for new notice requirement on a dishonored check.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 196 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Talley: "Would Senator Woodall yield to a question? Senator, the banks notify the person, don't they? Isn't that sufficient notice to the man who issued the check?"

Senator Woodall: "No, they don't always do that. They send it back, the bank doesn't notify the man. For example, if a man gives you a bad check as a merchant and then you take it to a bank and it bounces, the bank sends it back to you. They don't send it back to the man who made it.

"Now, the point is that before you sue him and charge him with an attorney's fee, shouldn't he have a chance to come in and make it good. That is the point we are talking about. Some collection agencies were making a racket of it and they wouldn't even give a man a chance to make it good, they just hit him with a suit immediately."

Senator Talley: "I just think it puts an additional penalty on the man who has received the check. The man who issues the check knows that he has a bad check floating around."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 196, and the bill passed the Senate by the following vote: Yeas, 48; nays, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander,

Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-48.

Voting nay: Senator Talley-1.

HOUSE BILL NO. 196, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 217, by Representatives Morrison, Benitz and Jolly (by departmental request):

Providing for processing and sale of seeds.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, House Bill No. 217 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 217, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-48.

Absent or not voting: Senator Talley-1.

HOUSE BILL NO. 217, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 277, by Representatives Amen, Benitz and Marsh:

Relating to agricultural cooperative associations and corporations.

The bill was read the second time by sections.

MOTION

On motion of Senator Andersen, Senators Matson and Peterson (Ted) were excused.

On motion of Senator Donohue, the rules were suspended, House Bill No. 277 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 277, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-45.

Absent or not voting: Senators Huntley, Talley-2.

Excused: Senators Matson, Peterson (Ted)-2.

HOUSE BILL NO. 277, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:20 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MESSAGES FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed:
 ENGROSSED SENATE BILL NO. 7,
 ENGROSSED SENATE BILL NO. 49,
 SENATE BILL NO. 88,
 ENGROSSED SENATE BILL NO. 105,
 ENGROSSED SUBSTITUTE SENATE BILL NO. 147,
 SENATE BILL NO. 233,
 SENATE BILL NO. 265,
 SENATE BILL NO. 305,
 ENGROSSED SENATE BILL NO. 402,
 SENATE BILL NO. 428,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 11, 1969.

Mr. President: The House has passed:
 ENGROSSED SENATE BILL NO. 33,
 ENGROSSED SENATE BILL NO. 109,
 ENGROSSED SENATE BILL NO. 138,
 ENGROSSED SENATE BILL NO. 292,
 SENATE BILL NO. 320,
 SENATE BILL NO. 344,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 11, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 9,
 SENATE BILL NO. 10,
 SENATE BILL NO. 11,
 SENATE BILL NO. 12,
 SENATE BILL NO. 13,
 SENATE BILL NO. 14,
 SENATE BILL NO. 15,
 SENATE BILL NO. 16,
 SENATE BILL NO. 51,
 SENATE BILL NO. 57,
 SENATE BILL NO. 66,
 SENATE BILL NO. 91,
 SENATE BILL NO. 121,
 SENATE BILL NO. 130,
 SENATE BILL NO. 136,
 SENATE BILL NO. 161,
 SENATE BILL NO. 163,
 SENATE BILL NO. 167,
 SENATE BILL NO. 208,
 SENATE BILL NO. 216,
 SENATE BILL NO. 263,
 SENATE BILL NO. 268,
 SENATE BILL NO. 312,
 SENATE BILL NO. 351,
 SENATE BILL NO. 386,
 SENATE BILL NO. 429,

SENATE BILL NO. 446,
SENATE BILL NO. 469,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 11, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 93,
HOUSE BILL NO. 131,
HOUSE BILL NO. 143,
HOUSE BILL NO. 166,
HOUSE BILL NO. 170,
HOUSE BILL NO. 179,
HOUSE BILL NO. 198,
HOUSE BILL NO. 281,
HOUSE BILL NO. 388,
HOUSE BILL NO. 393,
HOUSE BILL NO. 549,
HOUSE BILL NO. 570,
HOUSE BILL NO. 573,
HOUSE BILL NO. 617,
HOUSE BILL NO. 671,
HOUSE JOINT MEMORIAL NO. 3,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 11, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 8,
HOUSE BILL NO. 16,
HOUSE BILL NO. 65,
HOUSE BILL NO. 101,
HOUSE BILL NO. 111,
HOUSE BILL NO. 121,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Mr. President: The House has adopted: HOUSE CONCURRENT RESOLUTION NO. 16, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 11, 1969.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 16, by Representatives Bledsoe and O'Brien:

Final consideration of House bills, 2:00 p.m., Thursday, March 13, 1969.

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 16 was advanced to second reading and read the second time in full, on motion of Senator Bailey the second reading considered the third, the resolution placed on final passage and adopted.

On motion of Senator Bailey, the rules were suspended and House Concurrent Resolution No. 16 was immediately transmitted to the House.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE BILL NO. 33,
SENATE BILL NO. 109,
SENATE BILL NO. 138,
SENATE BILL NO. 292,
SENATE BILL NO. 320,
SENATE BILL NO. 344.
HOUSE BILL NO. 8,
HOUSE BILL NO. 16,
HOUSE BILL NO. 65,
HOUSE BILL NO. 93,
HOUSE BILL NO. 101,

HOUSE BILL NO. 111,
 HOUSE BILL NO. 121,
 HOUSE BILL NO. 131,
 HOUSE BILL NO. 143,
 HOUSE BILL NO. 166,
 HOUSE BILL NO. 170,
 HOUSE BILL NO. 179,
 HOUSE BILL NO. 198,
 HOUSE BILL NO. 281,
 HOUSE BILL NO. 388,
 HOUSE BILL NO. 393,
 HOUSE BILL NO. 549,
 HOUSE BILL NO. 570,
 HOUSE BILL NO. 573,
 HOUSE BILL NO. 617,
 HOUSE BILL NO. 671,
 HOUSE JOINT MEMORIAL NO. 3.

SECOND READING

ENGROSSED HOUSE BILL NO. 346, by Representatives Bledsoe, Flanagan, Bozarth, Berentson, Hubbard, Amen, Newhouse, Schumaker, Jolly, Morrison, Hatfield, Spanton and Haussler:

Creating a beef commission.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 346 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 346, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED HOUSE BILL NO. 346, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 371, by Representatives Morrison and Savage (by departmental request):

Establishing agricultural commodity commissions.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 371 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 371, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED HOUSE BILL NO. 371, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 13, by Representatives Marsh, Kirk, Litchman, Ceccarelli, Backstrom, Merrill, Bagnariol, Conner, Beck, Lynch, Barden, Martinis, Benitz, Evans, Francis and Kalich:

Authorizing vocational training workshops.

The Senate resumed consideration of Engrossed House Bill No. 13 on second reading. On motion of Senator Durkan, the following amendments were adopted:

On page 3, section 4, line 17, after "Sec. 4." strike all the material down to and including "act." on line 21.

On page 3, section 4, line 22, after "this" strike "figure" and insert "act"

Senator Newschwander moved the adoption of the following amendments:

On page 1, section 1, line 10, after "retarded" strike "," and insert "or"

On line 10 after "handicapped" strike "and disadvantaged"

On line 13 after "retarded" strike "," and insert "or"

On line 14 before "is" strike "and disadvantaged"

On line 26 after "retarded" strike "," and insert "or" and after "handicapped" strike "or disadvantaged"

POINT OF INQUIRY

Senator McCormack: "Would Senator Newschwander yield to a question? Senator, I wonder if you mind if we had copies of these amendments placed on our desks so we could see what we are doing?"

Senator Newschwander: "If you have time, I would be very happy to wait but all I am doing is taking the disadvantaged individual out of the entire bill on pages 1, 2 and 3 and the rest of the amendment is correcting the language as we go along. I am trying to do one page at a time but it mainly takes the disadvantaged individual out of the bill and leaves in the mentally retarded and the severely handicapped."

Senator McCormack: "I don't want to be responsible for holding up this bill but I think copies of the amendments could be out in five minutes or so and would you object to moving this bill down two places on the calendar?"

Senator Newschwander: "That would be fine with me."

MOTION

On motion of Senator McCormack, Engrossed House Bill No. 13 was placed on the second reading calendar immediately following House Bill No. 383.

ENGROSSED HOUSE BILL NO. 375, by Representatives Barden, Grant, Leckenby, Gallagher, Ceccarelli, Garrett, North, Kalich, Murray, O'Dell, Hubbard, Martinis, Farr, Thompson, DeJamatt, Kirk, Pardini, Chapin, Amen, Wojahn, Beck, Savage, Benitz, Shera, Kopet, Hawley, McCormick, Haussler, Heavey, Conway, Cunningham, Wolf, Chatalas, Charette, Backstrom, Francis, O'Brien, Smythe, Bluechel, King, Saling, Bottiger, Zimmerman, Curtis, Hoggins, Sawyer, Bagnariol, Brown, Sprague, Hurley, Fleming, Veroske, Clark (Newman H.), Mentor and Litchman (by executive request):

Providing recipients of public assistance the opportunity to find and prepare for employment.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Engrossed House Bill No. 375 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 375, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators McCutcheon, Peterson (Lowell)—2.

ENGROSSED HOUSE BILL NO. 375, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 383, by Representatives Merrill, Charette, Morrison and Kiskaddon (by executive and Joint Committee on Nuclear Energy request):

Adding the chairman of the interagency committee for outdoor recreation to the advisory council.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, House Bill No. 383 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 383, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Gissberg, McCutcheon, Peterson (Lowell)—3.

HOUSE BILL NO. 383, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 385, by Representatives Newhouse, May and Barden (by departmental request):

Protecting persons working on highway right-of-way.

REPORT OF STANDING COMMITTEE

March 9, 1969.

HOUSE BILL NO. 385, protecting persons working on highway right-of-way (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 9 after "work" and before "the" strike "upon" and insert "[upon] within"

Signed by: Senators Washington, Chairman; Donohue, Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Pritchard, Ridder, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

On motion of Senator Washington, the rules were suspended, House Bill No. 385, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 385, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Gissberg, McCutcheon, Peterson (Lowell)—3.

HOUSE BILL NO. 385, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 512, by Representatives Clarke (George W.), Clark (Newman H.) and Bottiger:

Providing court fees for inferior courts.

The bill was read the second time by sections.

Senator Huntley moved the adoption of the following amendment:

On page 1, section 2, line 19, insert as Section 2:

“Sec. 2. Section 10, chapter 299, Laws of 1961 as amended by section 5, chapter 110, Laws of 1965, first extraordinary session and RCW 3.34.010 are each amended to read as follows: The number of justices of the peace to be elected in each county shall be: Adams, three; Asotin, one; Benton, four; Chelan, four; Clallam, one; Clark, four; Columbia, one; Cowlitz, two; Douglas, two; Ferry, two; Franklin, one; Garfield, one; Grant, three; Grays Harbor, four; Island, three; Jefferson, one; King, twenty; Kitsap, two; Kittitas, two; Klickitat, two; Lewis, four; Lincoln, [four] two; Mason, one; Okanogan, two; Pacific, three; Pend Oreille, two; Pierce, eight; San Juan, one; Skagit, three; Skamania, two; Snohomish, six; Spokane, seven; Stevens, two; Thurston, one; Wahkiakum, one; Walla Walla, three; Whatcom, two; Whitman, two; Yakima, six.”

POINT OF ORDER

Senator Woodall: “Point of order.”

The President: “The Senator will state his point of order.”

Senator Woodall: “This amendment raises the scope and object of the bill. The bill merely is a matter relating to the filing fees that you pay when you file a law suit. I can sympathize with his problem and think that any time this special session a bill could be introduced honestly. This clearly enlarges the scope and object of this bill.”

RULING BY THE PRESIDENT

The President: “The President’s ruling upon the amendment as proposed by Senator Huntley, the President believes that the point of order presented by Senator Woodall is well taken as the amendment does clearly enlarge the scope and object of the bill.”

The motion lost and the amendment was ruled out of order.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 512 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 512, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Gissberg, McCutcheon, Peterson (Lowell)—3.

ENGROSSED HOUSE BILL NO. 512, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 13, by Representatives Marsh, Kirk, Litchman, Ceccarelli, Backstrom, Merrill, Bagnariol, Conner, Beck, Lynch, Barden, Martinis, Benitz, Evans, Francis and Kalich:

Authorizing vocational training workshops.

The Senate resumed consideration of Engrossed House Bill No. 13 and the following pending amendments by Senator Newschwander:

On page 1, section 1, line 10, after "retarded" strike "," and insert "or"

On line 10 after "handicapped" strike "and disadvantaged"

On line 13 after "retarded" strike "," and insert "or"

On line 14 before "is" strike "and disadvantaged"

On line 26 after "retarded" strike ",", insert "or" and after "handicapped" strike "or disadvantaged"

Senator Ridder demanded a roll call and the demand was sustained by Senators Cooney, Odegaard, McCormack, Durkan, Connor, Greive, Uhlman, Huntley, McDougall and Elicker.

ROLL CALL

The Secretary called the roll and the amendments by Senator Newschwander were not adopted by the following vote: Yeas, 17; nays, 31; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Faulk, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Ryder, Stender, Talley, Twigg, Woodall—17.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—31.

Absent or not voting: Senator Gissberg—1.

On motion of Senator Durkan, the following amendment to the title was adopted:

On page 1, line 5 of the title, after ".10 RCW;" strike "making an appropriation;"

On motion of Senator Odegaard, the rules were suspended, Engrossed House Bill No. 13, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Stender: "Would Senator Odegaard yield to a question? Senator, who is going to furnish the management of this program?"

Senator Odegaard: "As I understand it, it is going to be the department of institutions."

Senator Stender: "Earlier in my discussion I directed your attention to House Bill No. 375. Who is going to manage that program?"

Senator Odegaard: "This would be the vocational rehabilitation division."

Senator Stender: "Aren't they both coming through the department of institutions?"

Senator Odegaard: "I don't think so. I think maybe Senator Ridder is more familiar with House Bill No. 375 than I am."

Senator Stender: "As I read House Bill No. 375, it provides that the department of institutions will refer these able-bodied recipients to the department of employment security. Isn't that the same program?"

Senator Odegaard: "No, this is a different program as I understand it."

Senator Stender: "Which one is going to refer them. They are both coming out of the department of public assistance, if we pass this bill. We have already passed House Bill No. 375. Do they have an option here as to where they are going to send them?"

Senator Odegaard: "It depends on which category it would fit. As I said, it would be the division of vocational rehabilitation. There are some federal funds involved and that would have a bearing on it. Senator Huntley was the prime sponsor of the Senate bill which is very similar to this. Possibly he could give you a little more information on it. I did not draft this legislation myself."

Senator Durkan: "House Bill No. 13 is administered by the department of vocational rehabilitation which is a separate entity under the coordinating council. Now, it is a separate entity. It has nothing to do with institutions and it has nothing to do with public assistance. It is separate."

Senator Stender: "I would ask one further question. This definition of the disadvantaged is no doubt a person who is on public assistance rolls, correct?"

Senator Durkan: "We don't accept that definition."

Senator Stender: "Wouldn't these people normally be on public assistance?"

Senator Durkan: "Not necessarily. Disadvantaged person could be a person in the student aid bill, too. The definition is broad but to answer your question directly without arguing definition, House Bill No. 13 will be administered by the department of vocational rehabilitation."

Senator Stender: "Now, we have two programs in the same area as I understand it. House Bill No. 375 is a program for the disadvantaged and this one is disadvantaged and the retarded."

Senator Durkan: "As we see it, although the disadvantaged under public assistance means one thing we think the disadvantaged under the department of vocational rehabilitation means another thing. I agree, it is a play on words. I don't disagree on the terminology."

Senator Canfield: "Would Senator Odegaard yield to a question? Senator, I think you said that putting people on this program would result in considerable savings because it would cost about \$4,500 to institutionalize them as against \$1,500 each in this program. Did I hear you correctly?"

Senator Odegaard: "Yes, you did."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 13, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Lewis (Harry), Matson—2.

ENGROSSED HOUSE BILL NO. 13, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Woodall moved that Engrossed House Bill No. 282 take its place on the second reading calendar for today immediately following House Bill No. 208.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Woodall yield to a question? What particular section do you plan to amend?"

Senator Woodall: "Amend several of them. I am concerned about some of the loan provisions setting it up in the same category as some of our existing banks. They are going into fields that have never been associated with the savings and loan business before. It is entirely alien to them."

MOTION

On motion of Senator Dore, Senator Woodall's motion was laid upon the table.

ENGROSSED HOUSE BILL NO. 282, by Representatives Chatalas, O'Brien, Jueling and O'Dell:

Amending powers of savings and loan companies.

The bill was read the second time by sections.

On motion of Senator Mardesich, the following amendment was adopted:

On page 5, section 3, beginning on line 29 strike all of subsection (24) and renumber subsection (25) as subsection (24)

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 282, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 282, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 8.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams—41.

Voting nay: Senators Canfield, Guess, Huntley, Lewis (Harry), Newschwander, Twig, Wilson, Woodall—8.

ENGROSSED HOUSE BILL NO. 282, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 301, by Committee on Financial Institutions and Insurance:

Regulating credit unions.

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, Substitute House Bill No. 301 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 301, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twig, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Guess—1.

SUBSTITUTE HOUSE BILL NO. 301, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 153, by Representatives Brouillet, Zimmerman, Morrison, Smythe, Bluechel, Bagnariol and Litchman (by Joint Committee on Education request):

Permitting teaching of languages in addition to English in the common schools.

REPORT OF STANDING COMMITTEE

February 19, 1969.

HOUSE BILL NO. 153, permitting teaching of languages in addition to English in the common schools (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 3, after "shall be" strike "required to receive instruction in English language skills" and insert "taught in the English language"

On page 2, section 4, line 24, after "shall be" strike "required to receive instruction in English language skills" and insert "taught in the English language"

Signed by: Senators Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

The bill was read the second time by sections.

Senator Ridder moved the adoption of the committee amendments.

POINT OF INQUIRY

Senator Stender: "Would Senator Ridder yield to a question? Senator, in connection with the amendments and the bill generally, on page 1 it says to strike out 'all common schools shall be taught in the English language' and then the committee amendment puts the language back in on the next page. What is the purpose of this?"

Senator Ridder: "This is a natural progression. Section 1 tells what shall be taught and on page 2 it tells how it shall be taught, in the English language. So we thought this brought through the main thrust of the law that it shall be taught in the English language."

Senator Stender: "But it is already in the law today that it be taught in the English language."

Senator Ridder: "Right. We wanted to put in a proviso however that in special situations you could teach in perhaps Spanish."

Senator Stender: "Is this a special approach that the teachers have in language?"

Senator Ridder: "This is getting into the bill the cart before the horse but if you want to do it that way. I would rather that we take this up at the time of the bill."

The motion carried and the committee amendments were adopted.

On motion of Senator Ridder, the rules were suspended, House Bill No. 153, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 153, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 6; absent or not voting, 1.

Voting yea: Senators Andersen, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—42.

Voting nay: Senators Atwood, Canfield, Guess, Ryder, Stender, Woodall—6.

Absent or not voting: Senator Bailey—1.

HOUSE BILL NO. 153, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Greive moved that House Bill No. 58 be made a special order of business for this afternoon at 3:45 p.m. instead of 3:30 p.m.

REPLY BY THE PRESIDENT

The President: "Senator Greive, may the President respectfully suggest 3:59 p.m.?"

PARLIAMENTARY INQUIRY

Senator Greive: "Mr. President, may I have a ruling by the Chair. If we are in the process of the consideration of a bill at that time, can we continue and complete that bill?"

RULING BY THE PRESIDENT

The President: "The Senate can complete its business on that particular measure. Any measure taken up prior to 4:00 p.m."

Senator Greive: "Under those circumstances I will accept the suggestion of the Chair." House Bill No. 58 was made a special order of business for 3:59 p.m. this afternoon.

ENGROSSED HOUSE BILL NO. 208, by Representatives O'Dell, Gladden and Bagnariol (by departmental request):

Authorizing variable contracts.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 208 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 208, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Metcalf—1.

ENGROSSED HOUSE BILL NO. 208, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, all bills passed in the Senate today were ordered immediately transmitted to the House.

ENGROSSED HOUSE BILL NO. 188, by Representatives Kopet, Hurley, Bledsoe, Wolf, Pardini, Conway, Gladder, Lynch, Veroske, Flanagan, Saling, Farr and Harris:

Authorizing fire protection for state colleges.

The bill was read the second time by sections.

Senator McCormack moved the adoption of the following amendment:

On page 1, section 2, line 14, strike the paragraph beginning on line 14 and ending on line 19.

There being no objection, Senator McCormack withdrew his amendment.

On motion of Senator Sandison, the rules were suspended, Engrossed House Bill No. 188 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 188, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Connor, Dore, Ridder, Talley—4.

ENGROSSED HOUSE BILL NO. 188, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 478, by Representatives Newhouse, Haussler and Morrison:

Authorizing participation in Economic Opportunity Act of 1964.

The bill was read the second time by sections.

Senator McCormack moved the adoption of the following amendment:

On page 1, section 1, line 9, after "county commissioners" and before "of any" insert "or other county executive officers"

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator McCormack yield? You want to cover the situation so Mr. Spellman can enter into this negotiation. Is that correct?"

Senator McCormack: "I will tell you the answer to that tomorrow morning, Senator Woodall."

The amendment was adopted on a rising vote.

POINT OF INQUIRY

Senator Mardesich: "Would Senator McCormack yield to a question? Senator, on line 12 starting on line 11, really it says the counties 'may take whatever action it deems necessary to enable the county to participate in the program set forth'. Now, if they are not the only participants, I am wondering how it is that they might kill a program as you say, if there are other people under the OEO Act who can set it up. I am not aware of what that act does and I am wondering how, if they are only participants, they would kill it."

Senator McCormack: "Senator Mardesich, I am not prepared to answer your question in detail and with authority. I can only say that the way this works out, you have a number of persons appointed by the county on planning boards and in positions of supervision who do nothing, who veto programs, who are against the programs and these persons appointed by the county simply kill off the program, simply provide that nothing will be accomplished."

MOTION

Senator Greive moved that House Bill No. 478 be referred to the Committee on Cities, Towns and Counties.

Senator Holman demanded the previous question.

Senators Greive, Uhlman and Cooney demanded a roll call on the demand for the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the demand for the previous question and the demand was sustained by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—47.

Voting nay: Senator Washington—1.

Absent or not voting: Senator Pritchard—1.

PARLIAMENTARY INQUIRY

Senator Uhlman: "Point of parliamentary inquiry. As I understand, there is a special order of business at 3:59 which is Engrossed House Bill No. 58. Is that correct?"

REPLY BY THE PRESIDENT

The President: "That is correct, Senator Uhlman."

Senator Uhlman: "My point of parliamentary inquiry is this, the special order of business when it takes precedence will then cease or cause to cease consideration of House Bill No. 478 and House Bill No. 478 will then automatically go back to Rules. Is that correct?"

REPLY BY THE PRESIDENT

The President: "That is correct, Senator Uhlman."

ENGROSSED HOUSE BILL NO. 58, by Representatives Brouillet, Mahaffey, Zimmerman, Charette and Hoggins (by Joint Committee on Education request):

Providing code revision of Title 28 RCW, education.

SPECIAL ORDER OF BUSINESS

The time having arrived the Senate resumed consideration of Engrossed House Bill No. 58 on second reading and the pending amendment by Senator Guess to page 5, line 22.

There being no objection, Senator Guess withdrew his pending amendment.

Senator Guess moved the adoption of the following amendment:

On page 5, after "funds." on line 22, insert a new section as follows:

"NEW SECTION. Sec. 28A.02.110. The superintendent of public instruction is authorized and directed to adopt, promulgate and enforce rules and regulations applicable to public school personnel and students in grades kindergarten through twelve providing:

(1) That no student shall be administered any test, questionnaire, survey, assignment or examination designed to elicit the personal beliefs or practices of a student or his parents or guardians in sex, family life, morality or religion, or instructed in human sexuality or sex relationships, over the written objection of the parent or guardian involved; and

(2) That all parents and guardians shall have access to records of public schools pertaining to their children, wards, or themselves during regular school hours and, upon written request, shall be advised of any specific matter pertaining to the education of their children."

Senator Gissberg moved the adoption of the following amendment to the amendment by Senator Guess:

On lines 5 and 6 of subparagraph (1) strike "family life, morality"

Senators McDougall, Newschwander and Atwood demanded the previous question and the demand was sustained.

The motion by Senator Gissberg carried and the amendment to the amendment was adopted.

Senator Greive demanded a roll call on the amendment by Senator Guess as amended by Senator Gissberg and the demand was sustained by Senators Day, Dore, Faulk, Guess, Connor, Metcalf, Washington, Keefe, Knoblauch and Donohue.

ROLL CALL

The Secretary called the roll and the amendment by Senator Guess as amended by Senator Gissberg was adopted by the following vote: Yeas, 40; nays, 9.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—40.

Voting nay: Senators Bailey, Durkan, Elicker, McCormack, Newschwander, Pritchard, Ridder, Uhlman, Williams—9.

Senator Atwood moved the adoption of the following amendment by Senators Atwood, Durkan, Odegaard and Guess:

On page 358 after "of." on line 19 insert a new section to read as follows:
"NEW SECTION. Sec. 28B.40.— DOCTOR OF PHILOSOPHY IN EDUCATION AUTHORIZED. In addition to all other powers and duties given to them by law, the board of trustees of Western Washington State College is hereby authorized to grant a degree of doctor of philosophy in education to any student who has completed a program of study and research in those areas which are determined by the faculty of the college and the board of trustees to be appropriate for the granting of such degree."

Debate ensued.

The motion carried and the amendment was adopted.

Senator Lewis (Brian) moved the adoption of the following amendment by Senators Lewis (Brian) and Andersen:

On page 436, line 9, after "Sec. 28B.98.080" strike all the material down to and including "immediately" on line 12 and insert "EFFECTIVE DATE. This act shall take effect on July 1, 1971"

Debate ensued.

POINT OF ORDER

Senator Gissberg: "Point of order. I rise to a point of order that our rules explicitly state that no senator shall impugn the motives of another on the Senate floor and if the President finds that my point is well taken, the person against whom the point of order has been taken shall immediately take his chair."

RULING BY THE PRESIDENT

The President: "The point of order as presented by Senator Gissberg is well taken."
 Further debate ensued.

POINT OF INQUIRY

Senator Bailey: "Would Senator Ridder yield to a question? Senator Ridder, before I vote on this proposed amendment, I want to ask for the record a couple of questions. I have to preface it with a little remark and that is that we understood there were substantive changes in this in the House and they were taken out, is that correct?"

Senator Ridder: "It was my understanding that the changes that were made in the House were reversions to original language. As you know, this bill takes present practices and puts them into law as things are going on now in education. These were worded way back in 1909. We brought these up and put them in 1968 wording. Some of these people felt in the House in a number of places, there weren't forty, there were many less than this but I don't know exactly how many because I might get snookered on it. Anyway, we took these and we referred back to the original wording in 1909 so these are not substantive changes as we might note them, they were reversions back to original."

Senator Bailey: "One more question, maybe two more. Is there anything in this code as it is now written that would change the method of consolidation of school districts? Now I want a direct answer. Yes or no."

Senator Ridder: "That is a tough one. I would not say that there is or isn't. To my knowledge and the reading I have gone through it twice myself, I have not found this to be true. Now, I don't know. When you are going through a situation like this and you are going at a fairly good clip to see just what has happened to it, you don't really know what might have happened but I don't think in any place that there are any changes other than perhaps some rearrangement of a county board or something like this. Now if this is substantive, there might be."

Senator Bailey: "Was there any intention that there be any changes in the method of consolidating school districts?"

Senator Ridder: "On the hearings that I took part in on the recodification, I don't remember."

Senator Bailey: "I have a question of either Senator Uhlman or Senator Ridder. Was there any intention or anything in this bill that would change the non-high, the third class districts?"

Senator Ridder: "The original agreement that we made was that there were not going to be substantive changes in the sense that the law was going to be widely changed because for this very fact; if we attempted in any way to change the law substantively where it would really cause trouble, this bill wouldn't even stand on this floor two seconds because somebody would shoot it down."

"Bringing a bill like this before this body, if we had attempted to make changes that were serious changes, this bill would be dead immediately. This has been looked at and looked at and looked at and nobody has come up with anything that is so serious that it can't be lived with. I am not saying there aren't changes because there are changes in trying to bring this into modern day practice and as such maybe you can quarrel with some of these if we would open it up so you could see what we would have."

Senator Bailey: "I haven't gotten a very good answer to the school consolidation matter and I would like to ask Senator Uhlman if this matter in any way changes the means of consolidating the school districts as it now stands in our state."

Senator Uhlman: "In answer to your last two questions, the answer is no. No in both instances."

Senator Stender: "I would like to ask Senator Uhlman if he would yield? Senator Uhlman, you spoke to the emergency clause and we did previously in regard to codifying some of these sections. What did they do in the case of the commercial code?"

Senator Uhlman: "Senator, the commercial code was one of the most substantial changes of law in Washington State in the area of commercial transactions in this century. Many of us felt very strongly that because of the substantial changes that took effect that this should not take effect until the passage of two years. This was the reason for the two year deferral on the commercial code."

Senator Stender: "This is the only one that you can recall where the emergency clause was not included?"

Senator Uhlman: "No, Senator, there have been a number of such bills, the non-profit code, the major profit corporation code, the optional municipal code of last session. Many of these had major substantive changes where the law is changed. These are bills where the law has changed. There are no substantive changes in this measure. They are simply updating of present practice and simply a reenactment or recodification of the existing law."

Senators Talley, Sandison and Greive demanded the previous question.

Senator Greive demanded a roll call on the amendment by Senators Andersen and Lewis (Brian) and the demand was sustained by Senators Andersen, Faulk, Guess, Stender, Matson, Metcalf, Peterson (Lowell), Ridder, and Talley.

ROLL CALL

The Secretary called the roll and the amendment by Senators Andersen and Lewis (Brian) was adopted by the following vote: Yeas, 33; nays 16.

Voting yea: Senators Andersen, Canfield, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Talley, Twigg, Walgren, Williams, Wilson, Woodall—33.

Voting nay: Senators Atwood, Bailey, Connor, Dore, Durkan, Elicker, Herr, Holman, Knoblauch, Marquardt, Metcalf, Peterson (Lowell), Ridder, Stortini, Uhlman, Washington—16.

On motion of Senator Ridder, the following amendment to the title by Senators Andersen and Lewis (Brian) was adopted.

On page 1, line 4 of the title, after "Washington;" strike "and declaring an emergency" and insert "and prescribing an effective date"

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 58, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 58, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 3; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senators Foley, Huntley, Uhlman—3.

Absent or not voting: Senator Marquardt—1.

ENGROSSED HOUSE BILL NO. 58, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 6:40 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, March 12, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, March 12, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Pat Feehan, Color Bearer, and Priscilla Webb, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God, in whom the mystery of existence is made known and is given meaning, we open our minds to Thee, enter our waiting hearts. Help us to know that in Thy presence fear becomes strength, worry becomes peace, loneliness becomes companionship, hostility becomes love and doubt gives way to certainty.

"We thank Thee that Thou art concerned with the decisions that are made here today and with their influence upon our tomorrows. Help us then to be faithful in our trust and fruitful in our transactions. Through Christ our Lord. Amen."

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

MESSAGES FROM THE GOVERNOR

GUBERNATORIAL APPOINTMENTS

Office of the Governor, March 11, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

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

HAROLD S. SHEFELMAN, reappointed March 11, 1969, for a term ending March 10, 1975, succeeding himself.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on Higher Education and Libraries.

Office of the Governor, March 11, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of Regent, Board of Regents, Washington State University, subject to your confirmation:

MRS. FRANCES OWEN, reappointed March 10, 1969, for a term ending March 9, 1975, succeeding herself.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to Committee on Higher Education and Libraries.

Office of the Governor, March 11, 1969.
 TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
 GENTLEMEN:

I have the honor to submit the following appointment to the position of Regent, Board of Regents, Washington State University, subject to your confirmation:

DR. H. DEWAYNE KREAGER, reappointed March 10, 1969, for a term ending March 9, 1975, succeeding himself.

Sincerely,
 DANIEL J. EVANS
 Governor.

Referred to Committee on Higher Education and Libraries.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 7,
 SENATE BILL NO. 49,
 SENATE BILL NO. 88,
 SENATE BILL NO. 105,
 SUBSTITUTE SENATE BILL NO. 147,
 SENATE BILL NO. 233,
 SENATE BILL NO. 265,
 SENATE BILL NO. 305,
 SENATE BILL NO. 402,
 SENATE BILL NO. 428.

SENATE RESOLUTION: 1969-35

By Senators McDougall, Talley, Henry, Washington, Wilson, Donohue, Durkan, Huntley, Matson and Bailey:

WHEREAS, The Committee on Public Works of the United States Senate adopted on September 9, 1963, a resolution requesting the Board of Engineers for Rivers and Harbors to review the report of the Chief of Engineers on the Columbia River and tributaries, published as House Document No. 403, 76th Congress, 2nd Session; and

WHEREAS, The above-mentioned resolution requests the Corps of Engineers to determine whether the extension of navigation from the pool of McNary Dam through Rock Island Dam on the Columbia River, Washington, is feasible; and

WHEREAS, The Board of Engineers for Rivers and Harbors, on August 15, 1968, after full consideration of the report, concurred in the views of the Seattle District Engineer, and the North Pacific Division Engineer, and recommended approval of the project; and

WHEREAS, The proposed extension of navigation on the upper Columbia River above McNary pool is essential to the economic and industrial growth and prosperity of the immediate area affected and to the Pacific Northwest in general, and to the full and comprehensive development of our water resources; and

WHEREAS, This extension would have great benefit in providing a comprehensive system of transportation where all forms of transport are available to the shipping public for the movement of its commodities;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that we do hereby support the extension of navigation on the upper Columbia River as an important link in providing the state with full and complete transportation service;

AND, BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Richard M. Nixon, President of the United States; the President of the United States Senate; the Speaker of the House of Representatives; and to each member of Congress from the state of Washington.

Senator McDougall moved the adoption of the resolution.

POINTS OF INQUIRY

Senator Peterson (Ted): "I wonder if Senator McDougall will yield to a question? Senator McDougall, we who have not made a study or been on the committee with you don't realize just what this resolution will do. I know where the Rock Island Dam is but will it be possible to go around the dam and will that make Wenatchee a port as such if it goes that far up the river?"

Senator McDougall: "Yes, Rock Island Dam of course as you know, Senator Peterson, is located just south of Wenatchee and we have a very fine port district which has been established there for a number of years. It would be our hope that conceivably and not perhaps in the near future but sometime in the future this could become a reality."

Senator Peterson (Ted): "Will that take you right up to the other dam, just north of Wenatchee?"

Senator McDougall: "You mean Rocky Reach Dam. It would be the intent however of this resolution to only go to the base of Rock Island Dam at this time."

Senator Metcalf: "Would Senator McDougall yield to a question? I have heard some discussion relative to the salmon forming area that this might or might not affect and I would just wonder if you would have any comment on this regarding the salmon in the Columbia River?"

Senator McDougall: "It would be my opinion inasmuch as all of the dams, as you know, Senator Metcalf, that have been constructed in the past few years have adequately provided for the salmon runs. I would certainly not see where allowing further locks in these dams which presently do not have them would, whether these provisions could be made, in any way jeopardize any salmon runs about which all of us are quite concerned."

Senator Peterson (Ted): "Mr. President, shouldn't that be included in the resolution inasmuch as that resource is so important and on the migrant going up or down? I think in many cases they have neglected to take care of our salmon runs and therefore the Columbia River as a whole has gone down from 32,000,000 pounds to around 3,000,000 of this resource which is so vital to the Northwest and the people on the Sound."

Senator McDougall: "Senator Peterson, I would only say that probably in some of the older dams that this point could conceivably be well taken. I agree that this matter would be taken into great consideration probably to improving some of the fish ladders that may not be up to the ones that have been constructed on some of the newer dams. I am cognizant that this problem though would be taken into consideration and should be taken into consideration by Congress."

Senator Talley: "I can assure Senator Peterson that this has been considered and that fisheries will be protected. I was concerned about this point, too."

The motion carried and the resolution was adopted.

SECOND READING

HOUSE BILL NO. 150, by Representatives Smythe, Marsh, O'Dell, Garrett, Merrill, Zimmerman and Litchman:

Repealing off-street parking taxes against cities.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, House Bill No. 150 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Andersen: "Would Senator Foley yield to a question? Senator Foley, in your opinion, is the gist of your remarks that this statute we are repealing is unconstitutional?"

Senator Foley: "Yes."

Senator Andersen: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 150, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Peterson (Ted)—1.

HOUSE BILL NO. 150, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 358, by Representatives McCaffree, Haussler and Bledsoe (by departmental request):

Requiring periodic reappraisals for taxes.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry) the following amendment by Senators Lewis (Harry) and McCormack was adopted:

On page 2, add a new section following section 2 as follows:

"NEW SECTION. Sec. 3. No parcel of property with respect to which the true and fair value has been reduced by a county board of equalization or the state board of tax appeals from the true and fair value as determined by the assessor, may be revalued by the assessor within two years after such reduction, except by reason of the percentage adjustment provided for in section 2 of this 1969 act, or by reason of new construction."

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 358, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 358, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 30; nays, 17; absent or not voting, 2.

Voting yea: Senators Atwood, Canfield, Connor, Dore, Elicker, Faulk, Foley, Henry, Herr, Holman, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—30.

Voting nay: Senators Andersen, Cooney, Day, Donohue, Durkan, Gissberg, Guess, Huntley, Keefe, Lewis (Harry), McCutcheon, Pritchard, Sandison, Stender, Talley, Twigg, Woodall—17.

Absent or not voting: Senators Bailey, Greive—2.

ENGROSSED HOUSE BILL NO. 358, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich served notice that later today he would move that the Senate reconsider the vote by which Engrossed House Bill No. 358, as amended by the Senate, passed the Senate.

HOUSE BILL NO. 53, by Representatives Barden, Beck and Cunningham (by departmental request):

Displaying license plates on mobile homes and travel trailers.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 53 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 53, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Absent or not voting: Senators Bailey, Twigg-2.

HOUSE BILL NO. 53, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 433, by Representatives Goldsworthy, Saling and DeJarnatt:

Adopting a supplemental budget.

REPORT OF STANDING COMMITTEE

March 11, 1969.

ENGROSSED HOUSE BILL NO. 433, adopting a supplemental budget (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 10, strike "5,383,429.00" and insert "10,018,126.00"

On page 1, section 1, line 11, strike "511,754.00" and insert "307,052.00"

On page 1, section 1, line 18, strike "February" and insert "April"

On page 1, section 1, line 18, strike the period and insert ": PROVIDED, That \$115,000.00 shall be available to remove the 1967-69 curtailment on nonformulary drugs; AND PROVIDED FURTHER, That \$35,000.00 shall be available to remove the 1967-69 curtailment on elective surgery."

Signed by: Senators Atwood, Bailey, Day, Dore, Faulk, Foley, Greive, Lewis, McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Uhlman, Walgren, Washington, Wilson.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the committee amendments.

POINTS OF INQUIRY

Senator Gissberg: "Would Senator Durkan yield to a couple of questions? Senator, I was unable to attend the meeting of the Committee on Ways and Means at the time that these amendments were adopted to the supplemental budget. Do I understand that this is a deficiency appropriation? That is my first question."

Senator Durkan: "The answer is 'yes' to the question, Senator."

Senator Gissberg: "My second question is that you talk about vendor payments being increased effective April 1 prior to the end of this biennium. Are you talking about nursing home increases for public assistance recipients?"

Senator Durkan: "Yes, Senator, the Governor's budget did not provide for updating the vendor payments to nursing homes nor did it provide for the nonformulary drugs nor did it make certain provisions for elective surgery."

"On the House floor there was a floor amendment put on which would provide updating the nursing home payments so the recipients would receive more care and better care, that was the purpose of the amendment and; secondly, the two further amendments which we have put on in the Senate, provide, where the executive budget didn't provide, for the nonformulary drug and for elective surgery."

Senator Gissberg: "My third question is, could you get into the justification for increasing the money which is payable to the nursing home operators for the care of public assistance recipients and if you have the material before you to indicate the specific amounts that are paid for various classes of nursing home patients?"

Senator Durkan: "I would have to answer the question in general as far as nursing homes are concerned. Generally, the payment which was provided and recommended by the department of public assistance provided for approximately \$9.40 in the area of the nursing home recipient, it is per day on the first class.

"The nursing home vendors felt this should be around \$14.00. Our bill provides approximately around \$11.00 or \$10.90 and this is the difference as far as the nursing home vendor payments are concerned and the amount of public assistance money, the great amount. Incidentally, this is all state funds which will generate more federal money, the great amount goes because of the increased projections that have been brought to us by the department. Now these projections were not submitted with the Governor's budget, and the department, I think in all honesty, felt that their projections were accurate at the time they were made but during the session they came in and said they needed approximately \$26,000,000 more, \$14,000,000 of which would be state funds and out of that \$14,000,000, the \$10,000,000 is now provided for in this budget."

Senator Mardesich: "Would Senator Durkan yield? Senator Durkan, since this is a deficiency appropriation, I am wondering if you can give me any explanation of how these expenditures that require a deficiency appropriation at this time were made in view of the fact that some years ago during the time you were a member of the legislature, we passed a budgeting and accounting act providing that the funds made available be spent on a quarterly basis so that there would be no deficiency appropriation. Can you give us the answer to that? Has the Governor chosen to ignore the budget and accounting act or what is the answer?"

Senator Durkan: "I think that the total amount of money, or the increases for the remainder of this biennium came in increased cost in disability assistance and increased cost in medical aid. I frankly feel that the amounts that were given to us two years ago were probably felt sufficient to do the job and the increases that were requested here are apparent that we just didn't have enough money and the Governor made a choice of continuing the care of the programs and on the present level. Senator, I am trying to be a statesman."

Senator Mardesich: "I understand the reason for the additional expenditure and with that I have no argument but I am wondering where the Governor finds the authority in the law to expend over quarterly allotments under the budget and accounting act. It would seem to me that the remedy lies not in his decision that there are extra funds needed to be spent but in the calling back into session the legislature in special session if it appears that money is not available. That was the theory under which we passed the budget and accounting act and I wonder what method was used to circumvent that law?"

Senator Durkan: "I think he would use the same explanation that he used before from a fiscal management standpoint and that is simply that he hasn't expended the monies yet because the rate would then, he would say if we failed to provide the monies that he would have to cut back and the monies are not yet available, so it is a matter of fiscal management as he has not expended the funds yet. He has but he hasn't, Senator."

Senator Atwood: "Senator Mardesich, that money has not been spent. This is to take us through the rest of the biennium. If you want ratables, fine but I understand what you are saying. We gave public assistance \$8 million during the biennium from the contingency fund and under the CBA law if you don't want to do this, there will be ratables instituted so what Senator Durkan tells you is correct. He has not spent this money although he projects that if they continue spending at the present level in these various programs then there will have to be ratables. They will be that much money short. So I think the Governor is on sound ground here. I think the budget committee was well aware of what was going on. We had reports at every other meeting from the department of public assistance on the problem and if you will recall in January and February of this year, we had very bad weather and their caseloads now are right at the level they were projected in the budget when it went out of here was built on and for that reason their request is being made in this supplemental."

Senator Mardesich: "In response to Senator Atwood, I am well aware that this money that we are now appropriating has not been spent. The point I am making, Senator, is that money has been spent at a rate faster than the quarterly allotments under the budget and accounting act would allow.

"If you are trying to indicate that has not been done, I will furnish you with substantial proof from your budget and accounting act that that is a true fact, so I only stand to correct you. I am not referring to this amount that hasn't been spent but to those amounts which we did appropriate and which we allowed the Governor. Those are being spent currently at a rate faster than should be spent under the budget and accounting theory."

Senator Atwood: "For the information of Senator Gissberg, I now have the rates that are in House Bill No. 433 and this is from the legislative budget committee staff. In the

Rules Committee I had thought it was made to July 1 but it has not been. This would update the vendor payments for Class 1, \$9.53; Class 2, \$7.52; and Intermediate Care, \$5.95. They will get another raise in the omnibus budget to \$10.98 on July 1. It was in error. I thought that it contained that but it doesn't. Apparently that was a House rate that was agreed on with nursing homes to update the vendor payment in that area."

The motion carried and the committee amendments were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 433, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 433, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesch, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Donohue, Henry—2.

ENGROSSED HOUSE BILL NO. 433, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:20 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTIONS

On motion of Senator Andersen, Senator Twigg was excused.

On motion of Senator Greive, Senator Day was excused.

With the consent of the Senate, Senator Durkan was excused for a short time.

MESSAGE FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 32 with the following amendments:

Section 1, line 8 of the printed bill, being line 9 of the engrossed bill, after "state" strike everything to and including "Washington," and insert "[from a list of five persons submitted by the governor of the state of Washington,]"

Section 1, beginning on line 10 of the printed bill, being line 11 of the engrossed bill, after "shall" strike everything to and including "not" on line 12 of the printed bill and insert "[be a resident of the state and have been such for at least three years prior to his appointment and not] *not be*"

Section 1, line 13 of the printed bill, being line 14 of the engrossed bill, after "salary" strike everything down to the period and insert "not to exceed [fifteen] *twenty* thousand dollars per year, to be fixed by the supreme court" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Uhlman that the Senate do not concur in the House amendment to section 1, line 8 of Engrossed Senate Bill No. 32 and asks the House to recede therefrom.

Debate ensued.

The motion carried.

On motion of Senator Uhlman, the Senate concurred in the House amendments to section 1, line 10 and line 13 of Engrossed Senate Bill No. 32.

MESSAGE FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed SENATE BILL NO. 135 with the following amendments:

In section 1, line 9, after "Benton," and before "Franklin," strike "Chelan,"

In section 1, line 10, after "Yakima counties" and before "may be" insert "or any other county"

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator McDougall, the Senate concurred in the House amendments to Engrossed Senate Bill No. 135.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 135, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 37; nays, 2; absent or not voting, 7; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—37.

Voting nay: Senators Gissberg, Mardesich—2.

Absent or not voting: Senators Connor, Cooney, Dore, Foley, McCutcheon, Peterson (Lowell), Woodall—7.

Excused: Senators Day, Durkan, Twigg—3.

ENGROSSED SENATE BILL NO. 135, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 207 with the following amendment:

Strike the Senate amendment by Senator Mardesich to page 2, section 3, line 16, thus restoring the bill to its original printed form, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Newschwander, the Senate concurred in the House amendments to Engrossed Senate Bill No. 207.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 207, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Connor, Cooney, Dore, Huntley, McCutcheon, Peterson (Lowell)—6.

Excused: Senators Day, Durkan, Twigg—3.

ENGROSSED SENATE BILL NO. 207, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 235 with the following amendment:

On page 2, section 4, line 3 of the engrossed and printed bill, after "one member" and before "to" insert "representing the winter pear industry" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator McDougall, the Senate concurred in the House amendment to Engrossed Senate Bill No. 235.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 235, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Cooney, Peterson (Lowell)—2.

Excused: Senators Day, Twigg—2.

ENGROSSED SENATE BILL NO. 235, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 280 with the following amendment:

On page 1, section 1, line 24, after "annuities" strike all the material down to the period on line 25 and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Ridder, the Senate concurred in the House amendments to Engrossed Senate Bill No. 280.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 280, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Cooney, Peterson (Lowell), Pritchard—3.

Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 280, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 346 with the following amendment:

On page 7, section 6, line 4 of the engrossed and printed bill, after "parole," strike "shall" and insert "may"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Marquardt, the Senate concurred in the House amendments to Engrossed Senate Bill No. 346.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 346, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 6; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Neschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Cooney, Dore, McCutcheon, Peterson (Lowell), Pritchard, Woodall—6.

Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 346, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 313 with the following amendments:

On page 1, section 1, line 9, after "diagnostic" and before "for" strike "center" and insert "service program"

On page 1, section 1, line 11, after "diagnostic" and before "be" strike "center" and insert "service program"

On page 1, after section 1, strike sections 2, 3, 4, and 5 and insert:

"NEW SECTION. Sec. 2. The director of agriculture is hereby authorized to carry on a diagnostic service program for the purpose of diagnosing any livestock disease which affects or may affect any livestock which is or may be produced in this state or otherwise handled in any manner for public distribution or consumption.

"NEW SECTION. Sec. 3. In carrying out such diagnostic service program the director of agriculture may employ, subject to the state civil service act, chapter 41.06 RCW, the necessary personnel to properly effectuate such diagnostic service program.

"NEW SECTION. Sec. 4. In carrying out such diagnostic service program the director of agriculture may enter into agreements and/or contracts with any other governmental agencies whether state or federal or public institution such as Washington State University or private institutions and/or research organizations.

"NEW SECTION. Sec. 5. In carrying out such diagnostic service program, the director of agriculture may accept public or private funds, gifts of equipment or any other necessary properties.

"NEW SECTION. Sec. 6. The director may, following a public hearing, establish a schedule of fees for services performed in carrying out such diagnostic service program."

On line 2 of the title, strike "center" and insert "service program" and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator McDougall, the Senate concurred in the House amendments to Engrossed Senate Bill No. 313.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 313, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Cooney, Dore, McCormack, Peterson (Lowell), Pritchard—5.

Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 313, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 298 with the following amendment:

On page 1, section 1, line 21 of the engrossed bill, after "located" and before the period insert "*PROVIDED FURTHER, That no full time justice of the peace shall receive any fees or emoluments for the solemnization of civil marriages during court house hours or during scheduled sessions of the court*" and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 298.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 298, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 33; nays, 10; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), Mardesich, Marquardt, Matson, Odegaard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—33.

Voting nay: Senators Atwood, Huntley, Lewis (Brian), McCormack, McCutcheon, McDougall, Metcalf, Newschwander, Peterson (Ted), Williams—10.

Absent or not voting: Senators Cooney, Day, Dore, Peterson (Lowell), Pritchard—5.

Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 298, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed SENATE BILL NO. 291 with the following amendment:

On page 1, section 1, beginning on line 10, after "rization" insert a period and strike the remainder of the section and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Sandison, the Senate concurred in the House amendment to Engrossed Senate Bill No. 291.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 291, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Cooney, Dore, Foley, Holman, Peterson (Lowell)—5.
Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 291, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 12, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 34,
SUBSTITUTE HOUSE BILL NO. 96,
HOUSE BILL NO. 124,
HOUSE BILL NO. 146,
HOUSE BILL NO. 188,
HOUSE BILL NO. 196,
HOUSE BILL NO. 208,
HOUSE BILL NO. 217,
HOUSE BILL NO. 245,
HOUSE BILL NO. 277,
SUBSTITUTE HOUSE BILL NO. 301,
HOUSE BILL NO. 346,
HOUSE BILL NO. 371,
HOUSE BILL NO. 375,
HOUSE BILL NO. 383,
HOUSE BILL NO. 407,
HOUSE BILL NO. 512,
HOUSE CONCURRENT RESOLUTION NO. 16,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

President Pro Tempore Henry assumed the Chair.

SIGNED BY THE PRESIDENT

The President has signed:

HOUSE BILL NO. 34,
SUBSTITUTE HOUSE BILL NO. 96,
HOUSE BILL NO. 124,
HOUSE BILL NO. 146,
HOUSE BILL NO. 188,
HOUSE BILL NO. 196,
HOUSE BILL NO. 208,
HOUSE BILL NO. 217,
HOUSE BILL NO. 245,
HOUSE BILL NO. 277,
SUBSTITUTE HOUSE BILL NO. 301,
HOUSE BILL NO. 346,
HOUSE BILL NO. 371,
HOUSE BILL NO. 375,
HOUSE BILL NO. 383,

HOUSE BILL NO. 407,
HOUSE BILL NO. 512,
HOUSE CONCURRENT RESOLUTION NO. 16.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 108 with the following amendments:

On page 1, section 1, line 15, after "hundred]" strike "ten thousand five hundred" and insert "eleven thousand"

On page 1, section 1, line 17, after "hundred]" strike "ten thousand five hundred" and insert "eleven thousand"

On page 1, section 1, line 21, after "thousand" insert "five hundred" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 108.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 108, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senators Gissberg, McCutcheon, Metcalf—3.

Absent or not voting: Senators Cooney, Peterson (Lowell)—2.

Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 108, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

President Pro Tempore Henry announced the presence within the bar of the Senate of Lieutenant Governor John A. Cherberg and appointed a special committee consisting of Senators Day and Sandison to escort the Lieutenant Governor to the rostrum.

SENATE RESOLUTION: 1969-36

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

WHEREAS, Lieutenant Governor John A. Cherberg presides over the Senate with fairness and impartiality; and

WHEREAS, His presiding over the Senate in a judicious manner has added stature and decorum to the proceedings of this body; and

WHEREAS, It is recognized by the members of the Senate that to achieve peace and tranquility herein requires the presiding officer to have the patience of Job, the wisdom of Solomon, and the courage of David; and

WHEREAS, Wielding the gavel at the rostrum requires the strength of a Samson and the vision of a Cyclops; and

WHEREAS, It is the intent of the members of the Senate to assist the presiding officer in making and enforcing his rulings; and

WHEREAS, The presiding officer, like Paul Bunyan, requires the use of special tools of the trade to make crystal clear the intent of his rulings;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, the staff concurring, that Lieutenant Governor Cherberg be presented with a giant gavel to further enhance his leadership by effective punctuation of his rulings through periodic poundings of this gavel; and

BE IT FURTHER RESOLVED, That this resolution be spread upon the journal of the Senate and a copy thereof be suitably enrolled and presented to Lieutenant Governor John A. Cherberg.

On motion of Senator Guess, the resolution was adopted.

PRESIDENT'S PRIVILEGE

The President: "Gentlemen of the Senate, ladies and gentlemen, I believe that I am here under somewhat false colors. I appreciate all the kind remarks and gentle references. Actually I receive a great deal of help from my good friend Ward, Verne and Dorothy, Elmo over here, and my very fine staff, Mary Kay and Mary Lou, Don Wilson, all of Ward's staff, Charlie Johnson, and John Crowley. I had better knock it off now, I'm sort of circling the field. Thank you very much."

The President resumed the Chair.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 182 with the following amendments:

On page 10, section 3, subsection 19, line 27, after "basis" strike all of the matter down to and including "or trust company,"

On page 10, section 3, line 28, following the amendment by the Committee on Labor and Employment Security on page 10, section 3, line 27, insert a period and strike "or an investment staff employed by the board or the state finance committee"

On page 10, section 3, subsection 19, line 29, after "finance committee." insert "Such advice shall become part of the official minutes of the next succeeding meeting of the board. The counsel shall not be engaged in the business of buying, selling, or otherwise marketing securities during the time of its employment by the board." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Debate ensued.

POINT OF INQUIRY

Senator Durkan: "Would Senator Ryder yield? Senator, are you saying that the amendment is permissive in the sense that they don't have to hire them if they don't want to?"

Senator Ryder: "They are in an advisory capacity to the board."

Senator Durkan: "But as I read the language 'required to seek outside counsel and pay them'."

Senator Ryder: "If they do not go through the advisory board."

Senator Durkan: "Senator, what I am saying is they now are required to use outside counsel for their investment purposes where before the state finance committee has used its own counsel."

Senator Ryder: "That is correct."

On motion of Senator Bailey, the Senate concurred in the House amendments to Engrossed Senate Bill No. 182.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 182, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Voting nay: Senators Durkan, McCutcheon—2.

ENGROSSED SENATE BILL NO. 182, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Mrs. Edna Karlinski, Mother of the Year for the state of Washington, and appointed a special committee consisting of Senators Faulk, Stortini, Knoblauch and McCutcheon to escort Mrs. Karlinski to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mrs. Karlinski to address the Senate.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 308 with the following amendments:

On page 4, section 5, line 10, after "develop" strike the comma and insert "and"

On page 4, section 5, line 11, after "adopt" and before "rules" strike ", and enforce such"

On page 4, section 5, line 11, after "regulations" and before "implement" strike "that will" and insert "to"

On page 8, section 11, line 5, after "develop" strike the comma and insert "and"

On page 8, section 11, line 6, after "adopt" and before "rules" strike ", and enforce such"

On page 8, section 11, line 6, after "regulations" and before "implement" strike "that will" and insert "to"

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Ridder, the Senate concurred in the House amendments to Engrossed Senate Bill No. 308.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 308, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Dore, Sandison—2.

ENGROSSED SENATE BILL NO. 308, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 87 with the following amendments:

In section 1, line 9 of the engrossed and printed bill, after "five" and before "miles" insert "air"

In section 1, line 9 of the engrossed bill, being line 10 of the printed bill, after "miles" and before "of any" insert "*of the boundary*"

In section 1, line 12 of the engrossed bill, strike "three" and insert "[three] five" which strikes the Senate amendment by Senators Williams and Talley to page 1, section 1, line 12

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

It was moved by Senator Williams that the Senate do not concur in the House amendment to section 1, line 12 of Engrossed Senate Bill No. 87 and asks the House to recede therefrom.

Debate ensued.

The motion carried.

On motion of Senator Williams, the Senate concurred in the House amendments to section 1, line 9, and section 1, line 10 of Engrossed Senate Bill No. 87.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 29 with the following amendment:

Section 1, line 20, after "apply to" insert "acts done in the scope of his employment by" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Keefe, the Senate concurred in the House amendments to Engrossed Senate Bill No. 29.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 29, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-43.

Voting nay: Senators Gissberg, Huntley, McCutcheon, Mardesich, Metcalf, Uhlman-6.

ENGROSSED SENATE BILL NO. 29, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed SENATE BILL NO. 277 with the following amendment:

On page 2, section 5, line 27, after "persons" insert a period and strike the remainder of the section and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Stortini, the Senate concurred in the House amendment to Engrossed Senate Bill No. 277.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 277, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson-48.

Absent or not voting: Senator Woodall-1.

ENGROSSED SENATE BILL NO. 277, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 92 with the following amendments:

On page 1, section 2, line 22, after "counties" and before "may" insert "or acting in cooperation with the governing authority of any city located within the county or counties"

On page 1, section 2, line 23, after "counties" and before "as" on line 24, insert "or counties and cities"

On page 2, section 3, line 2, after "a" and before "public" insert "a full or part time"

On page 2, section 5, line 12, after "county" and before the comma insert "or a cooperating city"

On page 2, section 5, line 13, after "county" and before "within" on line 14, insert "or city"

On page 2, section 5, line 15, after "county" and before "for" insert "or city"

On page 2, section 5, line 16, after "counties" and before "participating" insert "and the governing authority of any city"

On page 2, section 5, line 19, after "county" and before "within" insert "or city"

On page 2, section 5, line 23, after the word "counties" and before the period insert "or cities"

On page 2a, section 7, lines 7 and 8, after "accused" strike "and without charge to any criminal defendant"

On page 3, section 7, lines 4-14, after "Washington" change the comma to a colon and strike everything before the period on line 14, and insert:

"(1) If such arrested person or accused, having been apprised of his constitutional and statutory rights to counsel, requests the appointment of counsel to represent him; and

"(2) If a court, on its own motion or otherwise, does not appoint counsel to represent the accused under the provisions of RCW 10.01.110; and

"(3) Unless the arrested person or accused, having been apprised of his right to counsel in open court, affirmatively rejects or intelligently repudiates his constitutional and statutory rights to be represented by counsel"

On page 3, section 8, line 19, after "justice" and before the period, insert "PROVIDED, That the public defender may represent an accused, not an indigent, in any case of public notoriety where the court may find that adequate retained counsel is not available"

Strike the amendment by the Committee on Judiciary on page 3, section 8, line 19, and on page 3, section 9, line 24, after "appeal" and before the period insert "PROVIDED, That the public defender may represent an accused, not an indigent, in any case of public notoriety where the court may find that adequate retained counsel is not available"

On page 3, section 10, line 33, after "defender" and before the period insert "PROVIDED, That nothing herein shall be construed to prevent the appointment of a full time or part time assigned-counsel administrator for the purpose of maintaining a centrally administered system for the assignment of counsel to represent indigent persons" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Atwood, the Senate concurred in the House amendments to Engrossed Senate Bill No. 92.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 92, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—48.

Absent or not voting: Senator Woodall—1.

ENGROSSED SENATE BILL NO. 92, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 12, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 58 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTION

On motion of Senator Guess, the Senate refused to recede from its amendments to Engrossed House Bill No. 58 and asked the House for a conference thereon.

MESSAGE FROM THE HOUSE

March 12, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 7,
 SENATE BILL NO. 33,
 SENATE BILL NO. 49,
 SENATE BILL NO. 88,
 SENATE BILL NO. 105,
 SENATE BILL NO. 109,
 SENATE BILL NO. 138,
 SUBSTITUTE SENATE BILL NO. 147,
 SENATE BILL NO. 233,
 SENATE BILL NO. 265,
 SENATE BILL NO. 292,
 SENATE BILL NO. 305,
 SENATE BILL NO. 320,
 SENATE BILL NO. 344,
 SENATE BILL NO. 402,
 SENATE BILL NO. 428,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SECOND READING

ENGROSSED HOUSE BILL NO. 722, by Representatives Hoggins, Richardson and Francis:

Providing for bonds to finance common school plant facilities.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 722 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 722, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Lewis (Harry), McCutcheon, Odegaard, Pritchard—4.

ENGROSSED HOUSE BILL NO. 722, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 60, by Representatives McCaffree, Newhouse and Moon (by Legislative Counsel request):

Limiting extent of nonprofit tax exemption.

REPORT OF STANDING COMMITTEE

March 10, 1969.

HOUSE BILL NO. 60, limiting extent of nonprofit tax exemption (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 14, after "taxation" and before the period add "":
PROVIDED, That property which is owned by an organization as set out in section 1 may loan the property to another organization for the same purpose as set out in section 1"

Signed by: Senators Canfield, Day, Donohue, Faulk, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman, Walgren, Washington, Williams, Wilson.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendment was adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 60 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 60 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Connor, Day, McCutcheon, Ridder, Talley—5.

ENGROSSED HOUSE BILL NO. 60 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

REPORT OF STANDING COMMITTEE

February 20, 1969.

HOWARD HETTINGER, to the position of Member of the Aeronautics Commission, appointed by the Governor on July 8, 1968 for the term ending December 31, 1972, succeeding W. O. Wikstrom (reported by Committee on State Government):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Woodall that the rules be suspended and the appointment of Howard Hettinger to the position of Member of the Aeronautics Commission be now confirmed.

The motion was carried.

APPOINTMENT OF HOWARD HETTINGER

The Secretary called the roll and the appointment of Howard Hettinger to the position of Member of the Aeronautics Commission was confirmed by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Day, Durkan, Gissberg, McCutcheon, Talley, Twigg—6.

REPORT OF STANDING COMMITTEE

February 20, 1969.

NORMAN A. MAJER, to the position of Member of the Aeronautics Commission, appointed by the Governor on June 15, 1967, for the term ending December 31, 1972, succeeding Arthur K. Avey (reported by Committee on State Government):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Huntley, Lewis (Harry), McCutcheon, Marquardt, Newschwander, Ryder.

It was moved by Senator Atwood, that the rules be suspended and the appointment of Norman A. Majer to the position of Member of the Aeronautics Commission be now confirmed.

The motion carried.

APPOINTMENT OF NORMAN A. MAJER

The Secretary called the roll and the appointment of Norman A. Majer to the position of Member of the Aeronautics Commission was confirmed by the Senate by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Connor, Durkan, McCutcheon, Odegard, Talley, Washington—6.

REPORT OF STANDING COMMITTEE

February 20, 1969.

BEN DE ST. CROIX, to the position of Member of the Aeronautics Commission, appointed by the Governor on July 1, 1967 for the term ending December 31, 1972, succeeding himself (reported by Committee on State Government):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Atwood that the rules be suspended and the appointment of Ben de St. Croix to the position of Member of the Aeronautics Commission be now confirmed.

The motion carried.

APPOINTMENT OF BEN DE ST. CROIX

The Secretary called the roll and the appointment of Ben de St. Croix to the position of Member of the Aeronautics Commission was confirmed by the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Connor, Henry, Ryder, Talley—4.

REPORT OF STANDING COMMITTEE

February 20, 1969.

RAY E. DAVIS, to the position of Member of the Canal Commission, appointed by the Governor on July 1, 1967, for the term ending June 30, 1973, succeeding himself (reported by Committee on State Government):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Lewis (Harry) that the rules be suspended and the appointment of Ray E. Davis to the position of Member of the Canal Commission be now confirmed.

The motion carried.

APPOINTMENT OF RAY E. DAVIS

The Secretary called the roll and the appointment of Ray E. Davis to the position of Member of the Canal Commission was confirmed by the Senate by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Connor, Durkan, Henry, Ryder, Talley, Uhlman—6.

REPORT OF STANDING COMMITTEE

February 20, 1969.

THOMAS S. PRYOR, to the position of Director of the State Department of Civil Defense, appointed by the Governor on November 15, 1968 for the term ending at the Governor's pleasure, succeeding H. E. Link (reported by Committee on State Government):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Atwood that the rules be suspended and the appointment of Thomas S. Pryor to the position of Director of the State Department of Civil Defense be now confirmed.

The motion was carried.

APPOINTMENT OF THOMAS S. PRYOR

The Secretary called the roll and the appointment of Thomas S. Pryor to the position of Director of the State Department of Civil Defense was confirmed by the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yeas: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Sønder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Connor—1.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 58, Senators Andersen, Day and Ridder.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, and having given prior notice, Senator Mardesich moved that the Senate do now reconsider the vote by which Engrossed House Bill No. 358 passed the Senate.

POINTS OF INQUIRY

Senator Peterson (Ted): "Would Senator McCormack yield to a question? On this computerizing, you could confuse the issue. You stood and made a pretty good speech and then you got volatile and you really took off but there are a few things about this computer. It has to be input, it has to be fed and your county assessors just don't have the people to go around and get the information to feed into the computer.

"Another thing I would like to know is how would this affect the school equalization fund, they come around once a year and others every four years, there is going to be a great effect on the fund as a whole. You haven't confused me because I know how my taxes have gone up, the assessed value of my home but the thing that strikes me as strange is that we can't go through King county every four years. They can't have that kind of manpower. You said they were going to add additional county commissioners. You meant county assessors or deputy assessors to help. I think this needs a little clarification and basically come down to what it is going to cost me and the difference and another thing, there is an appreciation and a depreciation. Are you going to depreciate my property as it depreciated year by year or are you just going to keep adding and bring the taxes up higher?"

Senator McCormack: "I'll try to answer the question. First of all, I am not going to do anything, Senator Peterson. I trust it will be the county assessors. Secondly, if I said we were going to add additional county commissioners, I misspoke. What I meant to say, if I didn't say it, is we were adding assistant deputy assessors. Now, what we are talking about is programming.

"This \$4 million that we have appropriated is to provide the programming for this particular system and then keep it up-to-date. I can't speak for exactly what the assessors will do. These programs have not been put out in the bill and they have not as a matter of fact I am not quite sure they have not been done as yet but I can tell you that in California where this was done all of these items that you have raised and many more were fed into the computer as basic input, appreciation, depreciation, zoning, size of property, size of land, size of house, number of rooms, view, all these various things that go into an appraisal are put into the computer in advance and then when the computer grinds out the valuation of the particular piece of property, it is all run out on a printout sheet and the county assessors went over it, simply ran down it to see if there were any obvious extreme errors. These were picked up.

"After this was done, it was found that the computer work was extremely close to the actual sales values. In short, the computer was able to do a good job. One of the nice things about this is that this is a tool in the hands of the assessor so if he finds the machine has made a mistake, he can change it, the computer isn't the master, the assessor is the master. Furthermore, if the machine isn't giving the proper trend, if there is a mistake in input, they

can change the program, they can make it more realistic. I wouldn't pretend that we are going to do this, that I am going to do it, this is a vehicle to allow the assessors to do it, using modern techniques.

"That is the idea but I am sure that your assessor and my assessor and every assessor in the state will want to do the best job possible to avoid having to employ all of these deputies. It won't be perfect. It will take a little bit of work but in the long run what it is going to do is provide for fair property evaluation on all property on an up-to-date basis."

Senator Peterson (Ted): "Senator McCormack didn't answer one portion of my question and I wonder if you would do that Senator McCormack? How does this affect the school equalization funds throughout the state? Can you put that in a capsule?"

Senator McCormack: "I think the only affect this bill would have on any funds is exactly as we have already stated, that the tax bills will be kept up-to-date for every individual taxpayer. That is all I can say."

Senator Peterson (Ted): "If someone is up on the computer and they are based on the one year, how about those that are slow and don't come through every four or five years? What affect does it have on that?"

Senator McCormack: "I am sure the same thing would be true under this or any other system. If a county is not up-to-date it is obviously going to be at a disadvantage. This is true under the present formula. We are assuming now that counties are collecting twenty-five percent under the formula."

Debate ensued.

Senator Mardesich: "Mr. President, first of all I would like to comment on Senator Elicker's remarks. Senator, as long as I have been in this legislature, I have worked for equalization and I intend to continue doing that but I don't intend to make it more inequitable by attempting to achieve equity. I think that the matter can be cured by one simple amendment by changing 'may' to 'shall' and I think that the real point is that this is next to the last day of the session, if this bill dies here on the floor today, all we have to do is introduce it again on Friday and we have time to really look at this problem and come up with an answer that is just for all of us.

"Now, no one can stand here and tell me that the state government or the county government can't use business machines for input and output without a law. It just isn't so and everyone of you know that. The only purpose of this is to allow the assessors to raise them all up in one year without going out to inspect the property. That is the only reason for this law and I don't even argue with that provided that it applies equally to all. That is the only point I am making."

Senator McCormack: "It is obviously not possible for every county to jump through a hoop and lock steps and this sort of thing. It physically is impossible."

Senator Mardesich: "Tell me why?"

Senator McCormack: "First of all we have to go through the data collection represented in the \$4 million expenditure, Senator. Secondly, there is no necessary requirement that would force an assessor to go through this every year. It is up to the local government to make its own decision."

Senator Mardesich demanded a roll call and the demand was sustained by Senators Ridder, Day, McCutcheon, Donohue, Herr, Stender, Metcalf, Holman, Guess and Faulk.

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich to reconsider the vote by which Engrossed House Bill No. 358 passed the Senate carried by the following vote: Yeas, 24; nays, 23; absent or not voting, 2.

Voting yea: Senators Andersen, Bailey, Cooney, Day, Donohue, Gissberg, Greive, Guess, Herr, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Sandison, Stender, Twigg, Walgren, Woodall—24.

Voting nay: Senators Atwood, Canfield, Connor, Dore, Elicker, Faulk, Foley, Holman, Knoblauch, McCormack, McDougall, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Ryder, Stortini, Talley, Uhlman, Washington, Williams, Wilson—23.

Absent or not voting: Senators Durkan, Henry—2.

MOTION

On motion of Senator Mardesich, Engrossed House Bill No. 358 was referred to the Committee on Ways and Means—Revenue and Taxation on a rising vote.

PARLIAMENTARY INQUIRY

Senator Uhlman: "I rise to a point of parliamentary inquiry."

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

Senator Uhlman: "I have checked the voting record on House Bill No. 58 and the record indicates that on final passage none of the three conferees appointed by the presiding officer voted against the measure. There were three controversial amendments placed on the measure, one by Senator Andersen, one by Senator Guess and one by Senator Atwood. I would call the presiding officer's attention to Joint Rule No. 5 which indicates that it is the presiding officer's obligation to appoint conferees which would reflect both viewpoints and apparently these viewpoints on final passage of the bill were not so appointed."

PERSONAL PRIVILEGE

Senator Lewis (Harry): "Mr. President, point of personal privilege."

The President: "The Senator will speak upon a point of personal privilege."

Senator Lewis (Harry): "I would just like to say, Mr. President and members of the Senate, that in my view as one of the members of the Senate who voted to confirm the conferees, it was my opinion when I voted for their confirmation, that the views of the members of the Senate were well represented and that was the reason I did support the confirmation of the conferees for that particular bill."

PARLIAMENTARY INQUIRY

Senator Uhlman: "The reason I rose on the point of parliamentary inquiry is that I suspect that there will be more conference committees appointed and I think the same question as Senator Greive raised earlier in the session is still applicable and that perhaps some policy ought to be set up so that we know in the future how to guide ourselves in our vote.

"I voted against the bill on final passage for this reason and this reason alone because in the past it has been my experience over the years both in this House and in the other House that the final passage vote is normally the one that guides the appointment of the conferees."

Senator Woodall: "The purpose of a conference is on the differences between the houses. Now the difference is not on final passage. The difference is on the amendment to the bill which was sent over by the House. That is what the difference is. Otherwise, you could have, by someone casting a 'no' vote, end up with three people who all had the same identical viewpoint on the amendment. That is the point of difference. There were two points of difference between the Senate and the House, not on final passage. The difference was the Guess amendment and the Andersen amendment. That is the difference because they did not concur with us. Now the President's appointment reflected that. Andersen was put on because he reflects the side that wanted the Andersen amendment on. Senator Day was put on to reflect the viewpoint of those who wanted the Guess amendment. The third member, I have forgotten, represented the viewpoint that didn't want either of them. So you see, he has chosen people who reflected the difference between the two Houses. The difference is whether they do or do not take our amendments and this committee properly reflects the difference between the bodies, and if you will read the rules you will find that it is on that basis that they are named."

PERSONAL PRIVILEGE

Senator Atwood: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Atwood: "The PhD people are not represented on that conference committee."

Senator Uhlman: "This is precisely my point. The PhD people are not represented and the problem that we are faced with is that if we have a half dozen different amendments, we just have to have some sort of standard policy. The rule here says that the subject of the legislation referred to the conference committee, that is a whole bill, it is House Bill No. 58. It isn't an amendment or half dozen amendments, it is a whole bill and I think that for future clarification, we ought to have some kind of standard policy set."

REPLY BY THE PRESIDENT

The President: "In reply to Senator Uhlman's inquiry, the President believes the appointment of these conferees fulfills the provisions of Rule 8 of the Joint Rules."

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

MESSAGE FROM THE HOUSE

March 12, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SENATE BILL NO. 142, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

MALCOLM McBEATH, Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

March 12, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SENATE BILL NO. 142, providing for seven member school boards in certain first class districts, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Signed by: Senators Dore, Holman and Ridder; Representatives Fleming, Whetzel and Hoggins.

On motion of Senator Dore, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

MOTION

At 4:55 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, March 13, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

SIXTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, March 13, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Mike Hanson, Color Bearer, and Karen Weber, presented the Colors. Reverend Charles A. Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God who hast invested man with a sense of dignity and a spirit of courage; bless the legislators who now find themselves engulfed by the swift current of mounting responsibilities. Give to each of them a sure footing and a cool head.

"Spare them from being discouraged by their predicament or intimidated by critics who have no intention of getting their own feet wet. May the coursing flood of work provide for the legislators an additional incentive for pooling their collective wisdom in harnessing the resources of our state to constructive ends. Amen."

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

REPORTS OF STANDING COMMITTEES

March 11, 1969.

SENATE BILL NO. 334, providing for collection of glass containers along highways (reported by Committee on Highways):

MAJORITY recommendation: That Substitute Senate Bill No. 334 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Elicker, Foley, Herr, Huntley, Keefe, Lewis (Brian), McDougall, Peterson (Lowell), Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

SENATE BILL NO. 518, relating to motor vehicles (reported by Committee on Highways):

MAJORITY recommendation: That Substitute Senate Bill No. 518 be substituted therefor and that substitute bill do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Peterson (Lowell), Pritchard, Sandison, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 100, authorizing sale of imported wine on same basis as domestic wine (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Andersen, Atwood, Bailey, Donohue, Faulk, Huntley, Lewis (Harry), Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson.

MINORITY recommendation: Do not pass.

Signed by: Senators Canfield, Connor, Guess, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 243, creating a world's fair commission for the 1970 fair (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Andersen, Atwood, Canfield, Connor, Day, Faulk, Gissberg, Greive, Guess, Huntley, Lewis (Harry), Marquardt, Metcalf, Peterson (Ted), Pritchard, Ryder, Twigg, Washington, Williams.

MINORITY recommendation: Do not pass.

Signed by: Senators Durkan, Chairman; Bailey, Donohue, Ridder, Stortini, Uhlman, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

ENGROSSED HOUSE BILL NO. 314, providing for traffic safety education (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Elicker, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Pritchard, Ridder, Sandison, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 13, 1969.

HOUSE BILL NO. 604, defining responsibility for designs and construction of state building authority projects (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Canfield, Henry, Lewis (Brian), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

PROCLAMATION BY THE GOVERNOR

Office of the Governor, March 13, 1969.

The Forty-first session of the Washington Legislature has before it significant legislation of importance to our citizens. This is now the sixtieth day, and much of the work required by the people of the State of Washington of their legislators still is not finished. While the legislature has not completed its work, the committees and both houses have considered many bills which can be adopted in an extraordinary session. The areas of major concern to which the legislature should direct its attention are:

- First: Tax Reform.* It is imperative that our citizens be given the opportunity to vote on a thorough and complete tax reform program. It is important not only to propose a tax amendment for the voters' approval, but also to adopt an income tax statute upon which they can base their judgment. We cannot continue to increase the sales tax, the property tax, and unfair taxes imposed on business. A fair income tax, together with adequate protections for property owners and appropriate reductions in other taxes remains the first priority of this administration.
- Second: Constitutional Reform.* We continue to work under a state constitution that no longer is appropriate to our needs. I urge the passage of a gateway amendment which will permit the amendment of the constitution by broad subject matter.
- Third: Executive Reorganization.* An efficient and effective structure for the management of state government is critically needed. The expanding role of state government, the increasing complexity of the problems we face in this state, and the continuing demand for adequate services make it imperative that the legislature provide the kind of executive organization that is responsive and responsible to the wishes and needs of the people.
- Fourth: Recreation and Environment.* Important legislation is still pending which is designed to protect our environment and promote the development of recreational facilities. The legislature should enact a water safety act, a bill to protect the landscape from the blight of uncontrolled surface mining, a bill providing for a coordinated program of solid waste disposal and the important legislation designed to inventory our rivers and shorelands and other legislation to preserve and develop our recreational facilities.
- Fifth: Human Resources.* The legislature has not acted upon legislation adopting a comprehensive licensing act for all health care facilities, a bill providing for a medical examiner system, bills improving our parole and penal system, an act promoting the development of low-cost housing, and a fair housing act.

Lastly, significant legislation has been introduced in the broad areas of labor, education and youth, and effective government. Included are such important items as the establishment of the intermediate appellate court, the passage of an amendment to the state constitution extending the right to vote to our 18-year-old citizens, and the updating of our unemployment compensation and workmen's compensation laws. These bills deserve the attention of the legislators before they return to their communities.

Because these problems have not yet been dealt with, an emergency exists constituting an extraordinary occasion within the meaning of Article III, Section 7, of the Constitution of the State of Washington:

NOW, THEREFORE, I, Daniel J. Evans, Governor of the State of Washington, by virtue of the authority vested in me by the Constitution, do hereby convene the Legislature of the State of Washington in Extraordinary Session in the Capitol at Olympia on the fourteenth day of March, A.D. 1969, at the hour of nine o'clock a.m.; and

I DO HEREBY SPECIFY, in accordance with the requirements of the Constitution that the purposes for which the Legislature is convened are:

To appropriate sufficient funds and raise sufficient revenues to carry on the necessary functions and services of state government; and

To consider the enactment of the several other measures specified above for the benefit of the people of the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this thirteenth day of March, A.D. Nineteen Hundred and Sixty-nine.

DANIEL J. EVANS
Governor of Washington.

BY THE GOVERNOR:
A. LUDLOW KRAMER
Secretary of State.

Senators Mardesich, McCutcheon and Talley demanded a Call of the Senate and the demand was sustained.

The Secretary began the roll call on the Call of the Senate.

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

MOTION

At 10:20 a.m., on motion of Senator Greive, the Senate recessed until 10:45 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 10:45 a.m.

MOTION

On motion of Senator Keefe, Senator Guess was excused.

MESSAGE FROM THE HOUSE

March 12, 1969.

Mr. President: The House has receded from its amendment to ENGROSSED SENATE BILL NO. 32, section 1, line 8 of the printed bill, being line 9 of the engrossed bill, and has passed ENGROSSED SENATE BILL NO. 32 with the foregoing amendments:

Section 1, beginning on line 10 of the printed bill, being line 11 of the engrossed bill, after "shall" strike everything to and including "not" on line 12 of the printed bill and insert "[be a resident of the state and have been such for at least three years prior to his appointment and not] *not be*"

Section 1, line 13 of the printed bill, being line 14 of the engrossed bill, after "salary" strike everything down to the period and insert "not to exceed [fifteen] *twenty* thousand dollars per year, to be fixed by the supreme court"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House action on Engrossed Senate Bill No. 32.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 32, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Cooney, Ryder, Uhlman—3.

Excused: Senator Guess—1.

ENGROSSED SENATE BILL NO. 32, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 12, 1969.

Mr. President: The House has receded from its amendment to ENGROSSED SENATE BILL NO. 87, section 1, line 12 of the engrossed bill, and has passed ENGROSSED SENATE BILL NO. 87 with the foregoing amendments:

In section 1, line 9 of the engrossed and printed bill, after "five" and before "miles" insert "air"

In section 1, line 9 of the engrossed bill, being line 10 of the printed bill, after "miles" and before "of any" insert "of the boundary" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Williams, the Senate concurred in the House action on Engrossed Senate Bill No. 87.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 87, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Connor, Lewis (Harry), Ryder, Uhlman—4.

Excused: Senator Guess—1.

ENGROSSED SENATE BILL NO. 87, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

March 13, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE BILL NO. 58 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon:

Representatives Hoggins, Amen, Brouillet.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.

Mr. President: The House has passed:
SENATE BILL NO. 287,
ENGROSSED SENATE BILL NO. 618,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 13, 1969.

Mr. President: The House has passed:
SENATE BILL NO. 52,
ENGROSSED SENATE BILL NO. 282,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 189 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 385 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 536 and has passed the bill as amended by the Senate.
 MALCOLM McBEATH, Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 510 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 603 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 333 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 361 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 282 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 350 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 264 and has passed the bill as amended by the Senate.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 205 and has passed the bill as amended by the Senate.
 MALCOLM McBEATH, Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 203 and has passed the bill as amended by the Senate.
 MALCOLM McBEATH, Chief Clerk.

March 12, 1969.
 Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 192 and has passed the bill as amended by the Senate.
 MALCOLM McBEATH, Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 153 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 140 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 95 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 52 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 24 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 17 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 18 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 12, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 13 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

March, 13, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 13,
 HOUSE BILL NO. 17,
 HOUSE BILL NO. 18,
 SUBSTITUTE HOUSE BILL NO. 24,
 HOUSE BILL NO. 52,
 HOUSE BILL NO. 53,
 SUBSTITUTE HOUSE BILL NO. 95,
 SUBSTITUTE HOUSE BILL NO. 140,
 HOUSE BILL NO. 150,
 HOUSE BILL NO. 153,
 HOUSE BILL NO. 189,
 HOUSE BILL NO. 192,
 HOUSE BILL NO. 203,
 SUBSTITUTE HOUSE BILL NO. 205,
 HOUSE BILL NO. 264,
 HOUSE BILL NO. 282,
 SUBSTITUTE HOUSE BILL NO. 333,
 HOUSE BILL NO. 350,
 HOUSE BILL NO. 361,
 HOUSE BILL NO. 385,
 HOUSE BILL NO. 510,
 HOUSE BILL NO. 536,
 HOUSE BILL NO. 603,
 HOUSE BILL NO. 722,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 29,
SENATE BILL NO. 32,
SENATE BILL NO. 52,
SENATE BILL NO. 87,
SENATE BILL NO. 92,
SENATE BILL NO. 108,
SENATE BILL NO. 135,
SENATE BILL NO. 182,
SENATE BILL NO. 207,
SENATE BILL NO. 235,
SENATE BILL NO. 277,
SENATE BILL NO. 280,
SENATE BILL NO. 282,
SENATE BILL NO. 287,
SENATE BILL NO. 291,
SENATE BILL NO. 298,
SENATE BILL NO. 308,
SENATE BILL NO. 313,
SENATE BILL NO. 346,
SENATE BILL NO. 618,
HOUSE BILL NO. 13,
HOUSE BILL NO. 17,
HOUSE BILL NO. 18,
SUBSTITUTE HOUSE BILL NO. 24,
HOUSE BILL NO. 52,
HOUSE BILL NO. 53,
SUBSTITUTE HOUSE BILL NO. 95,
SUBSTITUTE HOUSE BILL NO. 140,
HOUSE BILL NO. 150,
HOUSE BILL NO. 153,
HOUSE BILL NO. 189,
HOUSE BILL NO. 192,
HOUSE BILL NO. 203,
SUBSTITUTE HOUSE BILL NO. 205,
HOUSE BILL NO. 264,
HOUSE BILL NO. 282,
SUBSTITUTE HOUSE BILL NO. 333,
HOUSE BILL NO. 350,
HOUSE BILL NO. 361,
HOUSE BILL NO. 385,
HOUSE BILL NO. 510,
HOUSE BILL NO. 536,
HOUSE BILL NO. 603,
HOUSE BILL NO. 722.

MESSAGE FROM THE HOUSE

March 13, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 29,
SENATE BILL NO. 92,
SENATE BILL NO. 108,
SENATE BILL NO. 135,
SENATE BILL NO. 182,
SENATE BILL NO. 207,
SENATE BILL NO. 235,

SENATE BILL NO. 277,
 SENATE BILL NO. 280,
 SENATE BILL NO. 287,
 SENATE BILL NO. 291,
 SENATE BILL NO. 298,
 SENATE BILL NO. 308,
 SENATE BILL NO. 313,
 SENATE BILL NO. 346,
 SENATE BILL NO. 618,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SECOND READING

ENGROSSED HOUSE BILL NO. 243, by Representatives Bledsoe, Bluechel and Ceccarelli:

Creating a world's fair commission for the 1970 fair.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the following amendment:

Strike *NEW SECTION 9.* and renumber the remaining sections.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Herr, Bailey, Henry, Connor, Cooney, Durkan, Dore, Odegaard, Stender, Ryder and Elicker.

ROLL CALL

The Secretary called the roll on the motion by Senator Durkan and the amendment was not adopted by the following vote: Yeas, 20; nays, 28; excused, 1.

Voting yea: Senators Bailey, Cooney, Donohue, Durkan, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Uhlman, Walgren, Wilson—20.

Voting nay: Senators Andersen, Atwood, Canfield, Connor, Day, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Talley, Twigg, Washington, Williams Woodall—28.

Excused: Senator Guess—1.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed House Bill No. 243 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 243, and the bill passed the Senate by the following vote: Yeas, 27; nays, 21; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Day, Dore, Elicker, Faulk, Foley, Greive, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Talley, Twigg, Washington, Williams, Woodall—27.

Voting nay: Senators Bailey, Cooney, Donohue, Durkan, Gissberg, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Uhlman, Walgren, Wilson—21.

Excused: Senator Guess—1.

ENGROSSED HOUSE BILL NO. 243, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:05 p.m. on motion of Senator Greive, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:00 p.m.

MESSAGES FROM THE HOUSE

March 13, 1969.

Mr. President: The Speaker has signed:
SENATE BILL NO. 32,
SENATE BILL NO. 52,
SENATE BILL NO. 87,
SENATE BILL NO. 282,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 13, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 243, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 13, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 60 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

March 13, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 142 and has passed the bill as amended by the Free Conference Committee,

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

March 13, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 142, providing for seven member school boards in certain first class districts have had the same under consideration, and we recommend that the House recede from its amendments to the bill and that the Senate and House pass ENGROSSED SENATE BILL NO. 142 with the following amendments:

On page 1 of the amendments and after the line reading "der of the act and insert:" strike the remainder of the amendment and insert the following:

"Section 1. Section 29.21.180, chapter 9, Laws of 1965 and RCW 29.21.180 are each amended to read as follows:

"No primary shall be held relating to the offices of state superintendent of public instruction, county superintendent of schools, or, *except for school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties*, officers of school districts embracing a city of over one hundred thousand population, if, after the last day allowed for candidates to withdraw, there are no more than two candidates filed for each position to be filled. In such event all candidates concerned shall be notified. Names of candidates that would have been printed upon the primary ballot, but for the provisions of this section, shall be printed upon the general election ballot alphabetically in groups under the designation of the respective titles of the offices for which they are candidates.

"Sec. 2. Section 29.21.210, chapter 9, Laws of 1965 and RCW 29.21.210 are each amended to read as follows:

"*Except for school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties*, the positions of school directors for school districts embracing a city of over one hundred thousand population and the candidates therefor shall appear separately on the nonpartisan ballot in substantially the following form:

SCHOOL DIRECTOR ELECTION BALLOT

To vote for a person make a (X) in the square at the right of the name of the person for whom you desire to vote.

School District Directors

. to be nominated.

No. 1
Vote for One

.....
.....
.....

No. 2
Vote for One

.....
.....
.....

To Fill Unexpired Term
No.
2 (or 4) year term
Vote for One

.....
.....
.....

"Sec. 3. Section 29.21.230, chapter 9, Laws of 1965 and RCW 29.21.230 are each amended to read as follows:

"Except for school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties, the name of the person who receives the greatest number of votes and of the person who receives the next greatest number of votes at the primary for a school district position of school director for school districts embracing a city of over one hundred thousand population shall appear on the general election ballot under the designations therefor: PROVIDED, That if any candidate for a position receives a majority vote, his name alone shall be placed on the general election ballot for that position.

Part I. Sections affecting current law

"Sec. 4. Section 10, chapter 266, Laws of 1947 as last amended by section 1, chapter 67, Laws of 1957 and RCW 28.57.338 are each amended to read as follows:

"The governing board of a school district shall be known as the board of directors of the district. Unless otherwise specifically provided, as in RCW 29.13.060, members of a board of directors shall be elected by ballot by the qualified electors of the school district and shall hold office for a term of four years and until their successors are elected and qualified. Terms of school directors shall be staggered and insofar as possible, not more than a majority of one shall be elected to full terms at any regular election. In case a member or members of a board of directors are to be elected to fill an unexpired term or terms, the ballot shall specify the term for which each such member is to be elected. Except for a school district of the first class having an enrollment of seventy thousand pupils or more in class AA counties which shall have a board of directors of seven members, the board of directors of a school district of the first class of [of a] school district of the second class shall consist of five members. The board of directors of a school district of the third class shall consist of three members.

"[The terms of all school directors elected to office in March, 1956 shall be for four years. There shall be no general school district elections held in the year 1957 and the directors whose terms would have expired in 1957, but for the provisions of this act, shall continue in office until their successors are elected at the general election to be held on the second Tuesday of March, 1958. The directors whose terms expire in 1958 shall be elected for a four year term: PROVIDED, That in any school district governed by a board of directors composed of five directors in which the term of office of more than three directors shall expire in 1958 or in 1960, there shall be elected at the regular school election, held in the year in which the term of office of more than three directors expires, a number of directors equal to the number of directors whose terms expire in that year. Said directors shall be elected for the following terms: Three directors for a term of four years and the remainder for a term of two years. Prior to the date set by law for filing a declaration of candidacy for the office of director, the board of directors of any school district affected by this proviso which is divided into director districts shall determine by lot the director districts from which directors shall be elected for a term of four years and the director district or districts from which a director or directors shall be elected for a term of two years. Any such candidate shall indicate on his declaration of candidacy the director's district and the term of years for which he seeks election and the director's district and the term of office shall also appear upon the ballot. Any candidate filing for the office of director in any district affected by the proviso which is not divided into director districts shall indicate on his declaration of candidacy the term of years for which he seeks to be

elect. The ballot for such election shall indicate the term of years for which a candidate seeks to be elected: PROVIDED, FURTHER, That in any school district governed by a board of directors composed of three directors in which the term of office of all the directors shall expire in 1958 or in 1960, there shall be elected, at the regular school election held in the year in which the term of office of all of the directors expires, three directors for the following terms: Two directors for a term of four years and one director for a term of two years. Any candidate filing for the office of director in any district affected by this proviso shall indicate on his declaration of candidacy the term of years for which he seeks to be elected. The ballot at such election shall indicate the term of years for which a candidate seeks to be elected.]

“NEW SECTION. Sec. 5. There is added to chapter 28.57 RCW a new section to read as follows:

“Notwithstanding any other provision of law, school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties shall be divided into seven director districts. The boundaries of such director districts shall be established by the members of the school board and approved by the county committee on school district organization, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Boundaries of such director districts shall be adjusted by the school board and approved by the county committee after each federal decennial census if population change shows the need thereof to comply with the equal population requirement above. No person shall be eligible for the position of school director in any such director district unless such person resides in the particular director district. Residents in the particular director district desiring to be a candidate for school director shall file their declarations of candidacy for such director district and for the position of director in that district and shall be voted upon in the primary election by the registered voters of that particular director district: PROVIDED, That if not more than one person files a declaration of candidacy for the position of school director in any director district, no primary election shall be held in that district, and such candidate's name alone shall appear on the ballot for the director district position at the general election. The name of the person who receives the greatest number of votes and the name of the person who receives the next greatest number of votes at the primary for each director district position shall appear on the general election ballot under such position and shall be voted upon by all the registered voters in the school district. Except as provided in section 6 of this 1969 amendatory act, every such director so elected in school districts divided into seven director districts shall serve for a term of six years as otherwise provided in RCW 29.13.060.

“NEW SECTION. Sec. 6. There is added to chapter 28.57 RCW a new section to read as follows:

“Within thirty days after the effective date of this 1969 amendatory act, the school boards of school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties shall establish the director district boundaries and obtain approval thereof by the county committee on school district organization. Appointment of a board member to fill any vacancy existing for a new director district prior to the next regular school election shall be by the school board from a list comprised of names submitted by each legislator resident in the director district, each of whom may suggest not more than three names for such vacancy. Within twenty days after receipt of written notice from the school board of the setting and approval of director district boundaries, legislators shall submit their list of nominees to the school board who shall name the appointees therefrom at the next meeting of the board after receipt of said lists. Prior to the next regular election in the school district and the filing of declarations of candidacy therefor, the incumbent school board shall designate said director districts by number. Directors appointed to fill vacancies as above provided shall be subject to election, one for a six-year term, and one for a two-year term, and thereafter the term of their respective successors shall be for six years. The term of office of incumbent members of the board of such district shall not be affected by this 1969 amendatory act.

“Sec. 7. Section 13, chapter 268, Laws of 1959 and RCW 28.57.430 are each amended to read as follows:

“[Whenever the provisions of this amendatory act require school directors to be elected at the regular school district election and the district affected is a] *Any first class school district having a board of directors of five members as provided in section 4 of this 1969 amendatory act and which elects directors for a term of six years under the provisions of RCW 29.13.060 [the directors shall be elected for such terms of office not in excess of six years as will] shall cause the office of at least one director and no more than two directors to be up for election at each regular school district election held [hereafter] hereafter and, except as provided in section 6 of this 1969 amendatory act, any school district having a board of directors of seven members as provided in section 4 of this 1969 amendatory act shall cause the office of two directors and no more than three directors to be up for election at each regular school district election held hereafter.*

Part II. Sections affecting proposed 1969 education code.

“Sec. 8. Section 28A.57.312, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.312 are each amended to read as follows:

“The governing board of a school district shall be known as the board of directors of the district.

"Unless otherwise specifically provided, as in RCW 29.13.060, members of a board of directors shall be elected by ballot by the registered voters of the school district and shall hold office for a term of four years and until their successors are elected and qualified. Terms of school directors shall be staggered, and insofar as possible, not more than a majority of one shall be elected to full terms at any regular election. In case a member or members of a board of directors are to be elected to fill an unexpired term or terms, the ballot shall specify the term for which each such member is to be elected.

"Except for a school district of the first class having an enrollment of seventy thousand pupils or more in class AA counties which shall have a board of directors of seven members, the board of directors of [a] every school district of the first class or [of a] school district of the second class shall consist of five members. The board of directors of a school district of the third class shall consist of three members.

"NEW SECTION. Sec. 9. There is added to chapter 28A.57 RCW a new section to read as follows:

"Notwithstanding any other provision of law, school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties shall be divided into seven director districts. The boundaries of such director districts shall be established by the members of the school board and approved by the county committee on school district organization, such boundaries to be established so that each such district shall comprise, as nearly as practicable, an equal portion of the population of the school district. Boundaries of such director districts shall be adjusted by the school board and approved by the county committee after each federal decennial census if population change shows the need thereof to comply with the equal population requirement above. No person shall be eligible for the position of school director in any such director district unless such person resides in the particular director district. Residents in the particular director district desiring to be a candidate for school director shall file their declarations of candidacy for such director district and for the position of director in that district and shall be voted upon in the primary election by the registered voters of that particular director district: PROVIDED, That if not more than one person files a declaration of candidacy for the position of school director in any director district, no primary election shall be held in that district, and such candidate's name alone shall appear on the ballot for the director district position at the general election. The name of the person who receives the greatest number of votes and the name of the person who receives the next greatest number of votes at the primary for each director district position shall appear on the general election ballot under such position and shall be voted upon by all the registered voters in the school district. Except as provided in section 10 of this 1969 amendatory act, every such director so elected in school districts divided into seven director districts shall serve for a term of six years as otherwise provided in RCW 29.13.060.

"NEW SECTION. Sec. 10. There is added to chapter 28A.57 RCW a new section to read as follows:

"Within thirty days after the effective date of this 1969 amendatory act, the school boards of school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties shall establish the director district boundaries and obtain approval thereof by the county committee on school district organization. Appointment of a board member to fill any vacancy existing for a new director district prior to the next regular school election shall be by the school board from a list comprised of names submitted by each legislator resident in the director district, each of whom may suggest not more than three names for such vacancy. Within twenty days after receipt of written notice from the school board of the setting and approval of director district boundaries, legislators shall submit their list of nominees to the school board who shall name the appointees therefrom at the next meeting of the board after receipt of said lists. Prior to the next regular election in the school district and the filing of declarations of candidacy therefor, the incumbent school board shall designate said director districts by number. Directors appointed to fill vacancies as above provided shall be subject to election, one for a six-year term, and one for a two-year term and thereafter the term of their respective successors shall be for six years. The term of office of incumbent members of the board of such district shall not be affected by this 1969 amendatory act.

"Sec. 11. Section 28A.57.336, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.336 are each amended to read as follows:

"[Whenever the provisions of this chapter require school directors to be elected at the regular school district election and the district affected is a] *Any first class school district having a board of directors of five members as provided in section 8 of this 1969 amendatory act and which elects directors for a term of six years under the provisions of RCW 29.13.060 [the directors shall be elected for such terms of office not in excess of six years as will] shall cause the office of at least one director and no more than two directors to be up for election at each regular school district election held [thereafter] hereafter and, except as provided in section 10 of this 1969 amendatory act, any first class school district having a board of directors of seven members as provided in section 8 of this 1969 amendatory act shall cause the office of two directors and no more than three directors to be up for election at each regular school district election held hereafter.*

"Part III. Construction.

"NEW SECTION. Sec. 12. The forty-first legislature has before it a bill proposing a complete revision of the education laws of this state (1969 HB 58). The provisions of Part I of the instant bill seek to change existing laws. The provisions of Part II seek to change

correlative provisions of the proposed 1969 education code if such code becomes law. It is the intent of the legislature that the provisions of Part I shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of Part I shall expire and the provisions of Part II shall concomitantly become effective. It is the further intent of the legislature that Part II of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then any amendatory provisions of Part II of this bill shall be construed as amending the correlative sections of the 1969 education code, any repealing provisions of Part II shall be construed as repealing the correlative section of the 1969 education code, and any new or additional provisions of Part II shall be construed as being in pari materia with the 1969 education code.

"NEW SECTION. Sec. 13. Part I of this 1969 amendatory act is necessary for the immediate preservation of the public is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

"NEW SECTION. Sec. 14. Part II of this 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on the date upon which the 1969 education code becomes effective."

On page 1 of the House Committee amendments strike all of the title amendment and insert the following:

"In line 4 of the title, after the semicolon following 'RCW 28.57.430' strike the remainder of the title and insert 'amending sections 29.21.180, 29.21.210 and 29.21.230, chapter 9, Laws of 1965 and RCW 29.21.180, 29.21.210 and 29.21.230; adding new sections to chapter 28.57 RCW; amending section 28A.57.312, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.312; amending section 28A.57.336, chapter —, Laws of 1969 (HB 58) and RCW 28A.57.336; adding new sections to chapter 28A.57 RCW; providing sections to effect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW, or of Titles 28A and 28B if such titles shall be enacted; and declaring emergencies.'"

Signed by Senators Dore, Holman and Ridder; Representatives Hoggins, Whetzel and Fleming.

On motion of Senator Dore, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 142 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Huntley, Newschwander, Ryder—3.

Absent or not voting: Senators Lewis (Harry), McDougall, Walgren—3.

Excused: Senator Guess—1.

ENGROSSED SENATE BILL NO. 142 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 13, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 433, and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Durkan moved that the Senate recede from its amendment to page 1, section 1, line 11 of Engrossed House Bill No. 433 and that the Senate insist on its position with regard to the other amendments to the bill.

Debate ensued.

The motion carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 433 with all amendments excluding the amendment to page 1, section 1, line 11, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Day, Elicker, Herr, Ridder—4.

Excused: Senator Guess—1.

ENGROSSED HOUSE BILL NO. 433, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed: HOUSE BILL NO. 243.

SENATE RESOLUTION: 1969-37

By Senators Keefe, Atwood and Huntley:

WHEREAS, The state organization of the Young Men's Christian Association has conducted a Youth Legislature during the past several years for which the use of the Senate and House Chambers for this purpose have been granted; and

WHEREAS, These Youth Legislatures have been most successful and educational to all participating therein; and

WHEREAS, It is the desire of the legislature of the state of Washington to encourage the interests of our youth in legislative matters and in the proceedings of the legislature;

NOW, THEREFORE, BE IT RESOLVED, That, under the supervision of the Secretary of the Senate, the use of the Senate Chamber and committee rooms be granted to the state organization of the Young Men's Christian Association for the Youth Legislatures to be held in Olympia in the spring of 1969 and 1970.

On motion of Senator Atwood, the resolution was adopted.

MESSAGE FROM THE HOUSE

March 13, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 60, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

At 1:45 p.m., the President declared the Senate to be at ease.

SECOND AFTERNOON SESSION

The President called the Senate to order at 4:20 p.m.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 142,
HOUSE BILL NO. 60.

REPORT OF CONFERENCE COMMITTEE

March 13, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee to whom was referred ENGROSSED HOUSE BILL NO. 58, providing code revision of Title 28, RCW, education have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Signed by Senators Ridder, Andersen and Day; Representatives Brouillet, Hoggins and Amen.

On motion of Senator Ridder, the Conference Committee report on Engrossed House Bill No. 58 was adopted and the Committee was granted the powers of Free Conference.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 18, by Senators Bailey and Ryder:
Providing for retransmittal of all measures to house of origin.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 18 was read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 18 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

SENATE RESOLUTION: 1969-38

By Senators Bailey and Ryder:

WHEREAS, The Forty-first Regular Session of the legislature is drawing to a close; and WHEREAS, It is necessary to provide for the completion of the work of the Senate after its adjournment and during the interim period between the close of the Forty-first regular session and the commencement of the Forty-second regular session;

NOW, THEREFORE, BE IT RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized and directed to complete the work of the session, to reply to and give necessary attention to correspondence and other details arising therefrom; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized to retain such employees as he may deem necessary and that said employees be allowed such per diem rate of pay therefor as the Secretary of the Senate and the President of the Senate shall deem proper; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized and directed to make out and execute with the President, or the President Pro Tempore, the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn from funds provided therefor for legislative expenses; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized and directed to have a copy of the Senate Journal of the Forty-first Regular Session of the legislature, together with a suitable index therefor, prepared by the State Printer; and

BE IT FURTHER RESOLVED, That after the close of the session the Secretary of the Senate, and the President, or the President Pro Tempore of the Senate be, and they hereby are authorized and directed to prepare and execute the necessary vouchers, upon which warrants shall be drawn for the final payment of all expenses incurred after the adjournment of this Forty-first Legislative Session in closing the business of such session, in providing for the interim period between the closing of such session and the convening of the next regular or special session of the legislature and in the preparation for such convening; and

BE IT FURTHER RESOLVED, That the Sergeant-at-Arms be, and he hereby is, directed to see that the Senate Chambers and adjoining rooms, furniture and equipment are clean and in good order; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate is authorized to express the sympathy of the Senate by sending flowers in the event of a bereavement in a Senator's family; and

BE IT FURTHER RESOLVED, That such use of the Chamber and rooms for a YMCA Youth Legislature is permitted upon such terms as the Secretary shall deem proper; and

BE IT FURTHER RESOLVED, That all accounts payable incurred up to and including this date, covering Senate expenditures made, or obligations incurred, which are payable out of the funds appropriated for the payment of expenses of the Forty-first Legislature of the state of Washington, and which are presented for payment after adjournment of the Forty-first Regular Session of the legislature, before payment is authorized, must bear the approval of the President or President Pro Tempore of the Senate, and the Secretary of the Senate.

On motion of Senator Bailey, the resolution was adopted.
There being no objection, the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

March 13, 1969.

Mr. President: The House has adopted SENATE CONCURRENT RESOLUTION NO. 18, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 13, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 142, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE CONCURRENT RESOLUTION NO. 18.

MESSAGES FROM THE HOUSE

March 13, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 17, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 13, 1969.

Mr. President: The Speaker has signed: SENATE CONCURRENT RESOLUTION NO. 18, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 13, 1969.

Mr. President: Under the terms of SENATE CONCURRENT RESOLUTION NO. 18, the House herewith returns the following Senate Bills:

ENGROSSED SENATE BILL NO. 18,
ENGROSSED SENATE BILL NO. 22,
ENGROSSED SENATE BILL NO. 34,
ENGROSSED SENATE BILL NO. 35,
ENGROSSED SENATE BILL NO. 37,
SENATE BILL NO. 38,
ENGROSSED SENATE BILL NO. 41,
SENATE BILL NO. 42,
ENGROSSED SENATE BILL NO. 53,
SENATE BILL NO. 55,
SENATE BILL NO. 65,
ENGROSSED SUBSTITUTE SENATE BILL NO. 74,
ENGROSSED SENATE BILL NO. 83,
ENGROSSED SUBSTITUTE SENATE BILL NO. 89,
SENATE BILL NO. 93,
SENATE BILL NO. 94,
ENGROSSED SENATE BILL NO. 95,
SENATE BILL NO. 98,
SENATE BILL NO. 99,
SENATE BILL NO. 100,
SENATE BILL NO. 103,
ENGROSSED SENATE BILL NO. 104,
SENATE BILL NO. 106,
SENATE BILL NO. 111,
ENGROSSED SENATE BILL NO. 112,
ENGROSSED SENATE BILL NO. 114,
SUBSTITUTE SENATE BILL NO. 115,
ENGROSSED SENATE BILL NO. 116,
ENGROSSED SENATE BILL NO. 120,
ENGROSSED SENATE BILL NO. 122,
SENATE BILL NO. 123,
ENGROSSED SENATE BILL NO. 128,
ENGROSSED SENATE BILL NO. 143,
ENGROSSED SENATE BILL NO. 146,
ENGROSSED SENATE BILL NO. 149,
ENGROSSED SENATE BILL NO. 150,
SUBSTITUTE SENATE BILL NO. 151,

SUBSTITUTE SENATE BILL NO. 152,
SENATE BILL NO. 159,
ENGROSSED SENATE BILL NO. 164,
ENGROSSED SENATE BILL NO. 172,
SENATE BILL NO. 176,
SENATE BILL NO. 177,
SENATE BILL NO. 179,
ENGROSSED SENATE BILL NO. 180,
ENGROSSED SENATE BILL NO. 185,
ENGROSSED SENATE BILL NO. 186,
ENGROSSED SENATE BILL NO. 187,
SUBSTITUTE SENATE BILL NO. 188,
SENATE BILL NO. 191,
SENATE BILL NO. 195,
SENATE BILL NO. 199,
SENATE BILL NO. 202,
SENATE BILL NO. 211,
SENATE BILL NO. 212,
ENGROSSED SENATE BILL NO. 218,
ENGROSSED SENATE BILL NO. 222,
ENGROSSED SENATE BILL NO. 228,
ENGROSSED SENATE BILL NO. 229,
ENGROSSED SENATE BILL NO. 234,
ENGROSSED SENATE BILL NO. 239,
SENATE BILL NO. 241,
ENGROSSED SENATE BILL NO. 242,
ENGROSSED SENATE BILL NO. 245,
ENGROSSED SENATE BILL NO. 246,
ENGROSSED SENATE BILL NO. 253,
ENGROSSED SENATE BILL NO. 254,
ENGROSSED SENATE BILL NO. 257,
SENATE BILL NO. 260,
SENATE BILL NO. 273,
ENGROSSED SENATE BILL NO. 290,
ENGROSSED SENATE BILL NO. 295,
SENATE BILL NO. 296,
SENATE BILL NO. 297,
ENGROSSED SENATE BILL NO. 301,
ENGROSSED SENATE BILL NO. 306,
ENGROSSED SENATE BILL NO. 310,
ENGROSSED SENATE BILL NO. 311,
SENATE BILL NO. 318,
SENATE BILL NO. 336,
SENATE BILL NO. 337,
SENATE BILL NO. 340,
ENGROSSED SENATE BILL NO. 341,
ENGROSSED SENATE BILL NO. 342,
ENGROSSED SENATE BILL NO. 353,
ENGROSSED SENATE BILL NO. 354,
ENGROSSED SUBSTITUTE SENATE BILL NO. 355,
ENGROSSED SENATE BILL NO. 357,
ENGROSSED SENATE BILL NO. 358,
SENATE BILL NO. 372,
SENATE BILL NO. 376,
ENGROSSED SENATE BILL NO. 377,
ENGROSSED SENATE BILL NO. 379,
ENGROSSED SENATE BILL NO. 401,
ENGROSSED SENATE BILL NO. 413,
SENATE BILL NO. 414,
SENATE BILL NO. 416,
ENGROSSED SENATE BILL NO. 418,
ENGROSSED SENATE BILL NO. 421,
ENGROSSED SENATE BILL NO. 441,
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ENGROSSED SENATE BILL NO. 499,
ENGROSSED SENATE BILL NO. 502,
SENATE BILL NO. 514,
SENATE BILL NO. 537,
SENATE BILL NO. 557,
ENGROSSED SENATE BILL NO. 562,

ENGROSSED SENATE BILL NO. 575,
 ENGROSSED SENATE BILL NO. 607,
 SENATE BILL NO. 608,
 SENATE BILL NO. 629,
 SENATE JOINT MEMORIAL NO. 4,
 SENATE JOINT MEMORIAL NO. 7,
 SENATE JOINT MEMORIAL NO. 8,
 ENGROSSED SENATE JOINT RESOLUTION NO. 11,
 ENGROSSED SENATE CONCURRENT RESOLUTION NO. 1,
 SENATE CONCURRENT RESOLUTION NO. 8,
 SENATE CONCURRENT RESOLUTION NO. 10,
 SENATE CONCURRENT RESOLUTION NO. 15,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 13, 1969.

Mr. President: The Speaker has appointed as members of the Committee to notify the Governor that the House is ready to adjourn *sine die*: Representatives Garrett, Copeland and Veroske.

MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 17, by Representative Bledsoe:
 Relating to *sine die* adjournment.

On motion of Senator Henry, the rules were suspended, House Concurrent Resolution No. 17 was advanced to second reading and read the second time in full.

On motion of Senator Henry, the rules were suspended, House Concurrent Resolution No. 17 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

MESSAGE FROM THE HOUSE

March 13, 1969.

Mr. President: The Speaker has signed HOUSE CONCURRENT RESOLUTION NO. 17, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed under the provisions of House Concurrent Resolution No. 17, Senators Twigg, Henry and Peterson (Lowell) as the committee of three members from the Senate to notify the Governor that the Senate was about to adjourn *Sine Die*.

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

SIGNED BY THE PRESIDENT

The President has signed:
 HOUSE CONCURRENT RESOLUTION NO. 17.

SENATE RESOLUTION: 1969-39

By Senator Greive:

BE IT RESOLVED, That a committee of three members of the Senate be appointed to notify the House that the Senate is ready to adjourn *Sine Die*.

On motion of Senator Greive, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed under the provisions of Senate Resolution 1969-39, Senators Woodall, Keefe and Walgren to notify the House that the Senate is ready to adjourn *Sine Die*.

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

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Twigg, Henry and Peterson (Lowell) appointed to notify the Governor that the legislature was about to adjourn *Sine Die* appeared before the bar of the Senate and reported that the committee

had so notified the Governor and that the Governor was willing that the legislature adjourn *Sine Die*.

The report was received and the committee was discharged.

REPORT OF SPECIAL COMMITTEE

The members of the special committee composed of Senators Woodall, Keefe and Walgren appointed to notify the House that the Senate was ready to adjourn *Sine Die* reported that the House had been notified.

The report was received and the committee was discharged.

MOTION

On motion of Senator Greive, the Senate journal of the sixtieth day of the Forty-first Legislature was ordered to stand approved.

At 5:05 p.m., on motion of Senator Greive, the Senate of the Forty-first Legislature adjourned *Sine Die*.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

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Forty-First Legislature
OF THE
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AT
Olympia, the State Capital

Convened March 14, 1969
Adjourned Sine Die May 12, 1969

Compiled, Edited and Indexed by
SIDNEY R. SNYDER, *Secretary of the Senate*



DOROTHY B. GREELEY, *Journal Clerk*

JOHN A. CHERBERG, *President of the Senate*
AL HENRY, *President Pro Tempore*
JAMES E. KEEFFE, *Vice President Pro Tempore*

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R. R. BOB GREIVE, *Floor Leader*
WILLIAM A. GISSBERG, *Majority Whip*
REUBEN A. KNOBLAUCH, *Secretary*

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JOURNAL OF THE SENATE

STATE OF WASHINGTON
FIRST EXTRAORDINARY SESSION
OF THE
FORTY-FIRST LEGISLATURE

FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, March 14, 1969.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Huntley, Twigg, Marquardt, Guess, Gissberg and Cooney. On motion of Senator Atwood, Senators Marquardt and Guess were excused. On motion of Senator Lewis (Harry), Senators Huntley and Twigg were excused. On motion of Senator Bailey, Senators Gissberg and Cooney were excused.

The Color Guard, consisting of Pages Gayle Metcalf, Color Bearer, and Kathy Ellis, presented the Colors. Reverend Charles A. Loyer, pastor of the United Westminster Presbyterian Church of Olympia, offered prayer as follows:

“Eternal God and Father who realizes Your will through the decisions of men we are grateful for the care and thoroughness with which the legislators have worked their way through a mountain of bills. Bless them now as they move on into the special session. Give them that same care and thoroughness as they come to grips with the crucial issues of this biennium. Spare them the bootless journeys of dead-end streets, the frustrations of political stalemates. Help them realize the best possible solutions to the problems confronting them this day. Amen.”

MESSAGE FROM THE SECRETARY OF STATE

March 14, 1969.

TO THE HONORABLE, THE PRESIDENT OF THE SENATE,
THE LEGISLATURE OF THE STATE OF WASHINGTON,
OLYMPIA, WASHINGTON.

MR. PRESIDENT:

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of the Seal of said State, do hereby certify that: I have carefully compared the annexed copy of a proclamation by the Governor calling an extraordinary session of the Legislature to convene on the 14th day of March, 1969, with the original copy of said proclamation now on file in this office, and find the same to be a full, true and correct copy of said original, and the whole thereof, together with all official endorsements thereon.

IN TESTIMONY WHEREOF, I have set my hand and affixed hereto the seal of the state of Washington. Done at the Capitol at Olympia on this the date of March 14, 1969.

(SEAL OF THE STATE OF WASHINGTON)

A. LUDLOW KRAMER
Secretary of State.

PROCLAMATION BY THE GOVERNOR

Office of the Governor, March 13, 1969.

The 41st session of the Washington Legislature has before it significant legislation of importance to our citizens. This is now the sixtieth day, and much of the work required by the people of the state of Washington of their legislators still is not finished. While the legislature has not completed its work, the committees and both houses have considered many bills which can be adopted in an extraordinary session. The areas of major concern to which the legislature should direct its attention are:

First: Tax Reform. It is imperative that our citizens be given the opportunity to vote on a thorough and complete tax reform program. It is important not only to propose a tax amendment for the voters' approval, but also to adopt an income tax statute upon which they can base their judgment. We cannot continue to increase the sales tax, the property tax, and unfair taxes imposed on business. A fair income tax, together with adequate protections for property owners and appropriate reductions in other taxes remains the first priority of this administration.

Second: Constitutional Reform. We continue to work under a state constitution that no longer is appropriate to our needs. I urge the passage of a gateway amendment which will permit the amendment of the constitution by broad subject matter.

Third: Executive Reorganization. An efficient and effective structure for the management of state government is critically needed. The expanding role of state government, the increasing complexity of the problems we face in this state, and the continuing demand for adequate services make it imperative that the legislature provide the kind of executive organization that is responsive and responsible to the wishes and needs of the people.

Fourth: Recreation and Environment. Important legislation is still pending which is designed to protect our environment and promote the development of recreational facilities. The legislature should enact a water safety act, a bill to protect the landscape from the blight of uncontrolled surface mining, a bill providing for a coordinated program of solid waste disposal and the important legislation designed to inventory our rivers and shorelands and other legislation to preserve and develop our recreational facilities.

Fifth: Human Resources. The legislature has not acted upon legislation adopting a comprehensive licensing act for all health care facilities, a bill providing for a medical examiner system, bills improving our parole and penal system, an act promoting the development of low-cost housing, and a fair housing act.

Lastly, significant legislation has been introduced in the broad areas of labor, education and youth, and effective government. Included are such important items as the establishment of the intermediate appellate court, the passage of an amendment to the state constitution extending the right to vote to our 18-year-old citizens, and the updating of our unemployment compensation and workmen's compensation laws. These bills deserve the attention of the legislators before they return to their communities.

Because these problems have not yet been dealt with, an emergency exists constituting an extraordinary occasion within the meaning of Article III, Section 7, of the Constitution of the State of Washington:

NOW, THEREFORE, I, Daniel J. Evans, Governor of the State of Washington, by virtue of the authority vested in me by the Constitution, do hereby convene the Legislature of the State of Washington in Extraordinary Session in the Capitol at Olympia on the fourteenth day of March, A.D. 1969, at the hour of nine o'clock a.m.; and

I DO HEREBY SPECIFY, in accordance with the requirements of the Constitution that the purposes for which the Legislature is convened are:

To appropriate sufficient funds and raise sufficient revenues to carry on the necessary functions and services of state government; and

To consider the enactment of the several other measures specified above for the benefit of the people of the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this thirteenth day of March, A.D. Nineteen Hundred and Sixty-nine.

DANIEL J. EVANS
Governor of Washington.

BY THE GOVERNOR:
A. LUDLOW KRAMER
Secretary of State.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 13, 1969.

TO THE HONORABLE, THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON:

In compliance with the provisions of Section 11 of Article III of the Constitution of the State of Washington, I have the honor to submit herewith my report of each case of reprieve, commutation or pardon which I have granted since the adjournment of the 1967 Extraordinary Session of the Legislature.

Joseph Maish was sentenced April 7, 1947, from Clark County to be executed for the crime of First Degree Murder. On January 8, 1948, his sentence was commuted to Imprisonment for Life by Governor Mon C. Wallgren. Upon the recommendation of the Warden of the Washington State Penitentiary and the Board of Prison Terms and Paroles, on January 12, 1968, I authorized the parole of Joseph Maish subject to the complete control, supervision and authority of the Board of Prison Terms and Paroles.

John William Hawkins was sentenced June 28, 1965, from Clark County to be executed for the crime of Murder in the First Degree. On March 21, 1968, I granted a reprieve to John William Hawkins until April 30, 1969, to allow him an adequate opportunity to pursue further legal remedies, to await decisions of the Washington Supreme Court and United States Supreme Court on the constitutionality of the death penalty and to allow an opportunity to the 1969 Legislature to consider whether the statutory authority for the death penalty should be repealed.

Respectfully submitted,
DANIEL J. EVANS
Governor.

MESSAGE FROM THE HOUSE

March 14, 1969.

Mr. President: The House has adopted: HOUSE CONCURRENT RESOLUTION NO. 18, and the same is herewith transmitted. SYDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 745, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

An Act relating to revenue and taxation; suspending the uniform rate limitation on imposition of income taxes; adding a new section to chapter 15, Laws of 1961 and to Title 82 RCW; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE BILL NO. 746, by Senators Durkan and Atwood:

An Act relating to state government; and amending section 43.09.270, chapter 8, Laws of 1965 and RCW 43.09.270.

Referred to Committee on State Government.

SENATE JOINT RESOLUTION NO. 30, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

Amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendible single rate.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE CONCURRENT RESOLUTION NO. 19, by Senators Bailey and Ryder:

Providing for the reintroduction of bills and adopting the joint rules.

On motion of Senator Atwood, the rules were suspended, Senate Concurrent Resolution No. 19 was advanced to second reading and read the second time in full.

POINTS OF INQUIRY

Senator Greive: "Would Senator Atwood yield to a question? Senator, I don't have the resolution in front of me and I am curious to know exactly what happens to a bill when it goes back to the house of origin to the highest committee. Does that mean when it comes

over to the other house it goes through the committee structure or does it mean that it goes directly to the Committee on Rules and Joint Rules if it was there before."

Senator Atwood: "It is my understanding that it goes to the Rules Committee. It does not go back to the committee if it was in Rules."

Senator Greive: "Just so we understand each other. Assume that it is a House bill and it comes to the Senate. Does this bill go to the Judiciary Committee and then on up through to the Rules Committee or does it go directly to Rules?"

Senator Atwood: "If it was in Rules at the end of the regular session, it will be in our Rules Committee if it comes back to the Senate. For instance the budget bills were still in the House Appropriations Committee when we run them through the Senate this morning. They will go back to the House Appropriations Committee."

Senator McCutcheon: "Would Senator Atwood yield to a question? Senator, the rule is then that it will come back to the Senate and every bill that I had in my committee will go to . . ."

Senator Atwood: "If it comes back here, it will go to your committee if it was there. It is my understanding that if it wasn't in Senate Rules Committee, if it was in committee, it would go back to that committee. That is the highest committee it was in at the time that the regular session ended. That is the intent of this resolution, that is my intent and I think everybody that had anything to do with it. If it was in the Senate Committee on Rules and Joint Rules when the session ended, then it would go back there. I believe that was Senator Bailey's intent and also Senator Gissburg's."

Senator McCormack: "Just one question for clarification. I'm still confused and I would like to get one point straightened out. Any bill that passes out of this Senate has gone through Rules Committee before it comes on the floor and then it goes to the House. Now if it hasn't passed the House it comes back here, my interpretation of the resolution is that it would go through Rules Committee not to the standing committee to which it was referred . . ."

Senator Atwood: "Are you talking about Senate bills, Senator McCormack?"

Senator McCormack: "Senate bills that have passed the Senate."

Senator Atwood: "Right, if they have passed the Senate it is my understanding we're going to run several consent calendars of the bills that passed the Senate and they will go to the highest committee in the House where they were at the end of the regular session. If they happened to have been in House Rules they will go to House Rules, the budget bills that were in House Appropriations will go back to House Appropriations. I think that is the understanding I had and Senator Bailey had."

Senator Ryder: "I would like to add my little point of confusion to this, too. I think that we can best talk about this if we're talking about examples. Senator McCormack was talking about Senate bills. Any Senate bill that has passed the Senate of course was in Rules Committee or it would never have passed the Senate so when it comes back from the House it comes back to Rules. Now the bills that Senator Atwood was talking about are House bills which will go back of course to the House and to House Rules. When they are re-passed by the House in this session and come over here they will go to the committee in which they were lodged at the time we adjourned yesterday. Now, if they were in Senator McCutcheon's committee they would go to Senator McCutcheon's committee but if he had passed a bill out of his committee into Rules Committee then that particular bill will go to Rules."

Senator Bailey: "Just to make it real short, the purpose of this resolution is to restore as soon as possible the status of the bill in exactly the same place that it was last night before we adjourned *sine die*. That's the whole purpose of this thing, to put them right back in the position they were as quickly as possible so we can go on without any interruption."

Senator Washington: "It was my understanding that when a bill has passed the Senate, gone over to the House and wasn't enacted that rather than going back to the Committee on Rules and Joint Rules and going the gauntlet of that Committee again, it would come back on the floor of the Senate. We automatically had a calendar and repassed all of the bills that we passed before. Now this is the way I recall it was done last session. It wasn't necessary that they have to be on the Rules calendar again."

Senator Bailey: "In answer to Senator Washington, I think we were fairly agreed in the Rules Committee that these bills will come out on a consent calendar just in the order they passed. They will all come out. We have always taken them to the Rules Committee before, Senator Washington, and then the Rules Committee set up the calendar for today or Monday or whenever it was because we are not going to be able to do this all at one time."

Senator Atwood: "The resolution that was passed yesterday with all the Senate bills that were still in the House unpassed, were returned to the Senate Rules Committee to the jurisdiction of Senate Rules Committee on third reading so what Senator Bailey says is my understanding of the agreement in Rules Committee."

Senator Washington: "Would Senator Bailey yield? Senator, when the bills come out from Rules, they will be on third reading calendar, will they not?"

Senator Bailey: "That is correct."

On motion of Senator Atwood, the rules were suspended, Senate Concurrent Resolution No. 19 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

MOTION

On motion of Senator McCormack, the rules were suspended and Senator McCormack was added as a sponsor to Senate Joint Resolution No. 30 and Senate Bill No. 745.

SENATE RESOLUTION: 1969-EX-1

By Senators Greive and Williams:

BE IT RESOLVED, By the Senate, that the rules of the Senate of the forty-first session be adopted as the temporary rules of this extraordinary session for the first five days of said extraordinary session and shall expire on Tuesday, March 18, 1969, the fifth legislative day of said session, or until such earlier time as permanent rules may be adopted.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-2

By Senators Bailey and Ryder:

WHEREAS, The offices of President Pro Tempore of the Senate, Vice President, Secretary of the Senate and Sergeant at Arms of the Senate were filled by competent persons during the forty-first regular session of the legislature; and

WHEREAS, These officers served in a distinguished and satisfactory manner; and

WHEREAS, The standing committees of the Senate were formed and operated properly and efficiently during the forty-first regular session of the legislature;

NOW, THEREFORE, BE IT RESOLVED, That said officers, committee chairmen and committee members of the said regular session shall constitute the officers and committees of the extraordinary session of the forty-first legislature.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-3

By Senators Bailey and Ryder:

BE IT RESOLVED, That a committee of three members be named by the President of the Senate to inform the House that the Senate is organized and ready to transact the business of the extraordinary session of the forty-first legislature.

On motion of Senator Atwood, the resolution was adopted.

MESSAGE FROM THE HOUSE

March 14, 1969.

Mr. President: The House has adopted: SENATE CONCURRENT RESOLUTION NO. 19, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

COMMITTEE FROM THE HOUSE

A committee from the House comprised of Representatives Newhouse, Curtis and King appeared before the bar of the Senate to notify the Senate that the House was organized and ready to do business.

The report was received and the committee retired.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Dore, Durkan and Ryder to serve as a committee to notify the House that the Senate was organized and ready to do business.

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

The committee retired.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 18, by Representative Bledsoe:

Appoint committee to notify governor legislature organized.

On motion of Senator Talley, the rules were suspended, House Concurrent Resolution No. 18 was advanced to second reading and read the second time in full.

On motion of Senator Talley, the rules were suspended, House Concurrent Resolution No. 18 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

REPORT OF SPECIAL COMMITTEE

The special committee appointed to notify the House that the Senate was organized and ready to transact business appeared before the bar of the Senate and reported that the House had been notified.

The report was received and the committee was discharged.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Atwood, Bailey and Greive to serve as the members from the Senate under the provisions of House Concurrent Resolution No. 18 to notify the Governor that the legislature was organized and ready to transact business.

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

The committee retired.

REPORT OF SPECIAL COMMITTEE

The special committee consisting of Senators Atwood, Bailey and Greive appointed under the provisions of House Concurrent Resolution No. 18 to notify the Governor that the legislature was organized and ready to transact business appeared before the bar of the Senate and reported that the Governor had been notified.

The report was received and the committee was discharged.

MOTION

At 9:30 a.m., on motion of Senator Greive, the Senate recessed until 9:40 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 9:40 a.m.

PERSONAL PRIVILEGE

Senator Woodall: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Woodall: "Mr. President and members of the Senate, just when I thought every conceivable nice thing that you could do for me you did the other day, Ward Bowden came along and added one more nice thing by giving me a very, very beautiful permanent framing for the resolution that was passed regarding me and I want to publicly thank Ward for adding his one final grand touch to all the nice things you did for me the other day."

SIGNED BY THE PRESIDENT

The President has signed:

SENATE CONCURRENT RESOLUTION NO. 19.

THIRD READING

SUBSTITUTE SENATE BILL NO. 151, by Committee on Ways and Means:
Adopting the budget.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 151, and the bill passed the Senate by the following vote: Yeas, 29; nays, 10; absent or not voting, 4; excused, 6.

Voting yea: Senators Bailey, Connor, Donohue, Dore, Durkan, Elicker, Foley, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—29.

Voting nay: Senators Andersen, Atwood, Faulk, Lewis (Brian), McDougall, Matson, Newschwander, Ryder, Williams, Woodall—10.

Absent or not voting: Senators Canfield, Day, Keefe, Pritchard—4.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SUBSTITUTE SENATE BILL NO. 151, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 152, by Committee on Ways and Means:
Adopting the capital budget.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 152, and the bill passed the Senate by the following vote: Yeas, 34; nays, 7; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Foley, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—34.

Voting nay: Senators Atwood, Faulk, Lewis (Brian), Matson, Newschwander, Peterson (Ted), Ryder—7.

Absent or not voting: Senators Keefe, Pritchard—2.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SUBSTITUTE SENATE BILL NO. 152, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Peterson (Ted): "Point of personal privilege, Mr. President."

The President: "The Senator will speak on his point of personal privilege."

Senator Peterson (Ted): "Mr. President, if there are no objections I would like to have it noted in the journal that I have voted against Substitute Senate Bill No. 151 and Substitute Senate Bill No. 152 on the original passage. I only voted for them now so that we could get them back to the House and I would like to have it recorded as such."

Senator Dore: "Mr. President, Senator Peterson, I am disappointed. I thought that you had had a chance to read the bills now and found that they are excellent documents and now I find that it is only to facilitate them over to the House. I am very disappointed."

Senator Peterson (Ted): "Mr. President, I don't have to study it by the Braille system. I know what is in them and I voted against them because the things that I wanted in them were not there."

There being no objection, Senator Keefe was excused.

ENGROSSED SENATE BILL NO. 18, by Senators Uhlman and Herr:

Providing penalties for the manufacture, use, possession or disposal of fire bombs.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 18, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—39.

Absent or not voting: Senators Pritchard, Williams, Woodall—3.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Keefe, Marquardt, Twigg—7.

ENGROSSED SENATE BILL NO. 18, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 22, by Senators Woodall, Greive and Washington (by Joint Committee on Governmental Cooperation request):

Suborning perjury or intimidating witnesses by force.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 22, and the bill passed the Senate by the following vote: Yeas, 37; absent or not voting, 5; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—37.

Absent or not voting: Senators Connor, McCutcheon, Matson, Pritchard, Woodall—5.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Keefe, Marquardt, Twigg—7.

ENGROSSED SENATE BILL NO. 22, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 34, by Senator Stortini:

Providing that Washington history as a required subject may be included in a course in United States history.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 34, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Pritchard, Woodall—2.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 34, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 35, by Senators Washington, Pritchard and Talley: Eliminating certain special motor vehicle license plates.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 35; and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Pritchard, Woodall—2.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 35, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 37, by Senator Durkan (by Municipal Committee request):

Clarifying powers of municipal code cities as to certain employee rights and benefits. The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 37, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Atwood, Pritchard, Woodall—3.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 37, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 38, by Senator Durkan (by Municipal Committee request):

Requiring retention of civil service system by code cities.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 38, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch,

Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 38, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 41, by Senators Herr, Uhlman, Metcalf, Greive, Marquardt and Andersen:

Providing a mandatory jail sentence for persons assaulting a police officer or fireman acting in the course of their duties.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 41, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Connor, Durkan, Lewis (Harry), Pritchard—4.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 41, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 42, by Senators Uhlman, Huntley, Talley and Guess:

Supplying vital statistics on marriage license applications.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 42, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Connor, Pritchard, Ryder, Woodall—4.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 42, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 53, by Senators Washington, McDougall and Marquardt:

Adding a highway to the scenic and recreational system.

MOTION

On motion of Senator Mardesich, Senator Foley was excused.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 53, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Senators Andersen, Pritchard, Ryder, Woodall—4.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 53, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 55, by Senator Gissberg:

Voting requirements for county commissioner action.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 55, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Senators Connor, Foley, Pritchard, Woodall—4.

Excused: Senators Cooney, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 55, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 10:30 a.m., on motion of Senator Greive, the Senate recessed until 10:45 a.m.

THIRD MORNING SESSION

The President called the Senate to order at 10:45 a.m.

SENATE BILL NO. 65, by Senators Lewis (Brian), Holman and Walgren:

Advancing date for receiving additional state funds by city or town annexing territory.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 65, and the bill passed the Senate by the following vote: Yeas, 36; absent or not voting, 6; excused, 7.

Voting yea: Senators Andersen, Atwood, Canfield, Day, Donohue, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—36.

Absent or not voting: Senators Bailey, Connor, Dore, Lewis (Harry), Pritchard, Sandison—6.

Excused: Cooney, Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—7.

SENATE BILL NO. 65, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 74, by Committee on State Government:

Providing retirement plan for law enforcement officers.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 74, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Lewis (Harry), Pritchard, Sandison—3.

Excused: Senators Cooney, Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—7.

ENGROSSED SUBSTITUTE SENATE BILL NO. 74, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 83, by Senators Henry, Huntley and Knoblauch (by departmental request):

Regulating motor vehicle financial responsibility.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 83, and the bill passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Dore, Durkan, Elicker, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senator Faulk—1.

Absent or not voting: Senators Connor, Lewis (Harry), Sandison—3.

Excused: Senators Cooney, Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—7.

ENGROSSED SENATE BILL NO. 83, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 89, by Committee on Natural Resources, Fisheries and Game:

Relating to waterfront lands and scenic easements.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 89, and the bill passed the Senate by the following vote: Yeas, 28; nays, 12; absent or not voting, 3; excused, 6.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Greive, Henry, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stortini, Walgren, Washington, Woodall—28.

Voting nay: Senators Andersen, Atwood, Dore, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Ridder, Sandison, Stender, Uhlman, Wilson—12.

Absent or not voting: Senators Herr, Talley, Williams—3.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SUBSTITUTE SENATE BILL NO. 89, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 93, by Senators Stender, Talley and Greive:

Raising salary of water commissioners.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 93, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Bailey, Herr, Metcalf, Talley—4.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 93, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 95, by Senators Atwood, Odegaard, Durkan and Guess:

Authorizes granting of certain doctorate degrees at Western Washington State College.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 95, and the bill passed the Senate by the following vote: Yeas, 37; nays, 3; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Woodall—37.

Voting nay: Senators Ridder, Ryder, Wilson—3.

Absent or not voting: Senators Bailey, McCutcheon, Metcalf—3.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 95, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 98, by Senators Atwood, Walgren and Woodall:

Defining "resident" for divorce actions.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 98, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senator Ridder—1.

Absent or not voting: Senator McCutcheon—1.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 98, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 99, by Senators Atwood and Uhlman:

Serving process in actions involving motor vehicles.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 99, and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 2; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Andersen, Mardesich, Metcalf—3.

Absent or not voting: Senators Lewis (Brian), Pritchard—2.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 99, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 100, by Senators Greive and Uhlman:
Granting personal immunity to judges.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 100, and the bill passed the Senate by the following vote: Yeas, 28; nays, 15; excused, 6.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—28.

Voting nay: Senators Andersen, Atwood, Durkan, Elicker, Faulk, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Matson, Metcalf, Newschwander, Ryder, Sandison, Williams—15.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 100, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 103, by Senators Atwood, Uhlman and Woodall:
Eliminating defendant's appearance fee in justice court.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 103, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senator Matson—1.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 103, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Senator Atwood moved that the rules be suspended and that the Senate immediately reconsider the vote by which Senate Bill No. 103 passed the Senate.

Debate ensued.

The motion carried.

MOTION

On motion of Senator Atwood, Senate Bill No. 103 was re-referred to the Committee on Rules and Joint Rules.

SENATE BILL NO. 111, by Senators Greive and Cooney (by Legislative Council request):

Discharging of jurors from service.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 111, and the bill passed the Senate by the following vote: Yeas, 38; nays, 4; absent or not voting, 1; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—38.

Voting nay: Senators Andersen, Metcalf, Newschwander, Williams—4.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 111, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 112, by Senators Greive, Woodall and Cooney (by Legislative Council request):

Disqualifying inferior court judges in certain instances.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 112, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senators Elicker, Matson—2.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 112, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 115, by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution:

Changing size and powers of the state board of pharmacy.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 115, and the bill passed the Senate by the following vote: Yeas, 31; nays, 11; absent or not voting, 1; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—31.

Voting nay: Senators Andersen, Elicker, Holman, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Pritchard, Woodall—11.

Absent or not voting: Senator Williams—1.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SUBSTITUTE SENATE BILL NO. 115, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 116, by Senators Greive, Gissberg and Pritchard:
Limiting usury proceedings to individuals.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 116, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson—41.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senator Woodall—1.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 116, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 120, by Senators Twigg, Cooney, and Woodall (by Legislative Council request):

Suspending motor vehicle driver's licenses.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 120, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Bailey, Pritchard, Woodall—3.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 120, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 122, by Senators Woodall, Twigg and Cooney:
Regulating the payment of detained material witnesses.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 122, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Atwood, Connor, Woodall—3.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

ENGROSSED SENATE BILL NO. 122, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 123, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

Providing for payment of attorney's fees to a defendant attributable to the plaintiff's bringing action in a wrong county and the defendant's subsequent obtaining of a change of venue to the proper county.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 123, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Henry, Pritchard, Woodall—3.

Excused: Senators Foley, Gissberg, Guess, Huntley, Marquardt, Twigg—6.

SENATE BILL NO. 123, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 128, by Senators Durkan and Keefe:

Permitting representatives of public employees to take leaves of absence to represent their employees.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 128, and the bill passed the Senate by the following vote: Yeas, 37; nays, 5; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—37.

Voting nay: Senators Lewis (Brian), Matson, Metcalf, Newschwander, Woodall—5.

Absent or not voting: Senators Henry, Pritchard—2.

Excused: Senators Foley, Gissberg, Guess, Huntley, Twigg—5.

ENGROSSED SENATE BILL NO. 128, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 143, by Senators Peterson (Ted), Ridder, Williams and Herr:

Regulating sale of short firearms.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 143, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Matson, Pritchard—2.

Excused: Senators Foley, Gissberg, Guess, Huntley, Twigg—5.

ENGROSSED SENATE BILL NO. 143, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 146, by Senators Walgren, Elicker and Knoblauch: Repealing county authority to assign certificates of delinquency.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 146, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 4; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Durkan, Matson, Pritchard, Woodall—4.

Excused: Senators Foley, Gissberg, Guess, Huntley, Twigg—5.

ENGROSSED SENATE BILL NO. 146, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 149, by Senators Day, Mardesich and Woodall:

Providing certain insurance contract benefits include services performed by licensed chiropractors.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 149, and the bill passed the Senate by the following vote: Yeas, 36; nays, 1; absent or not voting, 6; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson

(Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—36.

Voting nay: Senator Newschwander—1.

Absent or not voting: Senators Bailey, Durkan, Lewis (Harry), Pritchard, Williams, Woodall—6.

Excused: Senators Foley, Gissberg, Guess, Huntley, Matson, Twigg—6.

ENGROSSED SENATE BILL NO. 149, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 150, by Senators Williams and Uhlman:

Impounding motor vehicles trespassing upon private property.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 150, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Pritchard, Woodall—2.

Excused: Senators Foley, Gissberg, Guess, Huntley, Matson, Twigg—6.

ENGROSSED SENATE BILL NO. 150, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Washington, the Secretary was instructed to send a telegram of congratulations to the Central Washington College Basketball Team playing in the basketball finals in Kansas City.

There being no objection, the Senate reverted to the fourth order of business.

MESSAGE FROM THE HOUSE

Mr. President: The Speaker has signed HOUSE CONCURRENT RESOLUTION NO. 18, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk. March 14, 1969.

SIGNED BY THE PRESIDENT

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 18.

MOTION

At 12:05 p.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, March 17, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FOURTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, March 17, 1969.

The Senate was called to order at noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Day, Durkan and Guess. On motion of Senator Keefe, Senators Day and Durkan were excused. On motion of Senator Atwood, Senators Andersen and Guess were excused.

The Color Guard, consisting of Pages Dave Bowlin, Color Bearer, and Chris Benton, presented the Colors. Reverend Charles Howard Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Glory be to Thee, O Lord God of the Universe who dost stoop to dwell with the fisherman in his dinghy, the soldier in his trench, the merchant in his shop, the school boy in the class room, the astronaut in orbit, the Senator at his desk. May Thy Wisdom and Thy Truth be the tools with which we work in the game of life; may Thy love and mercy be the marks in us of our loyalty and faithfulness to Thee. Enlighten our minds, that we may more clearly perceive Thy Truth in all we do; uplift our spirits, that we may not weary of doing good, even in the midst of opposition, criticism and misunderstanding; strengthen our wills that we may be those who live with a clear conscience and a quiet mind, the results of bringing our faith in Thee into our action. Keep our souls restless, O God, until they find their rest in Thee, and let us not make compromises with those whose greed or selfish interests would be served by our weakness.

"In a world tarnished and tired by living with small goals and worldly ideals, we would boldly pray that Thou wouldst give to the members of this Senate a high vision of the depth of Your love and a renewed sense of being Your children. Pour out Thy grace upon them, O God, and grant that they may be faithful to their high calling to serve the interests of all the people of this State, through Jesus Christ, Our Lord. Amen."

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

PARLIAMENTARY INQUIRY

Senator Greive: "Mr. President, parliamentary inquiry. Has there been a list prepared of the first reference of bills coming from the House, placed on the desk of each member?"

REPLY BY THE PRESIDENT

The President: "The President believes that a list is on each Senator's desk."

MOTION

Senator Greive moved that the rules be suspended and the Senate dispense with the reference of bills except that the President make one reference and that reference be in accordance with the sheet as placed on each Senator's desk.

REPLY BY THE PRESIDENT

The President: "Senator Greive, the President believes that the concurrent resolution adopted by the legislature provides where the bills should go and the President believes that it should be so ordered."

POINT OF INQUIRY

Senator Greive: "Then we wouldn't have to make any reference at all?"

REPLY BY THE PRESIDENT

The President: "The President believes that perhaps to keep things in perfect order, the President should remark that the bills will be referred to the committee as provided for in the concurrent resolution."

POINT OF INFORMATION

Senator Ryder: "Wouldn't it be possible to wait on the introduction and first reading of bills until the list is prepared and put on our desks and then go ahead with other business?"

REPLY BY THE PRESIDENT

The President: "Yes, Senator Ryder, that would be in order."

MESSAGE FROM THE HOUSE

March 14, 1969.

Mr. President: The House has passed:
 HOUSE BILL NO. 1,
 ENGROSSED HOUSE BILL NO. 14,
 ENGROSSED HOUSE BILL NO. 15,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 31,
 HOUSE BILL NO. 32,
 SUBSTITUTE HOUSE BILL NO. 33,
 HOUSE BILL NO. 36,
 ENGROSSED HOUSE BILL NO. 38,
 HOUSE BILL NO. 40,
 ENGROSSED HOUSE BILL NO. 41,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 42,
 HOUSE BILL NO. 51,
 HOUSE BILL NO. 54,
 ENGROSSED HOUSE BILL NO. 58,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 66,
 ENGROSSED HOUSE BILL NO. 67,
 ENGROSSED HOUSE BILL NO. 73,
 ENGROSSED HOUSE BILL NO. 77,
 ENGROSSED HOUSE BILL NO. 82,
 ENGROSSED HOUSE BILL NO. 85,
 SUBSTITUTE HOUSE BILL NO. 90,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 91,
 HOUSE BILL NO. 92,
 ENGROSSED HOUSE BILL NO. 98,
 ENGROSSED HOUSE BILL NO. 100,
 ENGROSSED HOUSE BILL NO. 103,
 ENGROSSED HOUSE BILL NO. 110,
 ENGROSSED HOUSE BILL NO. 115,
 ENGROSSED HOUSE BILL NO. 117,
 ENGROSSED HOUSE BILL NO. 125,
 ENGROSSED HOUSE BILL NO. 128,
 HOUSE BILL NO. 138,
 HOUSE BILL NO. 144,
 ENGROSSED HOUSE BILL NO. 147,
 HOUSE BILL NO. 148,
 HOUSE BILL NO. 155,
 SUBSTITUTE HOUSE BILL NO. 156,
 SUBSTITUTE HOUSE BILL NO. 157,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 158,
 ENGROSSED HOUSE BILL NO. 159,
 ENGROSSED HOUSE BILL NO. 163,
 ENGROSSED HOUSE BILL NO. 168,
 ENGROSSED HOUSE BILL NO. 172,
 ENGROSSED HOUSE BILL NO. 183,
 ENGROSSED HOUSE BILL NO. 191,
 ENGROSSED HOUSE BILL NO. 193,
 HOUSE BILL NO. 194,

ENGROSSED HOUSE BILL NO. 197,
ENGROSSED SUBSTITUTE BILL NO. 201,
ENGROSSED HOUSE BILL NO. 214,
ENGROSSED HOUSE BILL NO. 215,
HOUSE BILL NO. 221,
HOUSE BILL NO. 222,
HOUSE BILL NO. 224,
HOUSE BILL NO. 229,
HOUSE BILL NO. 230,
SUBSTITUTE HOUSE BILL NO. 239,
ENGROSSED HOUSE BILL NO. 242,
HOUSE BILL NO. 246,
ENGROSSED HOUSE BILL NO. 253,
ENGROSSED HOUSE BILL NO. 261,
ENGROSSED HOUSE BILL NO. 263,
HOUSE BILL NO. 265,
HOUSE BILL NO. 269,
HOUSE BILL NO. 290,
HOUSE BILL NO. 291,
HOUSE BILL NO. 292,
HOUSE BILL NO. 293,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 303,
ENGROSSED HOUSE BILL NO. 305,
HOUSE BILL NO. 309,
HOUSE BILL NO. 310,
ENGROSSED HOUSE BILL NO. 311,
ENGROSSED HOUSE BILL NO. 314,
HOUSE BILL NO. 315,
HOUSE BILL NO. 318,
ENGROSSED HOUSE BILL NO. 323,
ENGROSSED HOUSE BILL NO. 325,
HOUSE BILL NO. 326,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 328,
ENGROSSED HOUSE BILL NO. 331,
HOUSE BILL NO. 332,
ENGROSSED HOUSE BILL NO. 334,
ENGROSSED HOUSE BILL NO. 337,
ENGROSSED HOUSE BILL NO. 338,
ENGROSSED HOUSE BILL NO. 339,
HOUSE BILL NO. 341,
HOUSE BILL NO. 345,
HOUSE BILL NO. 351,
ENGROSSED HOUSE BILL NO. 358,
HOUSE BILL NO. 360,
HOUSE BILL NO. 362,
SUBSTITUTE HOUSE BILL NO. 363,
ENGROSSED HOUSE BILL NO. 366,
ENGROSSED HOUSE BILL NO. 367,
ENGROSSED HOUSE BILL NO. 368,
ENGROSSED HOUSE BILL NO. 370,
SUBSTITUTE HOUSE BILL NO. 372,
HOUSE BILL NO. 374,
HOUSE BILL NO. 376,
ENGROSSED HOUSE BILL NO. 378,
ENGROSSED HOUSE BILL NO. 379,
HOUSE BILL NO. 380,
ENGROSSED HOUSE BILL NO. 381,
HOUSE BILL NO. 387,
ENGROSSED HOUSE BILL NO. 389,
HOUSE BILL NO. 392,
ENGROSSED HOUSE BILL NO. 408,
SUBSTITUTE HOUSE BILL NO. 417,
ENGROSSED HOUSE BILL NO. 419,
ENGROSSED HOUSE BILL NO. 433,
HOUSE BILL NO. 442,
HOUSE BILL NO. 444,
ENGROSSED HOUSE BILL NO. 454,
HOUSE BILL NO. 455,
HOUSE BILL NO. 465,
ENGROSSED HOUSE BILL NO. 467,
HOUSE BILL NO. 470,
HOUSE BILL NO. 478,
ENGROSSED HOUSE BILL NO. 490,
SUBSTITUTE HOUSE BILL NO. 495,

HOUSE BILL NO. 503,
 HOUSE BILL NO. 505,
 HOUSE BILL NO. 507,
 ENGROSSED HOUSE BILL NO. 515,
 ENGROSSED HOUSE BILL NO. 517,
 HOUSE BILL NO. 518,
 ENGROSSED HOUSE BILL NO. 539,
 ENGROSSED HOUSE BILL NO. 540,
 HOUSE BILL NO. 550,
 HOUSE BILL NO. 554,
 SUBSTITUTE HOUSE BILL NO. 563,
 SUBSTITUTE HOUSE BILL NO. 581,
 ENGROSSED HOUSE BILL NO. 597,
 HOUSE BILL NO. 604,
 HOUSE BILL NO. 613,
 HOUSE BILL NO. 620,
 ENGROSSED HOUSE BILL NO. 622,
 ENGROSSED HOUSE BILL NO. 636,
 HOUSE BILL NO. 638,
 ENGROSSED HOUSE BILL NO. 645,
 HOUSE BILL NO. 650,
 HOUSE BILL NO. 695,
 HOUSE BILL NO. 710,
 HOUSE BILL NO. 711,
 HOUSE BILL NO. 721,
 SUBSTITUTE HOUSE BILL NO. 724,
 ENGROSSED HOUSE BILL NO. 757,
 HOUSE JOINT MEMORIAL NO. 2,
 HOUSE JOINT MEMORIAL NO. 4,
 ENGROSSED HOUSE JOINT RESOLUTION NO. 24,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

On motion of Senator Greive, all bills introduced today were assigned to the appropriate committee as listed on the introduction and first reading calendar.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 747, by Senators Durkan, Twigg and Bailey:

An Act relating to revenue and taxation; adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW; amending section 84.40.020, chapter 15, Laws of 1961, as amended by section 35, chapter 149, Laws of 1967 ex. sess., and RCW 84.40.020; amending section 84.40.210, chapter 15, Laws of 1961 as amended by section 1, chapter 168, Laws of 1961 and RCW 84.40.210; amending section 84.40.220, chapter 15, Laws of 1961 and RCW 84.40.220; amending section 84.44.060, chapter 15, Laws of 1961 and RCW 84.44.060; repealing section 3, chapter 168, Laws of 1961, as last amended by section 33, chapter 149, Laws of 1967 ex. sess. and RCW 84.36.171; repealing section 14, chapter 28, Laws of 1963 ex. sess. and RCW 84.36.172; repealing section 15, chapter 28, Laws of 1963 ex. sess. and RCW 84.36.173; repealing section 16, chapter 28, Laws of 1963 ex. sess. and RCW 84.36.174; repealing section 84.44.070, chapter 15, Laws of 1961 and RCW 84.44.070; repealing section 84.56.180, chapter 15, Laws of 1961 and RCW 84.56.180; repealing section 84.56.190, chapter 15, Laws of 1961 and RCW 84.56.190; and declaring an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 1, by Representatives Bledsoe, O'Brien and Copeland (by Legislative Council request):

Providing for general elections in odd-numbered years.

Referred to Committee on Constitutions, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 14, by Representatives Marsh and Kirk:

Authorizing treasurer to advance funds to state agencies.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 15, by Representatives Wojahn, Newhouse and Swayze:

Requiring voters' pamphlet to contain absentee ballot application form.
Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 31, by Committee on Labor and Employment Security:

Regulating explosives.
Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 32, by Representatives Brown, Brouillet and Saling:
Requiring primary elections in first class school districts.
Referred to Committee on Education.

SUBSTITUTE HOUSE BILL NO. 33, by Committee on Agriculture:
Enacting the Washington meat inspection act.
Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 36, by Representatives Kalich, Flanagan, Zimmerman, Charette, Thompson, Litchman and Beck (by departmental request):

Managing state game lands.
Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 38, by Representatives Flanagan, Kalich, Thompson, Zimmerman, Beck, Smythe and Evans (by departmental request):

Providing for a supplemental steelhead seal.
Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 40, by Representatives Flanagan, Kalich, Charette, Zimmerman, Thompson, Beck and Evans (by departmental request):

Authorizing classification of certain wild animals as protected wildlife.
Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 41, by Representatives Flanagan, Kalich, Zimmerman, Charette, Thompson, Beck, Kink, Jastad, Evans and Ceccarelli (by departmental request):

Classifying fish not previously classified.
Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, by Committee on Agriculture:
Enacting the Washington wholesome poultry products act.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 51, by Representatives Berentson, Cunningham and Bozarth (by departmental request):

Providing for promotion of state patrol officers.
Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 54, by Representatives Hawley, Wolf and Litchman (by departmental request):

Determining funds to be deposited in the marine fuel refund account.
Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 58, by Representatives Brouillet, Mahaffey, Zimmerman, Charette and Hoggins (by Joint Committee on Education request):

Providing code revision of Title 28 RCW, education.
Referred to Committee on Rules and Joint Rules.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 66, by Committee on Local Government:

Reconstituting boundary review boards.
Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 67, by Representatives Whetzel, Fleming and Sprague (by Legislative Council request):

Reconstituting the members of the law enforcement officers training commission and providing for a police academy.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 73, by Representatives Zimmerman, O'Dell and Swayze:

Authorizing the deposit of cash or securities in lieu of a surety bond for electricians.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 77, by Representatives Veroske, Wanamaker and Hawley:

Providing for the protection of geoducks and hardshell clams.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 82, by Representatives Zimmerman, O'Dell and Hurley:

Permitting renewal of motor vehicle license.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 85, by Representatives Farr, Bottiger and Kirk:

Modifying license requirements and procedures in the field of physical therapy.

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

SUBSTITUTE HOUSE BILL NO. 90, by Judiciary Committee:

Adding judge for Pierce county.

Referred to Judiciary Committee.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 91, by Committee on Agriculture:

Controlling noxious weeds.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 92, by Representatives Clarke (George W.), Clark (Newman H.) and Francis:

Reorganizing certain municipal courts.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 98, by Representatives Jolly, Morrison, Haussler and Bozarth (by Legislative Council request):

Providing for more adequate means to enforce those horticultural pests and diseases.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 100, by Representatives Ceccarelli, Haussler, Charette, Jueling, Leckenby, Whetzel, Bottiger, Sprague, Kalich, Kopet, Gladder, Wanamaker, Randall, Adams, Bagnariol, Brown, Murray, Hubbard, O'Dell and Wolf (by Legislative Council request):

Authorizing sale of imported wine on same basis as domestic wine.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 103, by Representatives Hawley, Veroske and King (by departmental request):

Amending the Pacific Marine Fisheries Compact.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 110, by Representatives Zimmerman, Clark (Newman H.), O'Dell, Smythe and Chapin:

Granting additional recourse to creditors.
Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 115, by Representatives Brown, Brouillet, Zimmerman, Mentor, Litchman, Evans and Randall:

Allowing board of directors of school districts to publish and distribute information on operation and support of school district.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 117, by Representatives Harris, Bottiger and Pardini (by Legislative Council request):

Authorizing the issuance of an arrest citation at the scene of a motor vehicle accident when the issuing officer did not witness the alleged violation but when the facts at the scene indicate that a violation has been committed.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 125, by Representatives Veroske, Berentson and Kink (by departmental request):

Prohibiting personal use fishing gear for commercial salmon fishing.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 128, by Representatives Newhouse, Bledsoe and Morrison:

Limiting the liability of owners or possessors of recreational land consequent to injuries thereon.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 138, by Representatives Kuehne, Lynch and Kalich:

Permitting person over eighteen years of age to donate blood without parental permission in certain instances.

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

HOUSE BILL NO. 144, by Representatives Clark (Newman H.), Heavey and Clarke (George W.) (by Judicial Council request):

Extending the application of the 1961 justice of the peace court act.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 147, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

Relating to preemptory challenges in criminal cases.

Referred to Judiciary Committee.

HOUSE BILL NO. 148, by Representatives Clarke (George W.) Heavey and Clark (Newman H.) (by Judicial Council request):

Relating to preemptory challenges in civil cases.

Referred to Judiciary Committee.

HOUSE BILL NO. 155, by Representatives Marsh, Benitz and Amen:

Establishing motor vehicle gross weight fees for farm trucks.

Referred to Committee on Highways.

SUBSTITUTE HOUSE BILL NO. 156, by Committee on State Government and Legislative Procedures:

Disposing of Kirkland Armory site.

Referred to Committee on State Government.

SUBSTITUTE HOUSE BILL NO. 157, by Committee on State Government and Legislative Procedures:

Prescribing veteran's benefits.

Referred to Committee on Parks, Recreation, Capital Grounds and Veterans' Affairs.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, by Committee on Education and Libraries:

Providing for protection of eyes in school work shops or laboratories.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 159, by Representatives Ceccarelli, Charette and Murray:

Allowing eighteen to twenty-one year old employees of grocery stores to sell beer or wine.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 163, by Representatives Marzano, Clark (Newman H.), Bottiger, Heavey, Jastad, Anderson and Merrill:

Prohibiting car ownership by juveniles.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 168, by Representatives Charette and Chapin:

Limiting ownership of breweries.

Referred to Committee on Liquor Control.

ENGROSSED HOUSE BILL NO. 172, by Representatives Conner, Leckenby and Perry:

Redefining "child" in industrial insurance act.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman H.), Clarke (George W.) and Heavey:

Establishing a court of appeals.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 191, by Representatives Swayze, King and Chapin:

Establishing justice court commissioner procedures.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 193, by Representatives Backstrom, DeJarnatt, Goldsworthy, Chatalas and Litchman (by Legislative Budget Committee request):

Relating to withdrawal, revocation or modification of state trust lands.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 194, by Representatives Richardson, Garrett and Kopet:

Authorizing sewer-water district mergers.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 197, by Representatives Moon, Morrison and Haussler (by departmental request):

Creating an interstate pest control compact.

Referred to Committee on Rules and Joint Rules.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 201, by Representatives Wanamaker, Schumaker and Moon (by departmental request):

Providing additional standards for dairy products.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 214, by Representatives Harris, Saling, Lynch and Garrett:

Requiring pasteurization of grade A raw milk.

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

ENGROSSED HOUSE BILL NO. 215, by Representatives Kalich, Jastad, Thompson and Haussler:

Authorizing cemetery district consolidations.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 221, by Representatives Clark (Newman H.) and Heavey (by Judicial Council request):

Providing annual grand juries.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 222, by Representatives Spanton, Grant, and Kuehnle (by departmental request):

Explains computation of appeals and petition periods under unemployment compensation when mailed documents involved.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 224, by Representatives Morrison, Randall and Curtis (by departmental request):

Permitting state to utilize latest federal law on its use of moneys in the federal unemployment trust fund.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 229, by Representatives Goldsworthy, Kuehnle and Hurley (by departmental request):

Authorizing conveyance of certain Camp Murray property for public educational purposes.

Referred to Committee on State Government.

HOUSE BILL NO. 230, by Representatives Goldsworthy, Pardini and Hurley (by departmental request):

Prescribing the governor's regulatory power concerning use and disposition of military property.

Referred to Committee on State Government.

SUBSTITUTE HOUSE BILL NO. 239, by Committee on Higher Education:

Establishing a state higher education personnel board.

Referred to Committee on Higher Education.

ENGROSSED HOUSE BILL NO. 242, by Representatives Cunningham, Harris and Sprague (by executive request):

Creating a constitutional revision commission.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 246, by Representatives Bledsoe, Farr and Moon (by Legislative Council request):

Providing expenses of governor-elect.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 253, by Representatives Farr, Chatalas, Kirk and Jastad:

Limiting and prescribing the advertising practices of dentists.

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

ENGROSSED HOUSE BILL NO. 261, by Representatives Julin and Clarke (George W.):

Reorganizing and clarifying the law on consolidation of cities and towns.
Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 263, by Representatives Farr, Merrill and Kink:
Establishing dental disciplinary board.

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

HOUSE BILL NO. 265, by Representatives Conner, Brown and Kink (by departmental request):

Compensating members of the state board of health.

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

HOUSE BILL NO. 269, by Representatives Flanagan, Haussler, Bozarth, Bledsoe, Amen, Newhouse and McCaffree:

Including livestock among items assessed on average over the year basis.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 290, by Representatives Berentson, McCormick, O'Dell and Veroske:

Providing rules of the road for passing slow moving traffic.

Referred to Committee on Highways.

HOUSE BILL NO. 291, by Representatives Amen, Jolly and Bozarth (by departmental request):

Regulating agricultural products and commodities.

Referred to Committee on Agriculture and Horticulture.

HOUSE BILL NO. 292, by Representatives O'Dell, Evans and Hubbard:

Creating minimum insurance of 50-100-10 for state motor vehicles.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 293, by Representatives Conner, Berentson and Savage:

Permitting noncommercial harvesting of oysters.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 303, by Committee on Public Health and Welfare:

Reporting child abuse.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 305, by Representatives Thompson, Whetzel and Hawley (by Water Pollution Control Commission request):

Providing remedies for discharging oil into state waters.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 309, by Representatives Lynch, Chatalas, Farr, Leckenby and Litchman (by departmental request):

Providing for prevention and care of venereal disease among minors.

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

HOUSE BILL NO. 310, by Representatives Whetzel, Wolf and Thompson (by Water Pollution Control Commission request):

Changing bases for grants to political subdivisions for pollution control projects.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 311, by Representatives Evans, Jastad, Kopet, Scott, Kuehnle, Beck, Conner, Conway, Kirk, Richardson, Benitz, Curtis, Bledsoe, Morrison, Cunningham, Leckenby, Hatfield, Hurley, Murray, Pardini, McCormick, Lynch, Brown, Ceccarelli, Zimmerman, O'Dell, Hubbard, Wolf, Brouillet, Newhouse, Litchman, Wojahn, Adams, Kalich, Merrill and North:

Making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor.

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

ENGROSSED HOUSE BILL NO. 314, by Representatives Cunningham, Garrett, Leland, Perry, Bozarth, Hoggins, Evans and Litchman (by Joint Highway Interim Committee request):

Providing for traffic safety education.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 315, by Representatives Zimmerman, Haussler, Moon, Bluechel, O'Dell, Goldsworthy, Brown and Curtis:

Providing fiscal annotations to legislative bills.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 318, by Representatives Saling, DeJarnatt and Scott:

Providing benefits for teachers' retirement.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 323, by Representatives Thompson, Hawley, Jolly, Kink and Zimmerman (by departmental request):

Authorizing establishment of minimum flows and levels on public waters.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 325, by Representatives Flanagan, Thompson, Zimmerman, Bledsoe and Brouillet (by departmental request):

Pertaining to powers of department of water resources.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 326, by Representatives Newhouse, DeJarnatt and Zimmerman (by departmental request):

Changing duties of the water resources advisory council.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 328, by Committee on Natural Resources:

Creating a department of environmental quality.

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

ENGROSSED HOUSE BILL NO. 331, by Representatives Leckenby, Fleming and Kopet (by executive request):

Creating community municipal corporations, and prescribing their duties.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 332, by Representatives Evans, Kink and Zimmerman (by departmental request):

Accepting federal public health moneys.

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

ENGROSSED HOUSE BILL NO. 334, by Representatives Bluechel, Perry and Kirk:

Reducing public works lien withholdings.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 337, by Representatives Clarke (George W.), Bottiger and O'Dell (by departmental request):

Establishing witness fees for state patrolmen.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 338, by Representative Wolf:

Providing for the payment of administrative costs of county rural library districts.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 339, by Representatives Bottiger, Hurley, Litchman and May (by Joint Committee on Highways request):

Authorizing two-way left turn lanes.

Referred to Committee on Highways.

HOUSE BILL NO. 341, by Representatives Heavey and Chapin:

Providing salaries for part time district court judges.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 345, by Representative Wolf (by departmental request):

Providing personnel services and receiving federal funds for personnel services.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 351, by Representatives Swayze, Thompson, Smythe, Anderson and Curtis (by departmental request):

Providing for instruction of election officials on use of voting devices and fixing fees of officers at elections.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 358, by Representatives McCaffree, Haussler and Bledsoe (by departmental request):

Requiring periodic reappraisals for taxes.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 360, by Representatives Whetzel, Clark (Newman H.), Heavey, Perry, Litchman, Leckenby, Murray, Scott, Sprague, Merrill, Mahaffey, Francis, North, Bagnariol, McCaffree, Kirk and Rosellini:

Providing for judicial review of certain actions of board of adjustment.

Referred to Judiciary Committee.

HOUSE BILL NO. 362, by Representatives McCaffree and Kiskaddon (by departmental request):

Regulating cigarette sales.

Referred to Committee on Commerce and Regulatory Agencies.

SUBSTITUTE HOUSE BILL NO. 363, by Committee on Transportation:

Distributing urban arterial funds.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 366, by Representatives Leland, McCaffree, Whetzel, O'Dell, Sprague, O'Brien and Chatalas (by departmental request):

Authorizing the highway commission to lease air rights for any purpose.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 367, by Representatives Cunningham, Conner and Veroske (by departmental request):

Exempting part time professional consultants from the classified service.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 368, by Representatives Kopet, Garrett and Richardson (by departmental request):

Providing conditions before a water district is authorized to establish a sewer system.
Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 370, by Representatives Barden, Hawley and Jastad (by departmental request):

Relating to bid requirements in construction.
Referred to Committee on Highways.

SUBSTITUTE HOUSE BILL NO. 372, by Committee on Transportation:

Authorizing the highway commission to disapprove land plats that endanger the traveling public.

Referred to Committee on Highways.

HOUSE BILL NO. 374, by Representatives Barden, Gallagher, Leckenby, Grant, Pardini, Chapin, Smythe, Amen, Saling, Kirk, Chatalas, O'Brien, Backstrom, Beck, Francis, Charette, Savage, Shera, Clark (Newman H.), Mentor, Kopet, Bluechel, Ceccarelli, North, Kalich, O'Dell, Hubbard, Adams, Thompson, DeJarnatt, Farr, Cunningham, Wolf, Marsh, Garrett, Murray, Hawley, Haussler, Fleming, King, Bottiger, Zimmerman, Curtis, Hoggins, Sawyer, Brown, Bagnariol, Sprague, Hurley, Veroske, Conway, Benitz and Litchman:

Providing state participation in federal social security act work incentive programs for recipients of ADC.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 376, by Representatives Chatalas, Zimmerman, Randall and Rosellini (by departmental request):

Establishing programs and procedures in the department of public assistance.
Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 378, by Representatives Farr, Kopet, Chatalas, Zimmerman and Smythe (by departmental request):

Regulating the county hospital fund.
Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

ENGROSSED HOUSE BILL NO. 379, by Representatives Chatalas, Brouillet and Gladder (by departmental request):

Eliminating prohibition against selling devices or drugs for prevention of conception.
Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

HOUSE BILL NO. 380, by Representatives Farr, Chatalas, Kopet, Lynch and Smythe (by departmental request):

Contributing to the support of juvenile delinquents.
Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 381, by Representatives Kopet, King, Farr, Zimmerman and Smythe (by departmental request):

Limiting duty to support stepchildren.
Referred to Judiciary Committee.

HOUSE BILL NO. 387, by Representatives Kopet, Conner and North (by departmental request):

Creating an alcoholism advisory board.
Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

ENGROSSED HOUSE BILL NO. 389, by Representatives Flanagan, Haussler, Jolly and Bledsoe (by departmental request):

Providing for water rights registration.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 392, by Representatives Kopet, Jastad and Farr:

Limiting actions against medical review committees.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 408, by Representatives Leckenby, Merrill, Smythe, Evans, Pardini, Conner, Thompson and Lynch (by executive request):

Providing subsidies for special juvenile probation programs.

Referred to Committee on Public Institutions.

SUBSTITUTE HOUSE BILL NO. 417, by Committee on Business and Professions:

Regulating the use of the title "licensed social worker".

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 419, by Representatives Brown, Evans, Randall and Kink:

Creating intermediate school districts and intermediate school district boards of education.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 433, by Representatives Goldsworthy, Saling and DeJarnatt:

Adopting a supplemental budget.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 442, by Representatives Hoggins, Brouillet, Zimmerman and Randall (by departmental request):

Adopting the Interstate Agreement on Qualifications of Educational Personnel.

Referred to Committee on Education.

HOUSE BILL NO. 444, by Representatives Wolf, DeJarnatt and Mahaffey:

Providing advancement of expenses of school directors.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 454, by Representatives Kopet, Haussler and Schumaker:

Providing rights, duties and liabilities of directors, shareholders and officers of corporations.

Referred to Judiciary Committee.

HOUSE BILL NO. 455, by Representatives Bluechel, Sprague and Cunningham:

Requiring presidential electors to vote for popular choice.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 465, by Representatives Lynch, Smythe, Kiskaddon, Kirk, Pardini, Barden, Wanamaker, Ceccarelli, Mentor, Jastad, Murray, North and Chatalas (by executive request):

Providing for placement of residents of state residential schools in group homes.

Referred to Committee on Public Institutions.

ENGROSSED HOUSE BILL NO. 467, by Representatives Kirk, Evans, Merrill, Conway, North, Schumaker, Leckenby, Fleming, Kuehnle, Wojahn, Mahaffey and Litchman (by executive request):

Creating a governor's advisory youth council.

Referred to Committee on Public Institutions.

HOUSE BILL NO. 470, by Representatives Flanagan, Thompson, Smythe, Berentson, O'Dell and Zimmerman:

Requiring personal use salmon fishing gear.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 478, by Representatives Newhouse, Haussler and Morrison:

Authorizing participation in Economic Opportunity Act of 1964.

Referred to Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 490, by Representatives Hoggins, Richardson and Chatalas:

Implementing contractual rights of school district certificated employees and employees of county and intermediate district superintendents and boards.

Referred to Committee on Rules and Joint Rules.

SUBSTITUTE HOUSE BILL NO. 495, by Committee on Natural Resources:

Regulating surface mining.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 503, by Representatives Clarke (George W.) and Bottiger:

Enforcing consumer protection law.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 505, by Representatives Cunningham, Evans and Bozarth:

Requiring persons directing traffic to wear international orange fluorescent garment.

Referred to Committee on Highways.

HOUSE BILL NO. 507, by Representatives O'Dell, Veroske and Shera:

Designating proper depositories of public funds.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 515, by Representatives Chapin, Charette, Sprague, North, Curtis, Brown and Veroske (by executive request):

Establishing a medical examiner system.

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

ENGROSSED HOUSE BILL NO. 517, by Representatives Scott, Hoggins, Bottiger, Pardini, Brown, Cunningham, Curtis, Heavey and Martinis (by executive request):

Providing procedures for arrest, detention and hearings on revocation of parole violation.

Referred to Judiciary Committee.

HOUSE BILL NO. 518, by Representatives Haussler, McCaffree and Richardson:

Freezing taxes at 25% assessed value.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 539, by Representatives May, Wolf, Hurley, Kuehnle, Pardini, McCormick, Richardson, Gladder, Saling, Kopet, Conway and Harris:

Authorizing interlocal cooperative agreements between cities and counties for bus service.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 540, by Representatives Swayze, Chapin and Rosellini:

Relating to appeals from county board of adjustment.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 550, by Representatives Clark (Newman H.) and Charette:

Basing retired judges' retirement pay and widows' benefits on salary provided for by statute.

Referred to Committee on Ways and Means—Appropriations.

HOUSE BILL NO. 554, by Representatives Richardson, Brouillet, Kuehnle and Haussler (by departmental request):

Authorizing superintendent of public instruction to reduce required school year.

Referred to Committee on Rules and Joint Rules.

SUBSTITUTE HOUSE BILL NO. 563, by Committee on Natural Resources:

Providing for environmental quality.

Referred to Committee on Natural Resources, Fisheries and Game.

SUBSTITUTE HOUSE BILL NO. 581, by Committee on Judiciary:

Authorizing miscellaneous and mutual corporations.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 597, by Representatives Wolf, Sawyer, Curtis, Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming, Hatfield, Hurley, Jastad, Juelsing, Kalich, Kirk, Kopet, Kuehnle, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske and Wojahn:

Providing for the positive identification of persons living in Washington.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 604, by Representatives Kink, Bledsoe, Saling and Wolf:

Defining responsibility for designs and construction of state building authority projects.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 613, by Representatives Cunningham, Conner, Leland, Evans and Bozarth:

Allowing temporary permit for commercial driver licenses.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 620, by Representatives Swayze, Marzano and Spanton (by departmental request):

Allowing statistical sampling to approve certain petitions.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 622, by Representatives Clarke (George W.), Bottiger and Whetzel:

Providing exemplary damages for unfair business practices.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 636, by Representatives Garrett, Cunningham and Barden:

Increasing indebtedness limitations and interest on bonds of public hospital districts.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 638, by Representatives Flanagan, Jolly, Amen and Bledsoe:

Relating to irrigation district assessments.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 645, by Representatives Berentson, Veroske and Martinis:

Regulating county roads.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 650, by Representatives Marzano, Leland and Garrett:

Prescribing the responsibility for certain motor vehicle size, weight and load violations.

Referred to Committee on Rules and Joint Rules.

HOUSE BILL NO. 695, by Representatives Bagnariol, Gladder and Merrill:

Relating to industrial insurance and rights of action against third party.

Referred to Judiciary Committee.

HOUSE BILL NO. 710, by Representatives Murray, Brouillet and Kiskaddon:

Extending state two mill levy for two years.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 711, by Representatives Leckenby, Smythe, Conner, Beck, Kuehnle, Evans, O'Brien, DeJarnatt and Lynch:

Authorizing contracts to provide services for rehabilitation of convicted felons.

Referred to Committee on Public Institutions.

HOUSE BILL NO. 721, by Representatives Leland, Garrett and Berentson:

Providing for highway construction planning and priority.

Referred to Committee on Highways.

SUBSTITUTE HOUSE BILL NO. 724, by Representatives Wojahn, McCaffree, Kirk, Grant, McCormick, Zimmerman, Newhouse, North, Hurley, Lynch, Morrison, Kalich, Ceccarelli, O'Dell, Gladder and Garrett:

Providing for labeling of frozen poultry displayed or for sale at retail.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 757, by Representatives Wolf, Perry, Newhouse, McCaffree, Hatfield, Spanton, Barden, Lynch and Whetzel:

Authorizing sale of bottled wine and serving samples at domestic wineries.

Referred to Committee on Liquor Control.

HOUSE JOINT MEMORIAL NO. 2, by Representatives King, Lynch, Kirk and Backstrom (by Advisory Council on Public Higher Education request):

Requesting Congress to amend drug laws to permit marijuana research by states.

Referred to Committee on Higher Education.

HOUSE JOINT MEMORIAL NO. 4, by Representatives Kink, Hawley and Berentson:

Requesting creation of the office of secretary of marine fisheries.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE JOINT RESOLUTION NO. 24, by Representatives Copeland, Bottiger, O'Brien, Charette, Adams, Bagnariol, Bluechel, Brouillet, Brown, Chapin, Chatalas, Conner, Curtis, DeJarnatt, Evans, Farr, Fleming, Francis, Goldsworthy, Grant, Harris, Haussler, Hawley, Heavey, Hoggins, Hubbard, Jastad, Juelling, King, Kink, Kirk, Kiskaddon, Kuehnle, Leckenby, Leland, Lynch, Mahaffey, Marsh, Martinis, Marzano, May, McCaffree, McCormick, Mentor, Murray, North, O'Dell, Pardini, Randall, Rosellini, Saling, Savage, Scott, Shera, Smythe, Sprague, Thompson, Veroske, Wanamaker, Wojahn, Zimmerman, Litchman, Beck and Flanagan:

Enlarging means of amending Constitution.

Referred to Committee on Constitution, Elections and Legislative Processes.

ANNOUNCEMENT

The following was read to the members of the Senate:

"To the officers and members of the Washington State Senate: Thanking you for the lovely large planter and gratefully acknowledging and thanking you for your kind expression of sympathy."

Sincerely,

(Signed) GERALD G. DIXON (Former State Senator)

THIRD READING

SENATE BILL NO. 106, by Senators Day, Guess, Cooney, Keefe and Twigg:
Sending University High School band to the presidential inauguration.

MOTION

On motion of Senator Atwood, Senate Bill No. 106 was rereferred to the Committee on Rules and Joint Rules.

ENGROSSED SENATE BILL NO. 185, by Senators Uhlman, Donohue and Marquardt:

Authorizing transfer of certain jail prisoners to department of institutions.

MOTION

On motion of Senator Atwood, Engrossed Senate Bill No. 185 was rereferred to the Committee on Rules and Joint Rules.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Miss Maureen O'Shea and Miss Patsy Manning representing Irish International Airlines and appointed a special committee consisting of Senators Keefe, Connor, Twigg, Cooney, Foley, Gissberg, Ryder and Representatives John O'Brien and William May to escort Miss O'Shea and Miss Manning to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Miss O'Shea to address the Senate, also Representative William May entertained the Senate with Irish songs.

Mrs. Iris Williams, a Senate employee, was presented to the Senate. Mrs. Williams is from County Downs, Ireland and now lives in Olympia, Washington.

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate recessed until 2:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:45 p.m.

THIRD READING

SENATE BILL NO. 159, by Senators Talley, Knoblauch and Peterson (Ted):
Paying per diem to sewer district commissioners.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 159, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 5; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Lewis (Harry), McCormack, Metcalf, Pritchard, Woodall—5.

Excused: Senators Andersen, Day, Durkan, Guess—4.

SENATE BILL NO. 159, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 257, by Senator Wilson (by departmental request): Constituting the state parks and recreation commission.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 257, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators McCormack, Metcalf, Pritchard, Woodall—4.

Excused: Senators Andersen, Day, Durkan, Guess—4.

ENGROSSED SENATE BILL NO. 257, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 199, by Senators Andersen, Mardesich, Foley and Canfield (by Legislative Budget Committee request):

Authorizing state departments and agencies to lease public lands from each other.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 199, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Donohue, Metcalf, Woodall—3.
Excused: Senators Andersen, Day, Durkan, Guess—4.

SENATE BILL NO. 199, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 202, by Senators Canfield, Dore, Mardesich and Andersen (by Legislative Budget Committee request):

Allowing recreational use of leased state lands.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 202, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Donohue, Dore, Metcalf, Woodall—4.

Excused: Senators Andersen, Day, Durkan, Guess—4.

SENATE BILL NO. 202, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 176, by Senators Odegaard, Faulk and Stortini (by departmental request):

Providing procedure for notification of finding of responsibility for charges of state hospitals for the mentally ill.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 176, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Donohue, Metcalf, Pritchard, Woodall—4.

Excused: Senators Andersen, Day, Durkan, Guess—4.

SENATE BILL NO. 176, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 179, by Senators Marquardt, Uhlman, Holman and Ridder (by Joint Committee on Education request):

Implementing teachers professional negotiations act.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 179, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 5; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Donohue, Elicker, Metcalf, Pritchard, Woodall—5.

Excused: Senators Andersen, Day, Durkan, Guess—4.

SENATE BILL NO. 179, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 297, by Senators Uhlman, Walgren and Greive:

Providing mandatory retirement ages for justice court judges.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 297, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 5; excused, 4.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Dore, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Atwood, Donohue, Elicker, Metcalf, Woodall—5.

Excused: Senators Andersen, Day, Durkan, Guess—4.

SENATE BILL NO. 297, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 228, by Senators Uhlman, Walgren and Twigg:

Prescribing procedure for filing of public assistance claims for recovery of funeral expenses.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 228, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Donohue, Metcalf, Sandison, Woodall—4.

Excused: Senators Andersen, Day, Durkan, Guess—4.

ENGROSSED SENATE BILL NO. 228, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 1:15 p.m., on motion of Senator Greive, the Senate recessed until 2:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:45 p.m.

THIRD READING

ENGROSSED SENATE BILL NO. 246, by Senators Ryder, Lewis (Harry) and Sandison (by Advisory Council on Public Higher Education request):

Establishing a state higher education personnel board.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 246, and the bill passed the Senate by the following vote: Yeas, 36; nays, 2; absent or not voting, 5; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—36.

Voting nay: Senators Lewis (Brian), Twigg—2.

Absent or not voting: Senators Dore, McCormack, Sandison, Stortini, Talley—5.

Excused: Senators Andersen, Cooney, Day, Durkan, Guess, Metcalf—6.

ENGROSSED SENATE BILL NO. 246, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Keefe, Senator Cooney was excused.

On motion of Senator Atwood, Senator Metcalf was excused.

ENGROSSED SENATE JOINT RESOLUTION NO. 11, by Senators Talley, Greive and Peterson (Ted) (by Legislative Council request):

Resolving that an amendment be made to the Constitution authorizing the legislature to locate harbor lines and harbor usage.

MOTION

On motion of Senator Greive, Engrossed Senate Joint Resolution No. 11 was ordered placed at the beginning of the third reading calendar for Tuesday, March 18, 1969.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 1, by Senator Faulk:

Utilizing school buildings twelve months a year.

The resolution was read the third time, placed on final passage and adopted.

SENATE BILL NO. 211, by Senators Talley, Wilson and McDougall:

Increasing county auditor's car tax collection fees.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 211, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators McCormack, Talley—2.

Excused: Senators Andersen, Cooney, Day, Durkan, Guess, Metcalf—6.

SENATE BILL NO. 211, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 253, by Senators Talley, Faulk and Stortini:

Providing for the sale of port district personal property.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 253, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 1; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess, Metcalf—5.

ENGROSSED SENATE BILL NO. 253, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 254, by Senators Talley, Stortini and McDougall:

Regulating contract sales, terms and conditions of port districts.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 254, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 1; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess, Metcalf—5.

ENGROSSED SENATE BILL NO. 254, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 222, by Senators Dore, Herr, Greive, Connor, Ridder, Talley, Uhlman, Cooney, Stortini, Holman and Keefe:

Authorizing use of current salary scale in computing firemen's service benefits.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 222, and the bill passed the Senate by the following vote: Yeas, 29; nays, 12; absent or not voting, 3; excused, 5.

Voting yea: Senators Bailey, Connor, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson—29.

Voting nay: Senators Atwood, Canfield, Elicker, Faulk, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Ryder, Williams, Woodall—12.

Absent or not voting: Senators Gissberg, Pritchard, Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess, Metcalf—5.

ENGROSSED SENATE BILL NO. 222, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 187, by Senators Talley, McCutcheon and Williams: Changing the time when port commissioners may reestablish the boundaries of the districts from which they are elected.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 187, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Pritchard, Talley, Twigg—3.

Excused: Senators Andersen, Cooney, Day, Guess—4.

ENGROSSED SENATE BILL NO. 187, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 195, by Senators Atwood, Woodall and Day:

Providing for rural representation on health district boards.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 195, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess—4.

SENATE BILL NO. 195, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 218, by Senators Durkan, Greive, Ryder and Uhlman:

Preserving parks and parklands.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 218, and the bill passed the Senate by the following vote: Yeas, 37; nays, 6; absent or not voting, 2; excused, 4.

Voting yea: Senators Bailey, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—37.

Voting nay: Senators Atwood, Huntley, Matson, Newschwander, Ridder, Woodall—6.

Absent or not voting: Senators Canfield, Talley—2.

Excused: Senators Andersen, Cooney, Day, Guess—4.

ENGROSSED SENATE BILL NO. 218, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 114, by Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request):

Pertaining to judges' retirement system.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 114, and the bill passed the Senate by the following vote: Yeas, 27; nays, 15; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Connor, Donohue, Dore, Foley, Gissberg, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Woodall—27.

Voting nay: Senators Bailey, Canfield, Durkan, Elicker, Faulk, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Metcalf, Newschwander, Pritchard, Ryder, Williams, Wilson—15.

Absent or not voting: Senators Greive, Talley, Uhlman—3.

Excused: Senators Andersen, Cooney, Day, Guess—4.

ENGROSSED SENATE BILL NO. 114, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 212, by Senators McCutcheon, Stender and Cooney:
Amending pension law for police in first class cities.

MOTIONS

On motion of Senator Greive, Senate Bill No. 212 was ordered placed at the beginning of the second reading calendar for Tuesday, March 17, 1969.

On motion of Senator Woodall, the rules were suspended, and all bills passed today ordered immediately transmitted to the House.

SENATE JOINT MEMORIAL NO. 8, by Senators Newschwander, Knoblauch, Faulk, Stortini, and McCutcheon:

Requesting Congress to fund a pilot coke plant.

The memorial was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8, and the memorial passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess—4.

SENATE JOINT MEMORIAL NO. 8, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 295, by Senators Washington, Henry and Huntley (by departmental request):

Authorizing highway commission to increase speed limit on any highway to seventy miles per hour where reasonable and safe.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 295, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Durkan, Lewis (Harry), Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess—4.

ENGROSSED SENATE BILL NO. 295, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 177, by Senators Atwood, Talley and Peterson (Ted):
Authorizing city to combine certain utility services.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 177, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Durkan, Pritchard, Talley—3.
Excused: Senators Andersen, Cooney, Day, Guess—4.

SENATE BILL NO. 177, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Bailey, Senator McCormack was excused.

SENATE BILL NO. 416, by Senators Woodall and Talley:
Modifying probate homestead awards.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 416, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Durkan, Talley—2.
Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SENATE BILL NO. 416, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 104, by Senators Woodall, Cooney and Gissberg (by departmental request):

Authorizing occupational driver's licenses.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 104, and the bill passed the Senate by the following vote: Yeas, 30; nays, 13; absent or not voting, 1; excused, 5.

Voting yea: Senators Atwood, Bailey, Connor, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Williams, Woodall—30.

Voting nay: Senators Canfield, Elicker, Faulk, Henry, Huntley, Lewis (Brian), Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Washington, Wilson—13.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 104, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 401, by Senators Williams, Uhlman and Gissberg:
Permitting assignments of rents.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 401, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Durkan, Pritchard, Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 401, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 164, by Senators Ridder, Herr and Knoblauch:
Providing county election on site approval for public stadium facilities.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 164, and the bill passed the Senate by the following vote: Yeas, 28; nays, 13; absent or not voting, 3; excused, 5.

Voting yea: Senators Bailey, Canfield, Connor, Donohue, Faulk, Foley, Gissberg, Greive, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Stender, Stortini, Walgren, Washington, Wilson—28.

Voting nay: Senators Atwood, Dore, Elicker, Holman, Lewis (Harry), Marquardt, Peterson (Ted), Ryder, Sandison, Twigg, Uhlman, Williams, Woodall—13.

Absent or not voting: Senators Durkan, Pritchard, Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 164, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 336, by Senators Keefe and Ridder:
Lowering professional entertainers' age limits.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 336, and the bill passed the Senate by the following vote: Yeas, 30; nays, 11; absent or not voting, 3; excused, 5.

Voting yea: Senators Atwood, Bailey, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Matson, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Woodall—30.

Voting nay: Senators Canfield, Huntley, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Ted), Uhlman, Washington, Williams, Wilson—11.

Absent or not voting: Senators Connor, Pritchard, Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SENATE BILL NO. 336, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT MEMORIAL NO. 4, by Senators McCormack, Woodall, Foley, Peterson (Lowell), Henry, Bailey, Sandison, Donohue, Washington and Canfield:

Memorializing Oregon to declare steelhead a game fish.

The memorial was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 4, and the memorial passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Pritchard, Talley—2.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SENATE JOINT MEMORIAL NO. 4, having received the constitutional majority, was declared passed.

ENGROSSED SENATE BILL NO. 234, by Senators Durkan, Talley, Keefe, Walgren, Herr and Pritchard:

Revising various sections of the optional municipal code.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 234, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Pritchard, Talley—2.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 234, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 239, by Senators Gissberg and Stortini:

Providing public employees' collective bargaining.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 239, and the bill passed the Senate by the following vote: Yeas, 27; nays, 14; absent or not voting, 3; excused, 5.

Voting yea: Senators Bailey, Connor, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Wilson—27.

Voting nay: Senators Atwood, Canfield, Donohue, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Ryder, Williams, Woodall—14.

Absent or not voting: Senators Pritchard, Talley, Uhlman—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 239, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 353, by Senators McDougall and Herr:

Authorizing city fund surplus investments.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 353, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 4; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Lewis (Harry), Pritchard, Talley, Uhlman—4.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 353, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 354, by Senator Bailey:

Increasing fees of election officers.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 354, and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 3; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Huntley, Newschwander—2.

Absent or not voting: Senators Durkan, Pritchard, Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 354, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT MEMORIAL NO. 7, by Senator Atwood:

Memorializing Congress to help resolve the border problems of Point Roberts, Washington.

President Pro Tempore Henry assumed the Chair.

The memorial was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 7, and the memorial passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Ridder, Talley—2.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SENATE JOINT MEMORIAL NO. 7, having received the constitutional majority, was declared passed.

SENATE CONCURRENT RESOLUTION NO. 10, by Senators Atwood, Faulk and Durkan:

Authorizing a fiscal study of budgets in community colleges.

The resolution was read the third time, placed on final passage and adopted.

ENGROSSED SENATE BILL NO. 180, by Senators Peterson (Ted), Stender and Mardesich:

Regulating electricians and electrical installations.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 180, and the bill passed the Senate by the following vote: Yeas, 34; nays, 9; absent or not voting, 1; excused, 5.

Voting yea: Senators Bailey, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson—34.

Voting nay: Senators Atwood, Canfield, Foley, Henry, McDougall, Matson, Sandison, Washington, Woodall—9.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 180, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 188, by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs:

Providing veterans' benefits and preferences.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 188, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 1; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senator Talley—1.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SUBSTITUTE SENATE BILL NO. 188, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 296, by Senators Washington, Henry and Lewis (Brian) (by departmental request):

Authorizing urban arterial board to appoint an executive secretary.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 296, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Talley, Twigg, Woodall—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SENATE BILL NO. 296, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 8, by Senators Woodall, Greive, McCutcheon, Connor, Washington and Metcalf:

Calling for study by joint committee on governmental cooperation on fire fighting in the state.

The resolution was read the third time, placed on final passage and adopted.

SENATE CONCURRENT RESOLUTION NO. 15, by Committee on Education:

Directing the promulgation of certain rules and regulations respecting certain activities in the common school system.

The resolution was read the third time, placed on final passage and adopted.

SENATE BILL NO. 337, by Senators McDougall, Marquardt and Ridder:

Using nicknames on ballots.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 337, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Talley, Woodall—2.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

SENATE BILL NO. 337, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 242, by Senators Gissberg and Metcalf:

Increasing indebtedness limitations and interest on bonds of public hospital districts.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 242, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Elicker, Pritchard, Talley—3.

Excused: Senators Andersen, Cooney, Day, Guess, McCormack—5.

ENGROSSED SENATE BILL NO. 242, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 273, by Senators Bailey and Pritchard:

Increasing permissible fees for county printing.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 273, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators McCutcheon, Pritchard, Talley—3.

Excused: Senators Andersen, Day, Guess, McCormack—4.

SENATE BILL NO. 273, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 290, by Senators Henry, Peterson (Ted) and Stender (by departmental request):

Creating additional divisions within department of labor and industries.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 290, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators McCutcheon, Pritchard, Talley—3.

Excused: Senators Andersen, Day, Guess, McCormack—4.

ENGROSSED SENATE BILL NO. 290, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 340, by Senators Washington, Guess, Twigg and Keefe (by departmental request):

Authorizing the highway commission to build a bridge across the Spokane river.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 340, and the bill passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 6; excused, 4.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senator Metcalf—1.

Absent or not voting: Senators Atwood, Lewis (Brian), McCutcheon, Pritchard, Talley, Uhlman—6.

Excused: Senators Andersen, Day, Guess, McCormack—4.

SENATE BILL NO. 340, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, March 18, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, March 18, 1969.

The President called the Senate to order at 10:00 a.m. The Secretary called the roll and announced to the President that all members were present except Senators Connor, Durkan, Faulk, Gissberg, Guess, Lewis (Harry), McCormack, McCutcheon, Mardesich, Odegaard, Ryder, Williams and Wilson. On motion of Senator Atwood, Senators Ryder and Guess were excused, and Senators Mardesich, McCormack, Connor, Lewis (Harry), Canfield, Faulk, Williams, Gissberg and Odegaard were excused for approximately fifteen minutes. On motion of Senator Bailey, Senator Durkan was excused. There being no objection, Senator McCutcheon was excused.

The Color Guard, consisting of Pages Bill Day, Jr., Color Bearer and Sandy McMullin, presented the Colors. The Reverend Elmer Christie, pastor of St. John's Episcopal Church of Olympia offered prayer as follows:

"Let us pray. Our great and heavenly Father, we pray Thy blessings this day on the legislature of the state of Washington; and more especially upon the lieutenant governor and the members of the Senate in session assembled.

"Guide them we pray Thee in their deliberations in such manner that all that they accomplish may be for the well governing of the people of this state. In the name of Thy blessed son, Our Saviour, we make our prayer. Amen."

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

PERSONAL PRIVILEGE

Senator Holman: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Holman: "Mr. President and members of the Senate, I just wanted to tell you how pleased I was that Reverend Elmer Christie was here this morning to deliver the prayer on our behalf. It was this gentleman who twenty-eight years ago married me and my wife in Seattle and so I have a very special place in my heart for him."

MOTION

On motion of Senator Greive, Senate Joint Resolution No. 11 was ordered placed on today's second reading calendar immediately after Engrossed Senate Bill No. 474.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 17, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

SENATE BILL NO. 344: Providing state participation in Federal social security act work incentive programs for recipients of ADC.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

REPORTS OF STANDING COMMITTEES

March 18, 1969.

SENATE BILL NO. 365, prohibiting certain material harmful to minors (reported by Judiciary Committee):

MAJORITY recommendation: That Substitute Senate Bill No. 365 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Greive, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

HOUSE BILL NO. 318, providing benefits for teachers' retirement (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 17, 1969.

HOUSE BILL NO. 442, adopting the interstate agreement on qualifications of educational personnel (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 748, by Senators McCormack, Washington and Guess:

An Act relating to motor vehicle excise; providing a refund; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.44 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Senator Dermot P. Honan, Republic of Ireland and appointed a special committee consisting of Senators Woodall, Atwood and Keefe to escort Senator Honan to a place of honor upon the rostrum.

The President introduced Senator McCutcheon who in turn introduced Senator Honan.

With leave of the Senate, business was suspended to permit Senator Honan to address the Senate.

A book was presented to the President, a gift from Eamon de Valera, the President of Ireland.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

At 2:05 p.m., on motion of Senator Bailey, the Senate recessed until 2:45 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 2:45 p.m.

THIRD READING

SENATE BILL NO. 191, by Senators Henry, Atwood, Connor and Wilson:

Providing administrative coordination in charter counties.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 191, and the bill passed the Senate by the following vote: Yeas, 32; absent or not voting, 4; excused, 13.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Elicker, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Woodall—32.

Absent or not voting: Senators Dore, Foley, Henry, Washington—4.

Excused: Senators Connor, Durkan, Faulk, Gissberg, Guess, Lewis (Harry), McCormack, McCutcheon, Mardesich, Odegaard, Ryder, Williams, Wilson—13.

SENATE BILL NO. 191, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE SENATE BILL NO. 355, by Committee on Natural Resources, Fisheries and Game:

Enforcing laws by certain employees of the department of natural resources.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 355, and the bill passed the Senate by the following vote: Yeas, 37; absent or not voting, 1; excused, 11.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Woodall—37.

Absent or not voting: Senator Henry—1.

Excused: Senators Connor, Durkan, Guess, Lewis (Harry), McCormack, McCutcheon, Mardesich, Odegaard, Ryder, Williams, Wilson—11.

ENGROSSED SUBSTITUTE SENATE BILL NO. 355, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 379, by Senators Holman, Marquardt, Elicker, Ridder and McDougall:

Regulating teaching contracts.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 379, and the bill passed the Senate by the following vote: Yeas, 36; absent or not voting, 2; excused, 11.

Voting yea: Senators Anderson, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Woodall—36.

Absent or not voting: Senators Henry, Pritchard—2.

Excused: Senators Connor, Durkan, Guess, Lewis (Harry), McCormack, McCutcheon, Mardesich, Odegaard, Ryder, Williams, Wilson—11.

ENGROSSED SENATE BILL NO. 379, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 475, by Senators Greive, Stender and Herr:
Authorizing port commissioners' compensation.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 475, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 1; excused, 8.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senator Matson—1.

Excused: Senators Connor, Durkan, Guess, McCormack, McCutcheon, Mardesich, Odegaard, Ryder—8.

ENGROSSED SENATE BILL NO. 475, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 562, by Senators Woodall, Lewis (Brian), Newschwander, Matson, Marquardt, Holman, Stender, Gissberg, Henry, Wilson, Odegaard, Stortini, Bailey and Washington (by departmental request):

Implementing law relating to minor party conventions.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 562, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 562, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 629, by Senators Ryder and Bailey:

Filing statements under public officers' code of ethics law.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 629, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Matson—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 629, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 229, by Senators Uhlman, Walgren and Twigg:

Providing rights, duties and liabilities of directors, shareholders and officers of corporations.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 229, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Greive, Matson—2.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 229, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 245, by Senators Sandison, Ryder, Lewis (Harry), Dore, Keefe, Holman, Ridder, Marquardt, Durkan, Pritchard, Donohue and Twigg (by Advisory Council on Public Higher Education request):

Establishing a higher education student aid program.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 245, and the bill passed the Senate by the following vote: Yeas, 37; nays, 8; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams, Woodall—37.

Voting nay: Senators Canfield, Huntley, Newschwander, Peterson (Ted), Stender, Talley, Walgren, Wilson—8.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 245, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 357, by Senators Peterson (Lowell), Holman, Talley, Sandison and Matson (by departmental request):

Selling products of public lands.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 357, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Greive—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 357, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 358, by Senators Bailey and Durkan:

Limiting the time in which recall petitions must be signed.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 358, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator McCormack—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 358, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 372, by Senators Williams and Foley:
Regulating leases of public lands.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 372, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators McCormack, Pritchard—2.
Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 372, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 414, by Senators Woodall, Marquardt and Faulk:
Changing mandatory attendance in public schools to through grade nine.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 414, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Henry, McCormack, Pritchard—3.
Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 414, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 418, by Senators Day, Matson and Greive:
Authorizing certain changes in the state board of health.
The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 418, and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 3; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, Lewis (Brian),

Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—35.

Voting nay: Senators Elicker, Holman, Huntley, Lewis (Harry), McDougall, Newschwander, Talley—7.

Absent or not voting: Senators Atwood, McCormack, Pritchard—3.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 418, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 421, by Senators Atwood, Bailey and Woodall (by departmental request):

Providing rules for corporations.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 421, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Atwood, Gissberg, Huntley, Pritchard—4.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 421, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 474, by Senators Matson, Day, Donohue, Woodall, Wilson and McDougall:

Relating to migrant farm worker housing.

MOTION

On motion of Senator Woodall, Engrossed Senate Bill No. 474 was ordered to hold its place on the second reading calendar for Wednesday, March 19, 1969.

ENGROSSED SENATE JOINT RESOLUTION NO. 11, by Senators Talley, Greive and Peterson (Ted) (by Legislative Council request):

Resolving that an amendment be made to the Constitution authorizing the legislature to locate harbor lines and harbor usage.

The resolution was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 11, and the resolution passed the Senate by the following vote: Yeas, 33; nays, 9; absent or not voting, 3; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—33.

Voting nay: Senators Atwood, Gissberg, Huntley, Lewis (Brian), McDougall, Mardesich, Metcalf, Newschwander, Uhlman—9.

Absent or not voting: Senators Day, Pritchard, Stender—3.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE JOINT RESOLUTION NO. 11, having received the constitutional two-thirds majority, was declared passed.

SENATE BILL NO. 212, by Senators McCutcheon, Stender and Cooney:

Amending pension law for police in first class cities.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 212, and the bill passed the Senate by the following vote: Yeas, 31; nays, 13; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—31.

Voting nay: Senators Atwood, Canfield, Elicker, Faulk, Holman, Huntley, Lewis (Brian), McDougall, Matson, Metcalf, Newschwander, Pritchard, Williams—13.

Absent or not voting: Senator Lewis (Harry)—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 212, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 492, by Senators Bailey, Williams and Atwood (by executive request):

Relating to the Washington state seashore conservation area.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 492, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Matson, Pritchard—2.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 492, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 514, by Senators Lewis (Brian), Durkan and Gissberg:

Authorizing Green River Gorge park.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 514, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senators Andersen, Newschwander—2.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 514, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 311, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing for advance right-of-way acquisition and costs.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 311, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—41.

Voting nay: Senators Uhlman, Williams—2.

Absent or not voting: Senators Connor, Lewis (Brian)—2.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 311, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 341, by Senators Walgren, Herr, Holman, Andersen, Knoblauch, Henry, Durkan, Woodall and Twigg (by departmental request):

Regulating alcoholic liquors.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 341, and the bill passed the Senate by the following vote: Yeas, 26; nays, 18; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Elicker, Foley, Gissberg, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), Matson, Odegaard, Peterson (Lowell), Pritchard, Sandison, Stender, Twigg, Walgren, Williams, Woodall—26.

Voting nay: Senators Donohue, Dore, Faulk, Greive, Huntley, McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Washington, Wilson—18.

Absent or not voting: Senator Lewis (Brian)—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 341, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 377, by Senators Lewis (Harry), Bailey and Atwood (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 377, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senator Huntley—1.

Absent or not voting: Senator Lewis (Brian)—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 377, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 441, by Senators Stender, Bailey and Marquardt:

Permitting vocational instructors to be members of their own trade unions.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 441, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 441, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL No. 537, by Senators Peterson (Ted), Peterson (Lowell) and Talley:

Regulating sale and disposition of salmon by director of fisheries.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 537, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Washington—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 537, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 557, by Senators Stender, Greive and Connor:

Implementing law relating to industrial insurance for building industry.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 557, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Pritchard, Stortini, Washington—3.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 557, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 607, by Senators Cooney, Connor and Elicker.

Adding additional members to the board of pilotage commissioners.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 607, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Greive—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 607, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 608, by Senators Keefe, Peterson (Lowell), Connor and Greive:

Increasing firemen's pension minimum.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 608, and the bill passed the Senate by the following vote: Yeas, 30; nays, 14; absent or not voting, 1; excused, 4.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Greive, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—30.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Holman, Lewis (Brian), McDougall, Matson, Metcalf, Newschwander, Twigg, Williams, Woodall—14.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 608, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 172, by Senators Day, Twigg, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):

Checking nonprofit status of charitable hospitals.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 172, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 3; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Connor, Matson, Pritchard—3.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 172, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 186, by Senators Peterson (Ted), Dore, Marquardt and Durkan:

Regulating construction of mobile homes and travel trailers.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 186, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—43.

Voting nay: Senator Wilson—1.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 186, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 241, by Senators Faulk, Uhlman and Elicker:

Providing accounting procedure for county warrants.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 241, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Absent or not voting: Senator Woodall—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 241, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 260, by Senators Day, Atwood, Dore and Gissberg:

Deleting an exemption from the narcotic drugs act.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 260, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—41.

Voting nay: Senators McCormack, Newschwander—2.

Absent or not voting: Senators Dore, Woodall—2.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 260, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 301, by Senators Walgren, Elicker and Washington (by departmental request):

Authorizing concurrent law enforcement on ferry wharves, terminals, and runs.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 301, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Absent or not voting: Senator Woodall—1.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 301, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 306, by Senators Durkan, Stender, Mardesich, Knoblauch, Dore and McCormack:

Promoting collective bargaining between health care activities and employees.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 306, and the bill passed the Senate by the following vote: Yeas, 36; nays, 5; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—36.

Voting nay: Senators Lewis (Brian), Lewis (Harry), Matson, Metcalf, Woodall—5.

Absent or not voting: Senators Andersen, Day, McCormack, Talley—4.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 306, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 310, by Senators Henry, Washington and Huntley (by Joint Committee on Highways request):

Providing eminent domain procedures.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 310, and the bill passed the Senate by the following vote: Yeas, 38; nays, 5; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Atwood, Mardesich, Matson, Metcalf, Newschwander—5.

Absent or not voting: Senators McCormack, Pritchard—2.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

ENGROSSED SENATE BILL NO. 310, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 318, by Senator Gissberg:
 Withdrawing public funds from tax exempt institutions.
 The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 318, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Durkan, Guess, McCutcheon, Ryder—4.

SENATE BILL NO. 318, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 376, by Senators Walgren and Atwood:
 Requiring counties to indemnify their officials and employees.
 The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 376, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senator Pritchard—1.

Excused: Senators Durkan, Guess, Ryder—3.

SENATE BILL NO. 376, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 413, by Senators Keefe, Day and Twigg:
 Directing maintenance of a minimum of two tuberculosis hospitals or facilities.
 The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 413, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich,

Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—41.

Voting nay: Senators Newschwander, Uhlman—2.

Absent or not voting: Senators McCutcheon, Pritchard, Williams—3.

Excused: Senators Durkan, Guess, Ryder—3.

ENGROSSED SENATE BILL NO. 413, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 457, by Senators Ridder, Pritchard, Holman, Odegaard, Stortini and Uhlman:

Putting dyslexic children within division for handicapped children in office of superintendent of public instruction.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 457, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators McCutcheon, Pritchard—2.

Excused: Senators Durkan, Guess, Ryder—3.

ENGROSSED SENATE BILL NO. 457, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 458, by Senators Ridder, Pritchard, Holman, Odegaard and Stortini:

Providing coordinating council for occupational education to administer fire service training.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 458, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators McCormack, McCutcheon, Pritchard—3.

Excused: Senators Durkan, Guess, Ryder—3.

ENGROSSED SENATE BILL NO. 458, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 499, by Senator Williams:
 Authorizing recognition of studded tires by highway commission.
 The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 499, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators McCormack, McCutcheon, Matson, Pritchard—4.

Excused: Senators Durkan, Guess, Ryder—3.

ENGROSSED SENATE BILL NO. 499, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 502, by Senator Foley:
 Authorizing sale of portion of land of school for the deaf, Vancouver, Washington.
 The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 502, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Bailey, McCutcheon, Pritchard—3.

Excused: Senators Durkan, Guess, Ryder—3.

ENGROSSED SENATE BILL NO. 502, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SENATE BILL NO. 575, by Senators Knoblauch, Newschwander and Faulk:

Providing parking facilities for county courthouses.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 575, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Day, Keefe, McCutcheon, Pritchard, Twigg-5.
Excused: Senators Durkan, Guess, Ryder-3.

ENGROSSED SENATE BILL NO. 575, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

There being no objection, Senator Foley was excused.

At 2:05 p.m., on motion of Senator Bailey, the Senate recessed until 2:45 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 2:45 p.m.

The President declared the Senate to be at ease subject to the call of the Chair.

THIRD AFTERNOON SESSION

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

MOTION

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

SENATE RESOLUTION: 1969-EX-4

By Senator Wilson:

WHEREAS, The State of Washington is singularly honored in that the Indian peoples constituting the membership of the great Colville Indian Reservation wish to find an equitable means of terminating federal supervision over the property and affairs of the Colville Indian Reservation and to become full-fledged citizens both of this nation and of the state; and

WHEREAS, This desire on the part of the membership has been evidenced by the action of the members of its Tribal Council; and

WHEREAS, Senator Henry M. Jackson introduced legislation in the Ninetieth Congress providing for an end to the Colville Reservation and restoration to full rights as citizens to the membership and Representative Thomas S. Foley introduced like legislation for the Ninetieth Congress;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that Congress enact legislation to immediately fulfill the desires of the membership of the Colville Reservation to become citizens enjoying equal rights, privileges and responsibilities as other citizens of this state and of this nation; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Richard M. Nixon, President of the United States, to the Speaker of the House of Representatives of the United States, to the President of the Senate of the United States, and to each member of Congress from the state of Washington.

Senator Wilson moved the adoption of the resolution.

POINT OF INQUIRY

Senator Bailey: "Would Senator Wilson yield to a question? Senator, on hasty reading, does this referral resolution refer only to the Colville tribe and the Colville Reservation?"

Senator Wilson: "Yes, Senator, I appreciate that there are other tribes in this state who do not wish to move towards termination. This resolution is specifically concerned only with the Colville."

Senator Bailey: "Senator Wilson, does this represent the viewpoint of all the Colville tribes? Were they all polled on this matter or is this a group of the leaders of the Colville tribe?"

Senator Wilson: "No, it does not represent the viewpoint of all the Colvilles. As I specifically stated in my introduction, it represents the feeling of a substantial majority of those Colvilles of voting age as expressed in election through their tribal council over the past eight or ten or more years and also as expressed in various referendums which have been conducted among the membership. It is not a unanimous expression but an expression of a substantial majority."

Senator Bailey: "Mr. President, I have no opposition to the resolution but I merely wanted the fact put into the record that this concerned strictly to the Colville tribe and there were some differences of opinion in the Colville tribe itself."

The motion carried and the resolution was adopted.

SENATE RESOLUTION: 1969-EX-5

By Senators McCormack, Pritchard and Canfield:

WHEREAS, The American Nuclear Society is conducting its national meeting in Seattle, Washington in June 1969; and

WHEREAS, The American Nuclear Society is an outstanding international organization of over 7500 scientists and engineers active in science and technology, and 630 corporations, educational institutions and governments, whose main objective is the advancement of science and engineering relating to the peaceful application of nuclear energy; and

WHEREAS, The state of Washington—THE NUCLEAR PROGRESS STATE—is singularly honored to host this distinguished society of nuclear scientists, engineers and students;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington heartily welcomes the American Nuclear Society and its members to Washington, THE NUCLEAR PROGRESS STATE; and

BE IT FURTHER RESOLVED, That the members of the American Nuclear Society be commended for their dedication to the peaceful application of nuclear energy for the benefit of mankind; and

BE IT FURTHER RESOLVED, That a suitably inscribed copy of this resolution be transmitted to the officers of the American Nuclear Society.

On motion of Senator McCormack, the resolution was adopted.

MOTION

At 3:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, March 19, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, March 19, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Ryder. On motion of Senator Atwood, Senator Ryder was excused.

The Color Guard, consisting of Pages Paul Bradford, Color Bearer, and Sharon Grinspan, presented the Colors. Reverend Stephen Norcross, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O God of all truth and beauty, the object of all our worship and adoration, we pray that You would be with us today. Keep us mindful of our task, and give us the necessary inner strength to complete that task with integrity and honesty. Forgive us, we pray You, when we have been less than honest, less than energetic, and less than humble and straightforward in our decisions here. Forgive our fatigue, and help us to see that every new day brings new opportunities. Forgive us when we've not served our people as we ought. Help us to remain steadfast in what we believe, even in the face of great opposition or unpopularity.

"Finally, we commit to Your care and concern the House of Representatives of this legislature. Also, we pray for the Congress of the United States and any other state legislature and meeting. Bless the President of this country, the Governor of this state, and all others in authority. Be with our families still another day. All this we pray to You, Father, the giver of every good gift and the lover of every soul. Amen."

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

REPORT OF STANDING COMMITTEE

March 9, 1969.

ENGROSSED HOUSE BILL NO. 370, relating to bid requirements in construction (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Bailey, Elicker, Faulk, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

March 18, 1969.

Mr. President: The House has passed:
 ENGROSSED HOUSE BILL NO. 55,
 SUBSTITUTE HOUSE BILL NO. 130,
 SUBSTITUTE HOUSE BILL NO. 349,
 HOUSE BILL NO. 426,
 ENGROSSED HOUSE BILL NO. 499,
 ENGROSSED HOUSE BILL NO. 520,
 HOUSE BILL NO. 542,
 HOUSE BILL NO. 560,
 HOUSE BILL NO. 717,
 HOUSE BILL NO. 733,
 ENGROSSED HOUSE BILL NO. 769,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 749, by Senators Foley and Andersen:

An Act relating to crimes against the United States and State Flag; amending section 423, chapter 249, Laws of 1909 as amended by section 3, chapter 107, Laws of 1919 and RCW 9.86.030; repealing section 7, chapter 107, Laws of 1919 and RCW 9.86.060; and repealing section 8, chapter 107, Laws of 1919 and RCW 9.86.070.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 55, by Representatives Beck, Berentson, and Cunningham (by departmental request):

An Act relating to reciprocal or proportional registration of vehicles; amending section 16, chapter 106, Laws of 1963 and RCW 46.85.160; amending section 19, chapter 106, Laws of 1963 and RCW 46.85.190; amending section 23, chapter 106, Laws of 1963, as amended by section 115, chapter 32, Laws of 1967, and RCW 46.85.230; amending section 24, chapter 106, Laws of 1963 and RCW 46.85.240; amending section 25, chapter 106, Laws of 1963 and RCW 46.85.250; and adding a new section to chapter 106, Laws of 1963 and to chapter 46.85 RCW.

Referred to Committee on Highways.

SUBSTITUTE HOUSE BILL NO. 130, by Committee on Financial Institutions and Insurance:

An Act relating to health care; adding new sections to chapter 268, Laws of 1947 and to chapter 48.44 RCW; and adding new sections to chapters 48.20 and 48.21 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SUBSTITUTE HOUSE BILL NO. 349, by Committee on State Government and Legislative Procedures:

An Act relating to public service companies; amending section 80.04.500, chapter 14, Laws of 1961 and RCW 80.04.500; amending section 80.28.210, chapter 14, Laws of 1961 and RCW 80.28.210; adding a new section to chapter 14, Laws of 1961, and to chapter 80.28 RCW; amending section 81.12.010, chapter 14, Laws of 1961 as last amended by section 4, chapter 105, Laws of 1965 ex. sess., and RCW 81.12.010; amending section 81.16.010, chapter 14, Laws of 1961 and RCW 81.16.010; amending section 81.24.010, chapter 14, Laws of 1961 as amended by section 11, chapter 59, Laws of 1963, and RCW 81.24.010; amending section 81.44.085, chapter 14, Laws of 1961 and RCW 81.44.085; amending section 81.63.060, chapter 14, Laws of 1961 and RCW 81.53.060; amending section 81.53.080, chapter 14, Laws of 1961 and RCW 81.53.080; amending section 81.68.010, chapter 14, Laws of 1961 and RCW 81.68.010; amending section 9, chapter 295, Laws of 1961 as amended by section 12, chapter 59, Laws of 1963 and RCW 81.77.080; amending section 81.80.270, chapter 14, Laws of 1961 as last amended by section 1, chapter 134, Laws of 1965 ex. sess., and RCW 81.80.270; amending section 81.80.300, chapter 14, Laws of 1961 as amended by section 1, chapter 170, Laws of 1967, and RCW 81.80.300; amending section 81.80.320, chapter 14, Laws of 1961 as amended by section 4, chapter 170, Laws of 1967, and RCW 81.80.320; prescribing penalties; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 426, by Representatives Bottiger, Copeland, Goldsworthy and Hubbard:

An Act relating to the taxation of aircraft fuel; amending section 1, chapter 10, Laws of 1967 ex. sess. and RCW 82.42.010; amending section 2, chapter 10, Laws of 1967 ex. sess. and RCW 82.42.020; amending section 4, chapter 10, Laws of 1967 ex. sess. and RCW 82.42.040; amending section 5, chapter 10, Laws of 1967 ex. sess. and RCW 82.42.050; and amending section 6, chapter 10, Laws of 1967 ex. sess. and RCW 82.42.060; adding a new section to chapter 10, Laws of 1967 ex. sess. and chapter 82.42 RCW; and declaring an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 499, by Representatives Mahaffey, Moon, Martinis and Conway:

An Act relating to education; amending section 2, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.010; amending section 3, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.020; amending section 5, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.040; amending section 7, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.060; amending section 9, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.080; amending section 10, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.090; amending section 11, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.100; amending section 12, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.110; amending section 13, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.120; amending section 16, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.150; amending section 18, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.170; and repealing section 14, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.130, and section 15, chapter 124, Laws of 1965 ex. sess. and RCW 28.65.140; adding new sections to chapter 124, Laws of 1965 ex. sess. and to chapter 28.65 RCW; amending sections 28A.65.010, 28A.65.020, 28A.65.040, 28A.65.060, 28A.65.080, 28A.65.090, 28A.65.100, 28A.65.110, 28A.65.120, 28A.65.150 and 28A.65.170; chapter —, Laws of 1969 (HB 58) and RCW 28A.65.010, 28A.65.020, 28A.65.040, 28A.65.060, 28A.65.080, 28A.65.090, 28A.65.100, 28A.65.110, 28A.65.120, 28A.65.150 and 28A.65.170; repealing sections 28A.65.130 and 28A.65.140, chapter —, Laws of 1969 (HB 58) and RCW 28A.65.130 and 28A.65.140; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring emergencies.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 520, by Representatives Bottiger, Scott and Chapin:

An Act relating to nonprofit associations; amending section 17, chapter 235, Laws of 1967 and RCW 24.03.080; amending section 18, chapter 235, Laws of 1967 and RCW 24.03.085; and amending section 47, chapter 235, Laws of 1967 and RCW 24.03.230.

Referred to Judiciary Committee.

HOUSE BILL NO. 542, by Representatives Gallagher, Grant, Backstrom and Heavey:

An Act relating to revenue and taxation; amending section 82.50.190, chapter 15, Laws of 1961 as amended by section 57, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.190; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 560, by Representatives Bagnariol, Francis, Rosellini, Litchman and Ceccarelli:

An Act relating to handicapped children; amending section 1, chapter 92, Laws of 1951 and RCW 28.13.010; amending section 28A.13.010, chapter —, Laws of 1969 (HB 58) and RCW 28A.13.010; providing sections to effect the cumulative and pari materia construction of this act with the provisions of Title 28 RCW, or of Title 28A if such title shall be enacted; and declaring an emergency.

Referred to Committee on Education.

HOUSE BILL NO. 717, by Representatives Copeland, Bottiger and Goldsworthy (by departmental request):

An Act relating to aircraft; requiring the installation of downed aircraft transmitters in aircraft carrying persons or property for compensation; and creating exemptions therefrom; amending section 1, chapter 157, Laws of 1929 and RCW 14.16.010; and adding a new section to chapter 157, Laws of 1929 and to chapter 14.16 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE BILL NO. 733, by Representatives O'Dell, Bagnariol and Backstrom:

An Act relating to insurance rates; amending section .19.02, chapter 79, Laws of 1947

and RCW 48.19.02; amending section .19.14, chapter 79, Laws of 1947 and RCW 48.19.140; amending section .19.16, chapter 79, Laws of 1947 and RCW 48.19.160; amending section .19.25, chapter 79, Laws of 1947 and RCW 48.19.250; amending section .19.32, chapter 79, Laws of 1947 and RCW 48.19.320; amending section .19.33, chapter 79, Laws of 1947 and RCW 48.19.330; amending section .19.35, chapter 79, Laws of 1947 and RCW 48.19.350; amending section .19.37, chapter 79, Laws of 1947 and RCW 48.19.370; adding new sections to chapter 79, Laws of 1947 and to chapter 48.19 RCW; repealing section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; sections .19.06 through .19.12, chapter 79, Laws of 1947 and RCW 48.19.060 through 48.19.120; section .19.24, chapter 79, Laws of 1947 and RCW 48.19.240; section .19.27, chapter 79, Laws of 1947 and RCW 48.19.270; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290; sections .19.41 and .19.42, chapter 79, Laws of 1947 and RCW 48.19.410 and RCW 48.19.420; section 34.02, chapter 79, Laws of 1947 and RCW 48.19.440; and providing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 769, by Representatives Whetzel, Garrett, Cunningham and Conner:

An Act relating to stolen and abandoned vehicles on the highways in the state of Washington, requiring notification to the department of motor vehicles by the transferor, giving the director of the department of motor vehicles responsibility for the ultimate disposition of abandoned vehicles and automobile hulks, making the last registered owner liable for costs of removing and disposing of the vehicle or hulk; authorizing a local abatement procedure for disposition of hulks that constitute a public nuisance; amending section 7, chapter 140, Laws of 1967 and RCW 46.12.101; amending section 46.52.110, chapter 12, Laws of 1961, as last amended by section 61, chapter 32, Laws of 1967, and RCW 46.52.110; adding new sections to chapter 12, Laws of 1961 and to chapter 46.52 RCW, repealing sections 1, 2, and 3, chapter 155, Laws of 1967, and RCW 60.62.010 through 60.62.030; and prescribing penalties.

Referred to Committee on Highways.

MOTION

At 10:15 a.m., on motion of Senator Greive, the Senate recessed until 10:45 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 10:45 a.m.

The President declared the Senate to be at ease subject to call of the Chair.

The President called the Senate to order at 11:10 a.m.

MOTION

On motion of Senator Greive, the permanent rules of the regular session were adopted as the temporary rules of the extraordinary session through the eighth legislative day.

SENATE RESOLUTION: 1969-EX-6

By Senators Atwood, Bailey, Greive, Andersen, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

WHEREAS, The members of this body are aggrieved to learn of the death yesterday in a Seattle hospital of Mrs. Flora Ryder, mother of our fellow senator, John; and

WHEREAS, Mrs. Ryder, who came to the state of Washington from Illinois some seventy-eight years ago, had been a devoted wife and mother;

NOW, THEREFORE, BE IT RESOLVED, By the Members of the Senate, that our most sincere sympathy be and is extended to our fellow senator, John, and other members of the family, in this, their hour of bereavement; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate prepare and transmit copies of this Senate Resolution to the Ryder family as appropriate.

On motion of Senator Atwood, the resolution was adopted.

NOTICE OF RECONSIDERATION WITHDRAWN

There being no objection, Senator Greive withdrew his notice of reconsideration of the final passage of Senate Bill No. 212.

MOTION

On motion of Senator Greive, the rules were suspended, and Senate Bill No. 212 was immediately transmitted to the House.

There being no objection, Senator Guess was excused.

THIRD READING

ENGROSSED SENATE BILL NO. 474, by Senators Matson, Day, Donohue, Woodall, Wilson and McDougall:

Relating to migrant farm worker housing.

The bill was read the third time and placed on final passage.

POINTS OF INQUIRY

Senator Uhlman: "I wonder if Senator Ridder would yield to a question? Senator Ridder, for the purposes of the record, would you state your intent and consequently the intent of the legislature in the adoption of the amendment which was proposed by you and adopted by the Senate to Engrossed Senate Bill No. 474?"

Senator Ridder: "The intent of the amendment was to bring all housing, whether public or private and ten or under, under the state health department regulation. This doesn't specify specifically 1968 regulations but I think in its wording 'by reasonable health and sanitation standards to ensure a healthful environment' would most necessarily call in the state health department to set these regulations and consequently I think it would bring them under the state health department. These might not be fully the 1968 regulations but it would bring about some compromising in this area to bring up the existing housing in the area. Does that answer the question?"

Senator Day: "Mr. President, would Senator Woodall yield? Senator Woodall, as one of the sponsors of this bill and I voted for this amendment the other day, it wasn't quite my understanding. My understanding is that this would in effect from this date forward, put in the 1968 standards. Is that your understanding of this?"

Senator Woodall: "Yes, that is clearly what the amendment says and that is why there was no attempt made on the House side to alter it. In any event, there is going to be a conference on the House side with interested parties, once we get the bill back over there."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 474, and the bill passed the Senate by the following vote: Yeas, 27; nays, 20; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Day, Donohue, Elicker, Faulk, Gissberg, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—27.

Voting nay: Senators Bailey, Connor, Dore, Durkan, Foley, Greive, Herr, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington—20.

Absent or not voting: Senator Cooney—1.

Excused: Senator Guess—1.

ENGROSSED SENATE BILL NO. 474, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, the rules were suspended and Engrossed Senate Bill No. 474 was immediately transmitted to the House.

ENGROSSED HOUSE BILL NO. 58, by Representatives Brouillet, Mahaffey, Zimmerman, Charette and Hoggins (by Joint Committee on Education request):
Providing code revision of Title 28 RCW, education.
The bill was read the third time and placed on final passage.

PARLIAMENTARY INQUIRY

Senator Atwood: "Parliamentary inquiry. Does Engrossed House Bill No. 58 in its present form have all of the Senate amendments that were put on by the Senate before the close of the regular session?"

REPLY BY THE PRESIDENT

The President: "Senator Atwood, in answer to your inquiry, Engrossed House Bill No. 58 includes all of the amendments adopted on the floor of the Senate. The amendments by Senators Andersen, Atwood and Guess are all included in Engrossed House Bill No. 58."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 58, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 9; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—39.

Voting nay: Senators Bailey, Henry, Huntley, McCormack, McCutcheon, Matson, Newschwander, Uhlman, Woodall—9.

Excused: Senator Guess—1.

ENGROSSED HOUSE BILL NO. 58, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, Engrossed House Bill No. 58 was ordered immediately transmitted to the House.

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

SECOND READING

SENATE BILL NO. 439, by Senators Greive, McCutcheon, Stender and Herr:
Increasing benefits paid by workmen's compensation.

MOTION

On motion of Senator Greive, Senate Bill No. 439 was ordered placed at the beginning of the second reading calendar for Thursday, March 20, 1969.

SENATE BILL NO. 513, by Senators Greive, Stender and Stortini:
Providing workmen's compensation for permanent partial disability.

MOTIONS

On motion of Senator Greive, Senate Bill No. 513 was ordered placed following Senate Bill No. 439 on second reading calendar for Thursday, March 20, 1969.

On motion of Senator Greive, Senate Bill No. 512 was continued subject to action of the Chair when Senator Andersen presents his amendment.

SENATE BILL NO. 624, by Senators Keefe, Newschwander, Canfield, Peterson (Lowell), Herr and Lewis (Brian):

Relating to the Washington horse racing commission.

The bill was read the second time by sections.

Senator Keefe moved the adoption of the following amendment by Senators Keefe, Twigg, Newschwander and Peterson (Lowell):

On page 2, line 21, add a new section as follows:

"NEW SECTION. Sec. 3. There is added to chapter 67.16 RCW a new section to read as follows:

"Notwithstanding any other provision of RCW 67.16 to the contrary the licensee shall withhold and shall pay daily to the commission, in addition to the fifteen percent authorized by this chapter, one percent of the gross receipts of all parimutuel machines at each race meet which sums shall, at the end of each meet, be paid by the commission to the licensed owners of those horses finishing first, second, third and fourth in Washington bred only races other than stake races at each meet from which the additional one percent is derived in accordance with an equitable distribution formula to be promulgated by the commission prior to the commencement of each race meet: PROVIDED, That nothing in this section shall apply to race meets which are nonprofit in nature, or of six days or less or which have a total annual handle of less than two hundred thousand dollars. The commission shall not permit the licensees to take into consideration the benefits derived from this section in establishing purses for Washington bred only races."

POINT OF INQUIRY

Senator Mardesich: "Point of inquiry, could someone explain what this amendment is about?"

Senator Atwood: "Senator Mardesich, this makes one percent of the total take go to the owners of Washington bred thoroughbreds for purses. Right now, although they do have separate races for Washington owned races, there is really no great incentive to the Washington breeders as such. Several other states have much higher percentages for their own breeders and it was the feeling of some of us who do not play horses, and I used to represent one of these breeders who is no longer racing at the present time but he was continuously speaking of this problem. He said that there was no real incentive to the Washington breeder, as far as racing on Washington tracks so he was racing in California most of the time and this is two cents on the dollar and it does not affect the state take in any way however. It comes out of the better's portion of it."

Senator Mardesich: "Would Senator Woodall yield? Senator Woodall, we take it then that we are supposed to follow the same theory that we do in the California wine bill on this bill since it is the same subject matter?"

Senator Woodall: "Well, what theory you follow, I don't know. I am going to follow the same theory."

The motion carried and the amendment was adopted.

On motion of Senator Keefe, the following amendment to the title by Senators Keefe, Twigg, Newschwander and Peterson (Lowell) was adopted:

In line 2 of the title, after "adding" strike "a new section" and insert "new sections"

On motion of Senator Keefe, the rules were suspended, Engrossed Senate Bill No. 624, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 624, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senators Pritchard, Ridder—2.

Absent or not voting: Senators McCormack, Ryder—2.

Excused: Senator Guess—1.

ENGROSSED SENATE BILL NO. 624, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Day, Engrossed Senate Bill No. 624 was immediately transmitted to the House.

SENATE BILL NO. 174, by Senators Woodall, Twigg and Cooney:

Permitting organization of employment agencies, and prescribing methods of operation.

MOTION

On motion of Senator Durkan, Senate Bill No. 174 was ordered placed on the second reading calendar immediately following Senate Bill No. 513 for Thursday, March 20, 1969.

SENATE JOINT MEMORIAL NO. 6, by Senators Greive, Bailey, McCormack and McCutcheon:

Memorializing Congress to enact adequate collective bargaining guarantees for postal workers and other federal employees.

The memorial was read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 6, was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 6, and the memorial passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—45.

Absent or not voting: Senators Day, Ryder, Woodall—3.

Excused: Senator Guess—1.

SENATE JOINT MEMORIAL NO. 6, having received the constitutional majority, was declared passed.

MOTION

On motion of Senator Bailey, Senator McCormack was excused.

SENATE BILL NO. 365, by Senators Keefe, Greive, Guess, Peterson (Ted), Atwood and Faulk:

Prohibiting certain material harmful to minors.

On motion of Senator Henry, Substitute Senate Bill No. 365 was substituted for Senate Bill No. 365 and the substitute bill was placed on second reading.

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, Substitute Senate Bill No. 365 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 365, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, Ryder—2.

Excused: Senators Guess, McCormack—2.

SUBSTITUTE SENATE BILL NO. 365, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 11, by Senators Talley, Atwood and Peterson (Lowell):

Requesting a study for a state park on the lower Columbia River.

On motion of Senator Talley, the rules were suspended, Senate Concurrent Resolution No. 11 was advanced to second reading and read the second time in full.

On motion of Senator Talley, the rules were suspended, Senate Concurrent Resolution No. 11 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

SENATE BILL NO. 270, by Senators Ridder, Elicker, Holman and Odegaard (by departmental request):

Exempting books from school district bid procedure requirement.

The bill was read the second time by sections

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 270 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 270, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall,

Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Ryder—1.

Excused: Senators Guess, McCormack—2.

SENATE BILL NO. 270, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 200, by Senators Stortini, Peterson (Ted), Donohue and Knoblauch:

Providing for the payment of a bonus to the veterans of the South Viet Nam conflict. The bill was read the second time by sections.

On motion of Senator Wilson, the rules were suspended, Senate Bill No. 200 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 200, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—42.

Voting nay: Senators Faulk, Lewis (Brian), Lewis (Harry), Pritchard, Williams—5.

Excused: Senators Guess, McCormack—2.

SENATE BILL NO. 200, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Stortini, Senate Bill No. 200 was ordered immediately transmitted to the House.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Andersen gave notice that he would at the proper time move that the Senate reconsider the vote by which Senate Bill No. 270 passed the Senate.

SENATE BILL NO. 440, by Senators McCormack, Foley, Atwood, Odegaard, Lewis (Harry) and Washington (by departmental request):

Prescribing requirements for boating devices.

MOTION

On motion of Senator Bailey, Senate Bill No. 440 was placed on today's second reading calendar following Senate Bill No. 512.

SENATE BILL NO. 476, by Senators Washington, Wilson, Stortini, Odegaard, Bailey, Lewis (Brian), Faulk, Uhlman, McCormack, Elicker, Metcalf, Andersen, Donohue, Talley,

Mardesich, Henry, Knoblauch, McCutcheon, Marquardt, Woodall, Sandison, Peterson (Ted), Greive, Durkan, Gissberg and Cooney:

Standardizing school construction plans.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 476 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Ridder: "Would Senator Washington yield to a question? Have you taken the building that is proposed to be projected in the state of Washington and the areas of the state where they are going to be built and run some fiscal note on this as to the hiring of a director, the hiring of a board, the carrying on of per diem to go through all of the work, the modification in each individual district as to roof line and trim, modification to fit the site and run all of this and come out with any figure whatsoever? I am curious."

Senator Washington: "It is impossible to come up with any statistical data. In order to hire architects, there will be fewer architects hired in the state. In other words, we are putting out on these buildings, the state will be paying sixty percent of the cost. Ordinarily in each of the building projects it will be hiring an additional architect. On this plan and again it is a truism, there will be utilized fewer architects to develop the same number of plans. It would be a truism that it will save money merely to have the architects make changes in the orientation perhaps of the basic units which would undoubtedly be used.

"The module system would be used, differences in trim, in other words a school building in one district might decide that within the basic module which perhaps would be wood or steel girders on say twelve feet separated, some would fill those girders with bricks, some would perhaps fill largely with glass. Some might use a metal trim or board and batting. In other words, with very little change to get almost an entirely different school utilizing a different material within the module."

Senator Peterson (Lowell): "Would Senator Ridder yield? Senator, I have heard the remarks made on several occasions that school districts building new schools that the architect's fee or percentage extends into the area of not only the construction of the plant but into the area of furnishing and to textbooks. Is this true?"

Senator Ridder: "I don't see how it possibly could. When you hire an architect to oversee the building to draw up the plans and oversee the building of it, it certainly wouldn't extend into textbooks. You would be pretty hard put with the auditor trying to stretch your money over into that area. That is maintenance and operation."

Senator Peterson (Lowell): "To specify then on the equipment and furnishings does it extend to equipment and furnishings?"

Senator Ridder: "This would pertain to the shelving and to the basins and things like this to go with it, the appurtenances attached to it."

Senator Peterson (Lowell): "I was thinking of desks."

Senator Ridder: "No, this wouldn't come with the architect's fee. It would include those fixtures within the building that are part of the building."

Senator Peterson (Lowell): "Thank you."

Senator Canfield: "I would like to ask one of the sponsors a question, Senator Washington? I would like to know what the significance is of subsection 8 on page 3 which says that this act shall last only for eight years. It seems to me if it is a good measure why the eight year clause in there?"

Senator Washington: "There have been many statements made such as those by Senator Holman that this would be in the nature of an experiment and in order to allay some fears, this cutoff date was provided and then of course if it has proven out I think there would be no difficulty in reenacting the measure. This is a safety valve to answer those problems that had been raised."

Senator Canfield: "May I ask a further question? In hiring these architects and the board of architecture, what in your opinion would be the cost of establishing this service?"

Senator Washington: "This was somewhat difficult to come up with. It would depend upon; I think, the salary schedules that would be applicable and since the contract would not be on the basis of the cost of construction, a contract would have to be entered into with the top architects of the state to develop these plans. I will be frank, the amount that would be negotiated by the board of education to hire three top architects to do the work has not been accurately determined because it would be a negotiated contract with the architects and I would imagine it would pay a salary somewhere in the neighborhood of I suppose \$18,000 to \$20,000 for the director of the building facilities department. Of course we are going to get the assistance of the college of architecture but it would relate to the general earning capacity of top architects."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 476, and the bill passed the Senate by the following vote: Yeas, 34; nays, 8; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Dore, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—34.

Voting nay: Senators Foley, Huntley, McDougall, Matson, Ridder, Stender, Uhlman, Williams—8.

Absent or not voting: Senators Atwood, Donohue, Durkan, Newschwander, Ryder—5.

Excused: Senators Guess, McCormack—2.

SENATE BILL NO. 476, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Washington, Senate Bill No. 476 was immediately transmitted to the House.

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

AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m. There being no objection, Senator Cooney was excused.

SENATE BILL NO. 440, by Senators McCormack, Foley, Atwood, Odegaard, Lewis (Harry) and Washington (by departmental request):

Prescribing requirements for voting devices.

REPORT OF STANDING COMMITTEE

March 8, 1969.

SENATE BILL NO. 440, prescribing requirements for voting devices (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 23, strike all of subsection (7) down to the period on page 2, line 9 and insert "[(7) Voting devices shall be so prepared for use as to provide party column voting in separate party columns at partisan general elections]"

On page 2, following the period on line 9, insert "NEW SECTION. Sec. 2. There is added to chapter 109, Laws of 1967 ex. sess. and to chapter 29.34 RCW a new section to read as follows:

"In all primary elections involving the use of punch card voting, the names of the candidates shall be grouped on the ballot label according to office sought, and rotated in the same manner as they are rotated on mechanical voting machines.

"In all general elections the names of the candidates of the two major political parties shall be grouped on the ballot label according to political party in the same manner as on paper ballots, and the names of the candidates of all minor parties shall be grouped on subsequent pages according to the office sought and listed in the chronological order of their filing for office. Whenever minor party candidates are listed on subsequent ballot labels to those of the two major political parties, notice of this fact shall be posted at the bottom of the ballot label containing the major political party candidates."

Renumber existing section 2 as "Sec. 3."

On page 2, section 2, line 15, after "RCW 36.13.010]" and before the period insert "*except class A and class AA counties*"

In line 1 of the title after "elections;" and before "amending" insert "adding a new section to chapter 109, Laws of 1967 ex. sess. and to chapter 29.34 RCW.;"

Signed by: Senators Holman, Keefe, McCormack, Mardesich, Metcalf, Pritchard, Stender, Washington, Woodall.

The bill was read the second time by sections.

Senator Dore moved the adoption of the committee amendment to page 1.

POINTS OF INQUIRY

Senator Gissberg: "Would Senator McCormack yield to a question? Senator McCormack, if this does what you intend, I don't have any quarrel, but in order to satisfy myself that it does, I will ask you whether or not in the second amendment when you say that the names of the candidates of the two major political parties shall be 'grouped on the ballot label according to political party in the same manner as on paper ballot', is there a separate statute that is now on the books that requires the columnizing of political parties on paper ballots?"

Senator McCormack: "I can't quote the citation but I do know that it exists, Senator Gissberg, and it also provides of course that the party winning the previous presidential election to be on the left or the top and providing that they shall be in descending order."

Senator Dore: "May I ask Senator McCormack a question? I just wonder why Senate Bill No. 440 is captioned relating to elections, etc. I notice here the caption is 'prescribing requirements for voting devices'. The title is different. My question is, are you attempting by any of these amendments to expand the punchboard device of voting from Clark county to other counties?"

Senator McCormack: "That is exactly the purpose of the bill, Senator Dore."

Senator Dore: "To what extent, Senator?"

Senator McCormack: "If you will follow the next amendment it will show you that the punchboard voting would become optional with all counties in the state except Class A and AA counties."

Senator Dore: "Fine, I just wanted to get that in the record."

MOTION

Senator Dore moved that Senate Bill No. 440 hold its place on the second reading calendar for tomorrow.

POINT OF ORDER

Senator Uhlman: "Point of order, Mr. President. The Senator's motion is out of order. He made a speech first."

REPLY BY THE PRESIDENT

The President: "The point of order by Senator Uhlman is well taken."

MOTION

Senator Dore moved that Senate Bill No. 440 retain its place on tomorrow's second reading calendar.

POINT OF ORDER

Senator Uhlman: "Point of order, Mr. President. My point of order is the same one. Senator Dore was on his feet, he was speaking and when I raised my point initially he still had the floor, no one else had been recognized so until someone else is recognized, he can't make a motion."

Senator Mardesich: "Senator Uhlman raised the point of order and the President ruled the Senate was out of order, therefore, Senator Dore had sat down, subsequently he arose and stated the motion."

RULING BY THE PRESIDENT

The President: "The President finds that Senator Mardesich's remarks are correct."

MOTION

Senator Uhlman moved that the motion by Senator Dore be deferred until after the next three succeeding bills.

POINT OF ORDER

Senator Dore: "Point of order. He can't offer a substitute motion at this time."

RULING BY THE PRESIDENT

The President: "Senator Dore's point of order is well taken."
Debate ensued.

RULING BY THE PRESIDENT

The motions being of equal rank, the President will place Senator Dore's first.

The motion by Senator Dore carried and Senate Bill No. 440 was ordered placed on the second reading calendar for tomorrow.

SENATE BILL NO. 198, by Senators Foley, Atwood, Dore, Mardesich and Andersen (by Legislative Budget Committee request):

Providing for an inventory of state land resources.

The bill was read the second time by sections.

On motion of Senator Woodall, the following amendment by Senator Atwood was adopted:

On page 2, section 3, line 32, after "Record" strike "in proper books" and insert "[in proper books]"

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 198 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 198, and the bill passed the Senate by the following vote; Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-46.

Absent or not voting: Senators Matson, Ryder-2.

Excused: Senator Cooney-1.

ENGROSSED SENATE BILL NO. 198, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 201, by Senators Atwood, Foley, Ryder, Dore and Mardesich (by Legislative Budget Committee request):

Regulating sale of second class shorelands.

On motion of Senator Sandison, Substitute Senate Bill No. 201 was substituted for Senate Bill No. 201 and the substitute bill was placed on second reading.

The bill was read the second time by sections.

Senator Atwood moved the adoption of the following amendment by Senators Atwood and Williams:

On page 3, section 1, subsection (3), line 2, strike subsection (3) and insert:

"(3) Provide for the review of said decision in accordance with the procedures prescribed by RCW 34.04."

POINT OF INQUIRY

Senator Mardesich: "Would Senator Williams yield to a question? Senator, under your procedures act, are there provisions for service?"

Senator Williams: "Yes, both service and notice, the whole chapter applies."

Senator Lewis (Harry): "Will Senator Williams yield to another question? Senator, just for clarification, your amendment starting on line 2, do I understand that your amendment struck the matter on line 2 and down to and including line 10 only on page 3. Is that correct?"

Senator Williams: "Yes."

The motion carried and the amendment was adopted.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed Substitute Senate Bill No. 201 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 201, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Durkan, Ryder, Talley, Uhlman-4.

Excused: Senator Cooney-1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 201, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Senator Ryder was excused.

SENATE BILL NO. 512, by Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren:

Enacting the Washington state labor relations act.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendment was adopted:

On page 2, section 2, line 22, after "in" and before "of" strike "section 12" and insert "sections 12 and 13"

Senators Greive, Sandison and Metcalf demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Cooney and Ryder who had previously been excused.

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

Senator Andersen moved the adoption of the following amendments by Senators Andersen, Dore and Faulk:

On page 1, section 1, line 10, after "policy" and before "of this" insert "of sections 1 through 27"

On page 1, section 2, line 12, after "in" and before "this" insert "sections 1 through 27 of"

On page 2, section 2, line 30, after "by" and before "this" insert "sections 1 through 27 of"

On page 4, section 8, line 18, after "provisions of" and before "this act" insert "sections 1 through 27 of"

On page 4, section 9, line 26, after "provisions of" and before "this act" insert "sections 1 through 27 of"

On page 5, section 10, line 1, after "under" and before "this" insert "sections 1 through 27 of"

On page 5, section 11, line 10, after "by" and before "this act" insert "sections 1 through 27 of"

On page 5, section 12, line 23, after "nothing in" and before "this" insert "sections 1 through 27 of"

On page 5, section 12, line 30, after "provided in" and before "this act" insert "sections 1 through 27 of"

On page 6, section 12, line 9, after "under" and before "this" insert "sections 1 through 27 of"

On page 6, section 12, line 11, after "provisions of" and before "this act" insert "sections 1 through 27 of"

On page 6, section 13, line 22, after "violation of" and before "this act" insert "sections 1 through 27 of"

On page 7, section 13, line 26, after "with" and before "this act" insert "sections 1 through 27 of"

On page 7, section 13, line 27, after "raised under" insert "sections 1 through 27 of"

On page 7, section 13, line 29, after "under" and before "this act" insert "sections 1 through 27 of"

On page 7, section 14, line 30, after "purposes" and before "of this" insert "of sections 1 through 27"

On page 9, section 17, line 16, after "it by" and before "this act" insert "sections 1 through 27 of"

On page 10, section 19, line 17, after "policies" and before "of this" insert "of sections 1 through 27"

On page 10, section 21, line 31, after "to" and before "this act" insert "sections 1 through 27 of"

On page 11, section 21, line 7, after "contained in" and before "this act" insert "sections 1 through 27 of"

On page 11, section 21, line 9, after "under" and before "this act" insert "sections 1 through 27 of"

On page 11, section 24, line 29, after "provisions of" and before "this act" insert "sections 1 through 27 of"

On page 12, section 24, line 4, after "provisions of" and before "this act" insert "sections 1 through 27 of"

On page 12, section 25, line 8, after "provisions of" and before "this act" insert "sections 1 through 27 of"

On page 12 following section 27, add sixteen new sections to read as follows:
"NEW SECTION. Sec. 28. Citizens of minority races in the state of Washington and more particularly Negro and Indian members of such minority races are not fully enjoying employment and other associated rights, benefits and privileges available to Caucasian individuals comprising the racial majority in this state. The inability of many citizens comprising the racial minorities in this state to enjoy said employment and other associated rights, benefits, privileges and to achieve a reasonable degree of economic parity with Caucasian citizens of the state is due in part to racial discrimination in some labor organizations. It is the policy of the legislature and the purpose of this act to provide citizens from racial minorities in this state a reasonable opportunity to enjoy said employment and other associated rights, benefits, privileges and to achieve a greater degree of economic parity with the Caucasian majority and to help citizens of minority races realize in a greater measure the goals upon which this nation and this state were founded. All the provisions of this act shall be liberally construed to achieve these ends, and administered and enforced with a view to carry out the above declaration of policy.

"NEW SECTION. Sec. 29. Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this 1969 act shall have the following meanings:

"Superintendent" means the superintendent of public instruction of the state of Washington.

"Labor organization" means those labor organizations defined in chapter 49.60 RCW.

"Vocational technical institute and community colleges" means any school or institution offering occupational education instruction as defined in RCW 28.85.030 or offering vocational education or training.

"Department" means the department of labor and industries of the state of Washington.

"Board" means the Washington state board against discrimination.

"Minority races" means individuals of Negro, Indian, Oriental or any other race, except Caucasian, who live in the state of Washington.

"Student" means any person who, has applied to attend, is attending, or has attended and successfully completed a course of vocational instruction, within the last five years, in, a

vocational technical institute or community college or otherwise qualifies under section 36 of this 1969 act.

"Director" means the director of state system of community colleges of the state of Washington.

"Division" means the division of vocational education of the state of Washington.

"NEW SECTION. Sec. 30. Any student qualifying for admittance to any vocational technical institute or community college who requests admission and applies for any basic course of vocational instruction shall have a right to be admitted to such course of instruction: PROVIDED, That the students right shall not prohibit the vocational technical institute or community college from offering guidance or assistance to aid any student in the selection of a course of instruction that is best suited to that individual student; PROVIDED FURTHER, That the students performance in any course of instruction undertaken by the student shall determine that student's opportunity to take more advanced courses of instruction.

"NEW SECTION. Sec. 31. Any student successfully completing a vocational course of instruction at a vocational technical institute or community college shall be presumed to qualify to work in the craft, trade or skill and to qualify for admission to any particular labor organization which is composed of members having the same basic craft, trade, or skill as that in which the student was schooled: PROVIDED, That if the labor organization has a uniformly applied requirement that an apprenticeship or other similar program be completed prior to any persons qualifying for admission to said labor organization then said student shall be presumed to qualify for admission to the apprenticeship or other similar program.

"Any labor organization which shall refuse to admit or shall drop any student from membership or apprenticeship or another similar status must submit a complete explanatory report within sixty days of said action to the division with a copy to the superintendent, the director and the department, which report must include:

"(1) The labor organizations specific reasons for said action in refusing to admit the student to, or for dropping the student from, membership or apprenticeship or other similar status; and

"(2) The name, number and age of individuals of minority races which are members of said labor organization, the labor organization's total membership, and the same information for each apprenticeship program or other similar program associated with said labor organization.

"NEW SECTION. Sec. 32. Upon the filing of any complaint with the board against any labor organization for alleged racial discrimination the board shall investigate said complaint and shall require said labor organization to submit a report within thirty days to the board containing:

"(1) The name, number and age of individuals of minority races which are members of said labor organization, the labor organizations total membership and the same information for each apprenticeship program or other similar program associated with said labor organization; and

"(2) A copy of all records in the labor organizations possession which pertain to the individual complainant; and

"(3) Evidence to demonstrate that said labor organization is engaged in actively recruiting persons of minority races to qualify for and be admitted to said labor organization; and

"(4) A specific answer to complainants allegations, as required by the rules and regulations of the board.

"NEW SECTION. Sec. 33. At any board hearing for alleged racial discrimination, any labor organization which fails to comply with the requirements regarding the content of and filing of reports set forth in sections 31, 32 and 39 of this 1969 act, there will be a presumption that said labor organization:

"(1) Is denying admission to apprenticeship, membership, or other similar status or full membership privileges to any class or person for reasons of race; and

"(2) Did deny the complainant admission to apprenticeship, membership or other similar status or full membership privileges for reasons of race: PROVIDED, That said labor organization shall be allowed at any board hearing on said complaint to submit evidence to rebut said presumptions.

"NEW SECTION. Sec. 34. On the first day of January each year every labor organization having members in the state of Washington, must submit a report to the division and a copy to the department stating the specific standards or requirements imposed by said organization for an individual to qualify:

"(1) For admittance to an apprenticeship, novitiate, or other type program designed to train and experience an individual in a craft, trade, skill and/or to qualify the individual for membership to said labor organization; or

"(2) For admittance to membership in the said labor organization or for admittance to said labor organization to enjoy any benefit or privilege confirmed on or made available to anyone associated with said labor organization. Any labor organization which shall fail to submit said report not later than the fifteenth of January each year shall, for the next twenty-four consecutive months starting from the first day of January of that year, at any board hearing for alleged racial discrimination, carry the burden of overcoming the two presumptions set forth in section 32 of this 1969 act.

"NEW SECTION. Sec. 35. The offices of the division shall each year develop tests to

be utilized by the superintendent and the director, from the reports of standards and requirements submitted by each labor organization for each trade, craft or skill which are separate and distinct. Each labor organization may submit to the division a description of the type of work, trade, craft or skill or any other information that it desires, to assist the division in reaching a determination as to what trades, crafts, or skills are separate and distinct and to assist the division in deciding what scope to give each test in the area of work comprising said labor organization's trade, craft, or skill. The division shall make the determination as to what trades, crafts, or skills are separate and distinct and shall render a detailed report of its findings to the superintendent and the director. The superintendent and the department shall upon written request of the division render any assistance pertaining to the development of tests by the division.

"NEW SECTION. Sec. 36. The superintendent and director shall require all vocational technical institutes and community colleges to test every student in every course of vocational instruction, utilizing the tests prepared by the division, when in the judgment of the course instructor said student has demonstrated that he is reasonably well trained and prepared to take the test. The superintendent and director shall each require that when a test is given that the administrator, in charge of the vocational technical institute or community college, must direct:

"(1) That all tests be unannounced as to date and subject matter;

"(2) That each student take the test during regular school hours and complete the test without aid; and

"(3) That every written portion of the test, as soon as reasonably possible after completion of the test, be returned to the superintendent or director, whichever is the appropriate official, for grading. The supervisor or director within one month of receipt of the completed written tests shall return to the administrator in charge of the vocational technical institute or community college the grade for each student examined so that each student may be appraised as to his performance.

"NEW SECTION. Sec. 37. Any person upon paying a fee not to exceed ten dollars may petition a vocational technical institute or community college to be examined in a manner comparable to the students who take vocational instruction at said vocational technical institute or community college. Said vocational technical institute or community college shall administer said examinations and establish standards for evaluating the persons performance. Any person successfully completing said examination shall be considered as a student who successfully completed a vocational course of instruction pursuant to section 31 of this 1969 act and shall have the same rights as said student. No person shall be allowed to petition to the said examination more than once each six months.

"NEW SECTION. Sec. 38. The importance of employment to the economic well-being of citizens of this state and the relationship between membership in a labor organization or a labor organization's apprenticeship program and being able to obtain employment in certain crafts, trades, skills, or occupations are so interrelated that no person in this state shall be denied the right or privilege to join, any labor organization or any labor organization apprenticeship program or other similar program, for any of the following reasons:

"(1) A vote of the labor organization membership;

"(2) That the individual does not have any blood relative in any labor organization;

"(3) Any subjective reason not directly related to that persons' work, skills or abilities.

"NEW SECTION. Sec. 39. All labor organizations which make available through hiring halls or in any other manner members, or apprentices or others in similar status, of said organization to employers on a hourly, daily, weekly or individual work project basis shall maintain adequate records for five years on the frequency and for what time periods each member is made available to work. Any such labor organization, against which a complaint alleging racial discrimination has been filed with the board, shall upon demand present said records to the board.

"NEW SECTION. Sec. 40. The division, the superintendent, the director, and the department, shall each promulgate rules and regulations to implement this 1969 act and to effectuate the purpose of this 1969 act. If a conflict should arise between the rules or regulations promulgated by the division, the superintendent, or the director, or the department then those rules and regulations promulgated by the division shall control.

"NEW SECTION. Sec. 41. The department shall maintain records of the percentage of all persons of minority races that are of an employable age based on reasonable projections of the state population census or based on the actual population census of the state taken by the federal government, and shall render an annual report containing such information to the division, the superintendent, the director and the board.

"NEW SECTION. Sec. 42. Any agreement between any labor organization and any vocational technical institute or community college or the superintendent or director which shall in any way conflict with any provision of this 1969 act or the declared policy of this 1969 act shall to that extent be void and unenforceable as being against public policy.

"NEW SECTION. Sec. 43. If any provision of this 1969 act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

POINT OF ORDER

Senator Greive: "The amendment as offered by Senator Andersen is not within the scope of the bill. It does fit within the title, that I grant. You will find that this is a rerun of House Bill No. 742, an act relating to discrimination and it is so titled, rather than dealing with the subject deals with the department of labor and industries but a new board is created and it deals with the superintendent of public instruction so it deals with a whole new set of people who are not included. Not only that, but it deals with a system of community college education to qualify people for admission to training and for apprenticeship and it deals with some tests that have been laid down. It deals with required admissions to colleges on the basis that these colleges are vocational institutions and requires that certain people be admitted. It deals with just about everything and the only reference to a labor organization is that the labor organization must keep certain records and admit these people if they are qualified as legitimate apprentices.

"Now, as far as I am concerned, I have no objection to the bill, as a natural matter as a bill itself, I think it is an excellent one. The problem is that it doesn't really fit within this particular bill which I might add for those of you who aren't familiar with it, the little labor relations act deals entirely with the relationship between labor and employer and does not deal with the board of discrimination, not with the director of colleges, not with the superintendent of public instruction, not with tests, not with qualifying people for apprenticeship standards. So really the two matters are very, very unlike and for that reason I would say that it is not within the scope.

"I might add that we have another amendment by Senator Bailey and myself to provide there will be no discrimination because of race, color or creed and anybody that would like to add their name to that we will be glad to have it added because this is a legitimate concern. We are now speaking not of the merits but merely on whether it technically belongs."

Senator Andersen: "Yes, the logic of Senator Greive's position escapes me because he states that he has an amendment that prohibits discrimination in employment and he solicits the Senators who wish to join him in his amendment but at the same time he says that my amendment, the one in which I have been joined by Senators Dore and Faulk is inappropriate when it relates to the same thing. What is sauce for the goose is sauce for the gander and I am sure that Senator Greive would not have put up an amendment if he did not think it was germane to the bill.

"Now to get directly to the challenge by Senator Dore. We are fortunate in this bill that is before us, Senate Bill No. 512 because it states its purpose and its policy clearly in the language of the bill. The amendment that I have put up is very simple. It sets up as a policy in the state of Washington which prohibits discrimination because of race, color or creed in labor unions. It is something that goes right to the gist of the whole labor movement. It goes right to the essence of our whole discrimination problem in our state and this amendment sets out the mechanics for insuring that there can be no discrimination in who gets a union card and there is to be no discrimination in who hires out of a hiring hall, etc.

"Now if you turn to Senate Bill No. 512 you will see how clearly germane our amendment is. I would like to read the purpose and policy of this act as set out in the bill itself. 'It is the purpose and policy of this act to prescribe the legitimate rights of employees.' What right is more legitimate on the part of an employee than the right to join a union, than the right to get a job, to raise his family from the welfare rolls or from pauperizing situations than the right to employment. Then I will continue, 'to provide orderly and peaceful procedure for presenting interference by either with the legitimate rights of the other'. Certainly by putting in an amendment of this kind we are providing order and peaceful procedure for preventing interference of employees who may be colored or may be of an ethnic or religious background that would cause them to be discriminated against.

"The purpose and policy of the act continues 'to protect the rights of individual employees in their relations with labor organization'. Now, I reemphasize the purpose of Senate Bill No. 512 is to protect the rights of individual employees in their relations with labor organizations and that is exactly and precisely what the amendment that we have placed on the desk will do and also the purposes of the act. Senate Bill No. 512 stated in the act are to 'define and prescribe practices on the part of labor which are inimicable to the general welfare' and we are again talking about this same kind of a situation. We have in short in Senate Bill No. 512 an all encompassing act which is vast in its scope, vast in its concepts and can't conceive of an act this amendment could not be put on any bill which could possibly have a broader ambit than does Senate Bill No. 512 so far as the purpose and scope of the act is concerned, this amendment is directly and precisely within the scope and purpose of the amendment and also I point out, Senator Greive's which is much shorter is even less within the scope and object than the amendments that we have proposed.

"So I say simply that if these amendments are not germane to a bill, then an amendment can't be germane to a bill and I believe that the point of order that Senator Greive has taken is not a proper point of order and should be overruled by the President who is the presiding officer of this Senate."

Senator Gissberg: "Does the President wish to hear further argument on the point of order?"

REPLY BY THE PRESIDENT

The President: "Senator Gissberg, you may speak on the point of order as raised by Senator Greive."

Senator Gissberg: "I support the point of order raised by Senator Greive and if Senator Andersen was talking solely about discrimination as the same applies to what the title of the bill says, namely to labor relations and employers and employees and to labor organizations, then I would be quite inclined to agree with him but the amendment does enlarge the scope and object of the bill and that is the prohibition in the rules in the Constitution on any amendment enlarging the scope and object of the bill. I would like to point out to the President the fact that on page 1, new section 30 of the amendment talks about students qualifying for admission to any vocational technical institute or community college and how that has to do with the Little Wagner Act, the relationship between employer and employee from guaranteeing to workmen certain rights, is far beyond me and clearly it would enlarge the scope and object of the bill.

"Further, I would say that with respect to the discrimination this does indeed prohibit discrimination now not only for race, color or creed but for any other purpose in the limited scope of the applicability of the bill and that language is contained in section 13 of the bill and on page 6 where it defines an unfair labor practice for a labor organization to discriminate against an employee for any purpose other than the payment of dues and I would submit Mr. President, that the amendment does in fact enlarge the scope and object of the bill and should not be allowed to stand."

Senator Dore: "Mr. President, speaking against the point of order of Senator Greive. I would like to ask the presiding officer to take judicial notice or legislative notice of the public hearing we had not too long ago when leaders of various black groups came before this legislative body and talked about one of the basic forms of discrimination they are most concerned about, the discrimination in the trade unions. It was how could they ever get into the union when they could never satisfy the requirements? That is always a question of interpretation and intent.

"This suggested amendment by Senators Andersen, Faulk and myself merely sets the standards. It says that if you are graduated or a student and complete the course in a vocational school, etc. presumably you are qualified in the trade.

"Now as Senator Andersen has very clearly pointed out under the preamble of the bill itself because I think it is helpful to all of us and Mr. President, here it sets out very clearly what the purpose in the preamble of the act is, and Senator Andersen has already read it but I would like to express it again, 'provide peaceful and orderly procedure for preventing interference by either with legitimate rights of the other to protect the rights of individual employees in relation with labor organizations; to prescribe and define practices on the part of labor and management inimicable to the general welfare to protect the rights of the public in connection with labor disputes'.

"Gentlemen, we are talking about the same thing I hope. We are, talking about the caption of the act. It says 'relating to labor relations and practices' the preamble says 'to provide orderly and peaceful procedure'. What could be more germane than to provide in this act the procedure where the qualifications are set, or the standards are set as to when a man is qualified in order to be accepted. I think this will bring about peaceful relations within the union and peaceful relations with labor and management and I can't think of an amendment more germane than this one. In fact, if this is not germane then of course the subsequent amendment by Senator Greive is not germane, and then Senator Gissberg made an interesting remark that the bill already provides against discrimination. I don't think it does but if it does, then he should have no objection to adding this amendment to spell it out clearly, the standards and qualifications for one to go into a trade union because it affects the caption of the act relating to labor relations and practices and it is plain but I am not saying it is true that the practices of some trade unions is not to take in the minority group. They never can qualify no matter how experienced they become, they are never accepted. I am not saying that is true but that is the charge so let's take care of this thing. Spell it out so there will be no chance of a wrongful charge again. Let's spell it out and say if you take this course in a qualified school, you get your certificate then you are entitled presumably to qualify in that particular trade.

"If you don't pass this amendment, I can't see much meaning in the caption and preamble of the bill that says 'provide orderly and peaceful procedure'. I think this suggested amendment is more germane to the act than probably the provisions of the act itself."

Senator Woodall: "Mr. President and members of the Senate, I do not know of any measure which has been before us which has a broader, more encompassing title than this particular measure. It opens up the whole spectrum of labor relationship. It opened it up and it has been pointed out and of course there can be no argument as to the germaneness, we are talking about scope and object.

"Everyone would have to concede that it is germane but look at it. It is a whole labor relations act, a brand new labor relations act for the state of Washington setting out what will be fair and what will be unfair and if someone wants to add a new category of unfairness in this bill, certainly it is proper. It comes well within it. This is an all encompassing act, an all encompassing title and any amendment which tends to define anything concerning labor relations certainly is proper within this all encompassing, broad title."

Senator Greive: "I listened very carefully to Senator Andersen, Senator Woodall and Senator Dore and apparently we are not talking on the same track. I am not arguing that the rights of the minority shouldn't be protected because I believe they should. I am not attempting to argue that this isn't within the same subject matter but what I am saying is that it enlarges the scope and object.

"For one thing it wouldn't be necessary if we followed the same procedure we did to this bill to send it back to the Committee on Ways and Means and see what the financial impact of this new bill is. It sets up a different board, different procedures, has an expense involved. It opens junior colleges and sets different requirements for admitting people to vocational education. In other words, we have a whole, new world. A whole new area that we have to consider so what I am arguing simply is that this deals with education. It deals with the director of the junior colleges. It deals with subjects which are not dealt with in the original measure. It is a good bill.

"Now Senator Andersen argues we feel there shouldn't be any discrimination and therefore we make an amendment to do that. I agree that in some way we are doing the same thing he is but in a different way. We are merely designating as an unfair labor practice discrimination in the matter of creed or color or race. This would fit very well with the same kind of discrimination as it would be because a man joined a union. In other words, we set out another area; another test on which you can determine what is or what is not discrimination. This is a far cry from setting up a junior college system in which you admit people and you determine that they took certain courses and that they completed certain courses which is another whole world and then you have to determine if they have completed them, are they eligible, which is a far cry.

"Certainly if we are dealing simply with the matter of discrimination, I think if they want to change some other legitimate amendment, we have no objection but they are not doing that. They are adding other machinery which has nothing to do with the purpose of the act."

REPLY BY THE PRESIDENT

The President: "Honored members of the Senate, the President wishes to know the procedure that the Senate would like the President to follow. The President believes this is a question of such moment that it will need considerable study. The President is willing to put the Senate at ease and retire to the chamber to study the point of order as raised by Senator Greive or the President will peruse the matter this evening and make a ruling in the morning."

MOTIONS

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

On motion of Senator Woodall, Senate Bill No. 512 was ordered placed on the second reading calendar for Thursday, March 20, 1969.

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, March 20, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, March 20, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Ryder, Uhlman and Washington. On motion of Senator Atwood, Senator Ryder was excused. On motion of Senator Peterson (Lowell), Senator Uhlman was excused. On motion of Senator Ridder, Senator Washington was excused.

The Color Guard, consisting of Pages Dave Musson, Color Bearer, and Patricia Carden, presented the Colors. Reverend Elmer Christie, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Oh God, our Father, we commend to Thee all who are engaged in the government of the state of Washington and now more especially the lieutenant governor, and the members of the Senate; grant to them integrity of purpose and unflinching devotion to the cause of righteousness. May all their legislation be just and promote the general welfare; the help of the poor; the relief of the oppressed; the safety, honor and prosperity of all our people. All this we ask in the name of our Saviour, Jesus Christ. Amen."

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

REPORTS OF STANDING COMMITTEE

March 18, 1969.

SENATE BILL NO. 285, establishing SSH No. 3-G (Steptoe Canyon) (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Foley, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

SENATE BILL NO. 329, prescribing functions of department of community affairs and development (reported by Committee on State Government):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

SENATE BILL NO. 352, prescribing crimes relating to currency or coin receptacles (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

February 13, 1969.

SENATE BILL NO. 366, changing auto license deadline from January 30 to February 14 (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Foley, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 3, 1969.

SENATE BILL NO. 442, authorizing metropolitan educational centers (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

SENATE BILL NO. 565, appropriating money for the reimbursement of nursing homes (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Holman, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

HOUSE BILL NO. 54, determining funds to be deposited in the marine fuel refund account (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Faulk, Foley, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 85, modifying license requirements and procedures in the field of physical therapy (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as ammended.

Signed by: Senators Day, Chairman; Connor, Elicker, Greive, Holman, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

ENGROSSED HOUSE BILL NO. 147, relating to peremptory challenges in criminal cases (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 148, relating to peremptory challenges in civil cases (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

SUBSTITUTE HOUSE BILL NO. 156, providing for the disposal of the Kirkland armory site (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), Marquardt, Newschwander, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 222, explains computation of appeals and petition periods under unemployment compensation when mailed documents involved (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Herr, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 224, permitting state to utilize latest federal law on its use of moneys in the federal unemployment trust fund (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Herr, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 229, authorizing conveyance of certain Camp Murray property for public educational purposes (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 230, prescribing the governor's regulatory power concerning use and disposition of military property (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 309, providing for prevention and care of venereal disease among minor (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 332, accepting federal public health money (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

ENGROSSED HOUSE BILL NO. 367, exempting part time professional consultants from the classified service (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Huntley, Lewis (Harry), Marquardt, Newschwander, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

ENGROSSED HOUSE BILL NO. 379, eliminating prohibition against selling devices or drugs for prevention of conception (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Cooney, Elicker, Holman, Keefe, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 387, creating an alcoholism advisory board (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 17, 1969.

ENGROSSED HOUSE BILL NO. 419, creating intermediate school districts and intermediate school district boards of education (reported by Committee on Education):
MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

SENATE BILL NO. 662, authorizing school director to lease school buses to transport scouts to Boy Scout Jamboree (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

SENATE BILL NO. 678, relating to unemployment compensation (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Herr, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

SENATE BILL NO. 7: Enabling formation of park and recreation districts.

SENATE BILL NO. 9: Correcting code sections relating to motor vehicles.

SENATE BILL NO. 10: Correcting code sections relating to cities and towns.

SENATE BILL NO. 11: Correcting code sections relating to probation and parole.

SENATE BILL NO. 12: Correcting code sections relating to electricians and electrical installations.

SENATE BILL NO. 13: Correcting code section relating to municipal corporations.

SENATE BILL NO. 14: Correcting code sections relating to state government.

SENATE BILL NO. 15: Correcting code sections relating to motor freight carriers.

SENATE BILL NO. 16: Correcting code sections relating to property taxes.

SENATE BILL NO. 49: Providing for the care and training of the blind.

SENATE BILL NO. 88: Providing for intergovernmental cooperation.

SENATE BILL NO. 130: Allowing pro tempore police judges for second class cities to reside outside the city.

SENATE BILL NO. 136: Designating steelhead trout as official state fish.

SENATE BILL NO. 216: Declaring rank of mechanic's lien when applying proceeds.

SENATE BILL NO. 233: Amending statute authorizing Wallace Falls state park.

SENATE BILL NO. 305: Providing equipment requirements on motorcycles.

SENATE BILL NO. 386: Granting private citizens immunity when aiding police officers.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

March 19, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 457, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 19, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 26,

ENGROSSED HOUSE BILL NO. 48,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 344,

ENGROSSED HOUSE BILL NO. 439,

HOUSE BILL NO. 572,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 592,
 ENGROSSED HOUSE BILL NO. 596,
 HOUSE BILL NO. 774,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 797,
 ENGROSSED HOUSE BILL NO. 813,
 HOUSE BILL NO. 863,
 HOUSE CONCURRENT RESOLUTION NO. 6,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 20, by Senators Lewis (Brian), Peterson (Lowell) and Talley:

Directing legislative council to study flood control, diking and drainage problems.
 Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 26, by Representatives McCaffree, Bledsoe, Charette, Moon, Haussler, Marsh, Litchman, Cunningham, Ceccarelli, Backstrom, Whetzel, Murray, Amen, Chatalas and Kopet (by Legislative Council request):

An Act relating to the taxation of property; adding a new chapter to chapter 15, Laws of 1961 and to Title 84 RCW; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 48, by Representatives McCaffree, Newhouse, Moon, Mahaffey, Lynch and Bagnariol (by Legislative Council request):

An Act relating to taxation and revenue; amending section 84.36.040, chapter 15, Laws of 1961 and RCW 84.36.040; adding new sections to chapter 15, Laws of 1961 and to chapter 84.36 RCW; and declaring an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 344, by Committee on Revenue and Taxation:

An Act relating to refunds of ad valorem property taxes; amending section 84.69.020, chapter 15, Laws of 1961 and RCW 84.69.020; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 439, by Representatives Whetzel, Fleming and Sprague (by executive request):

An Act relating to state government; redesignating the planning and community affairs agency as the department of community affairs and development; prescribing its composition, powers, duties and functions; authorizing the governor to transfer certain programs thereto; redesignating the law against discrimination as the human rights law; creating within the department a division of human rights and outlining in detail its powers, duties and functions with respect to the human rights law; transferring certain powers, duties and functions to the division of human rights from the Washington state board against discrimination; abolishing the Washington state board against discrimination; amending section 1, chapter 74, Laws of 1967 and RCW 43.63A.010; amending section 2, chapter 74, Laws of 1967 and RCW 43.63A.020; amending section 3, chapter 74, Laws of 1967 and RCW 43.63A.030; amending section 4, chapter 74, Laws of 1967 and RCW 43.63A.040; amending section 6, chapter 74, Laws of 1967 and RCW 43.63A.060; amending section 8, chapter 74, Laws of 1967 and RCW 43.63A.080; amending section 10, chapter 74, Laws of 1967 and RCW 43.63A.100; amending section 11, chapter 74, Laws of 1967 and RCW 43.63A.110; amending section 12, chapter 74, Laws of 1967 and RCW 43.63A.120; amending section 13, chapter 74, Laws of 1967 and RCW 43.63A.130; amending section 1, chapter 183, Laws of 1949, as amended by section 1, chapter 37, Laws of 1957 and RCW 49.60.010; amending section 12, chapter 183, Laws of 1949, as amended by section 2, chapter 37, Laws of 1957 and RCW 49.60.020; amending section 3, chapter 183, Laws of 1949, as last amended by section 1, chapter 103, Laws of 1961 and RCW 49.60.040; amending section 7, chapter 270, Laws of 1955 and RCW 49.60.100; amending

section 5, chapter 183, Laws of 1949 and RCW 49.60.110; amending section 8, chapter 270, Laws of 1955 as amended by section 7, chapter 37, Laws of 1957 and RCW 49.60.120; amending section 9, chapter 270, Laws of 1955 and RCW 49.60.130; amending section 10, chapter 270, Laws of 1955 and RCW 49.60.140; amending section 11, chapter 270, Laws of 1955 and RCW 49.60.150; amending section 12, chapter 270, Laws of 1955 and RCW 49.60.160; amending section 13, chapter 270, Laws of 1955 and RCW 49.60.170; amending section 1, chapter 68, Laws of 1959 and RCW 49.60.175; amending section 9, chapter 37, Laws of 1957, as amended by section 1, chapter 100, Laws of 1961 and RCW 49.60.180; amending section 10, chapter 37, Laws of 1957, as amended by section 2, chapter 100, Laws of 1961 and RCW 49.60.190; amending section 11, chapter 37, Laws of 1957, as amended by section 3, chapter 100, Laws of 1961 and RCW 49.60.200; amending section 15, chapter 270, Laws of 1955, as amended by section 16, chapter 37, Laws of 1957 and RCW 49.60.230; amending section 16, chapter 270, Laws of 1955, as amended by section 17, chapter 37, Laws of 1957 and RCW 49.60.240; amending section 17, chapter 270, Laws of 1955, as amended by section 18, chapter 37, Laws of 1957 and RCW 49.60.250; amending section 19, chapter 37, Laws of 1957 and RCW 49.60.255; amending section 21, chapter 37, Laws of 1957 and RCW 49.60.260; amending section 22, chapter 37, Laws of 1957 and RCW 49.60.270; amending section 24, chapter 37, Laws of 1957 and RCW 49.60.290; amending section 10, chapter 183, Laws of 1949, as last amended by section 4, chapter 100, Laws of 1961 and RCW 49.60.310; amending section 11, chapter 183, Laws of 1949 and RCW 49.60.320; amending section 43.01.100, chapter 8, Laws of 1965 and RCW 43.01.100; adding a new section to chapter 1, Laws of 1961 and chapter 41.06 RCW; adding new sections to chapter 43.63A RCW; adding new sections to chapter 49.60 RCW; repealing section 5, chapter 74, Laws of 1967 and RCW 43.63A.050; repealing section 7, chapter 74, Laws of 1967 and RCW 43.63A.070; repealing section 9, chapter 74, Laws of 1967 and RCW 43.63A.090; repealing section 2, chapter 14, Laws of 1965 and RCW 43.06.110; repealing section 2, chapter 270, Laws of 1955, section 5, chapter 37, Laws of 1957 and RCW 49.60.050; repealing section 3, chapter 270, Laws of 1955 and RCW 49.60.060; repealing section 4, chapter 270, Laws of 1955 and RCW 49.60.070; repealing section 5, chapter 270, Laws of 1955 and RCW 49.60.080; repealing section 6, chapter 270, Laws of 1955, section 6, chapter 37, Laws of 1957 and RCW 46.60.090; repealing section 25, chapter 37, Laws of 1957 and RCW 49.60.300; providing penalties; and declaring an effective date.

Referred to Committee on State Government.

HOUSE BILL NO. 572, by Representatives Hurley, Leland and Perry:

An Act relating to motor vehicles; amending section 5, chapter 169, Laws of 1963, as amended by section 1, chapter 174, Laws of 1967, and RCW 46.29.050; amending section 46.52.030, chapter 12, Laws of 1961, as last amended by section 54, chapter 32, Laws of 1967, and RCW 46.52.030; and amending section 27, chapter 21, Laws of 1961 ex. sess., as last amended by section 2, chapter 174, Laws of 1967, and RCW 46.52.130; and providing penalties.

Referred to Committee on Highways.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 592, by Committee on Local Government:

An Act relating to fire commissioners; and amending section 22, chapter 34, Laws of 1939 as last amended by section 1, chapter 51, Laws of 1967 and RCW 52.12.010.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 596, by Representatives Zimmerman, Murray, Thompson, Bottiger, Smythe, Bluechel, Jastad, Leckenby, O'Dell, McCormick, Veroske, Marsh, Kiskaddon, DeJarnatt and Kalich (by departmental request):

An Act relating to environmental quality; providing procedures for solid waste management; providing penalties; and declaring effective dates.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 774, by Representatives Goldsworthy, Charette, Copeland and Hubbard:

An Act relating to public lands; and authorizing the sale, lease, or exchange of certain properties by the board of regents of Washington state university.

Referred to Committee on Higher Education and Libraries.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 797, by Committee on Transportation:

An Act providing for a system of highways and toll facilities; adding eight new sections to chapter 9, Laws of 1961 ex. sess. and to chapter 47.60 RCW; amending section 19, chapter 7, Laws of 1961 ex. sess. and RCW 47.60.360; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 75, chapter 145, Laws of 1967 ex. sess. and RCW 82.36.020; amending section 46.68.100, chapter 12, Laws of 1961 as last amended by section 79, chapter 145, Laws of 1967 ex. sess. and RCW 46.68.100; amending sections 3 and 4, chapter 9, Laws of 1961 ex. sess. and RCW 47.60.420 and 47.60.430; amending section 5, chapter 9, Laws of 1961 ex. sess. as amended by section 42, chapter 3, Laws of 1963 ex. sess. and RCW 47.60.440; amending section 47.60.060, chapter 13, Laws of 1961 and RCW 47.60.060; amending section 47.60.170, chapter 13, Laws of 1961 and RCW 47.60.170; amending section 47.20.480, chapter 13, Laws of 1961 and RCW 47.20.480; making an appropriation; providing effective dates; and declaring an emergency.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 813, by Representative Farr:

An Act relating to certain county hospitals and the rendering of services by state universities in connection with such hospitals; amending section 1, chapter 36, Laws of 1967 ex. sess. and RCW 36.62.290; amending section 36.62.110, chapter 4, Laws of 1963 as amended by section 2, chapter 36, Laws of 1967 ex. sess. and RCW 36.62.110; amending section 36.62.130, chapter 4, Laws of 1963 and RCW 36.62.130; amending section 36.62.140; chapter 4, Laws of 1963 and RCW 36.62.140; and amending section 36.62.160, chapter 4, Laws of 1963 and RCW 36.62.160.

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

HOUSE BILL NO. 863, by Representatives Garrett, Wolf and Brouillet:

An Act relating to motor vehicle fuel tax; and amending section 82.36.280, chapter 15, Laws of 1961 and RCW 82.36.280.

Referred to Committee on Highways.

HOUSE CONCURRENT RESOLUTION NO. 6, by Representatives Marsh, Lynch and King (by Advisory Council on Public Higher Education request):

Authorizing a senior college study.

Referred to Committee on Higher Education and Libraries.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 457.

NOTICE OF RECONSIDERATION WITHDRAWN

There being no objection, Senator Andersen withdrew his notice of reconsideration of Senate Bill No. 270.

MOTIONS

On motion of Senator Holman, the rules were suspended and Senate Bill No. 270 was ordered immediately transmitted to the House.

At 10:15 a.m., on motion of Senator Greive, the Senate recessed until 10:50 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 10:50 a.m.

SECOND READING

SENATE BILL NO. 439, by Senators Greive, McCutcheon, Stender and Herr:
Increasing benefits paid by workmen's compensation.

There being no objection, Senate Bill No. 439 was ordered placed at the beginning of the second reading calendar for Friday, March 21, 1969.

SENATE BILL NO. 513, by Senators Greive, Stender and Stortini:
Providing workmen's compensation for permanent partial disability.

There being no objection, Senate Bill No. 513 was ordered placed at the beginning of the second reading calendar for Friday, March 21, 1969.

SENATE BILL NO. 174, by Senators Woodall, Twigg and Cooney:

Permitting organization of employment agencies, and prescribing methods of operation.

On motion of Senator Greive, Substitute Senate Bill No. 174 was substituted for Senate Bill No. 174 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 10, section 23, line 19 after "retain" insert "continuing" and after "jurisdiction" strike ", and the cause shall be continued."

On motion of Senator Woodall, the rules were suspended, Engrossed Substitute Senate Bill No. 174, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 174, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Andersen, Bailey, Durkan—3.

Excused: Senators Ryder, Uhlman, Washington—3.

ENGROSSED SUBSTITUTE SENATE BILL NO. 174, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 440, by Senators McCormack, Foley, Atwood, Odegaard, Lewis (Harry) and Washington (by departmental request):

Prescribing requirements for voting devices.

The Senate resumed consideration of Senate Bill No. 440 and the following pending committee amendments:

On page 1, section 1, line 23, strike all of subsection (7) down to the period on page 2, line 9 and insert "[(7) Voting devices shall be so prepared for use as to provide party column voting in separate party columns at partisan general elections] "

On page 2, following the period on line 9, insert "NEW SECTION. Sec. 2. There is added to chapter 109, Laws of 1967 ex. sess. and to chapter 29.34 RCW a new section to read as follows:

In all primary elections involving the use of punch card voting, the names of the candidates shall be grouped on the ballot label according to office sought, and rotated in the same manner as they are rotated on mechanical voting machines.

In all general elections the names of the candidates of the two major political parties shall be grouped on the ballot label according to political party in the same manner as on paper ballots, and the names of the candidates of all minor parties shall be grouped on subsequent pages according to the office sought and listed in the chronological order of their filing for office. Whenever minor party candidates are listed on subsequent ballot labels to those of the two major political parties, notice of this fact shall be posted at the bottom of the ballot label containing the major political party candidates."

Renumber existing section 2 as "Sec. 3."

On page 2, section 2, line 15, after "RCW 36.13.010]" and before the period insert "*except class A and class AA counties*"

In line 1 of the title after "elections;" and before "amending" insert "adding a new section to chapter 109, Laws of 1967 ex. sess. and to chapter 29.34 RCW;"

Senator McCormack moved the adoption of the committee amendment to page 1.

POINT OF INQUIRY

Senator Woodall: "Would Senator McCormack yield? Does the bill in its present state, make mandatory anything for any of these counties that they now have to do under this bill?"

Senator McCormack: "The bill is permissive on any county, Senator Woodall."

Senator Woodall: "So you are not mandating any county to do anything differently than they are presently doing if they don't want to, is that a true statement?"

Senator McCormack: "That is correct."

The motion carried and the amendment was adopted.

On motion of Senator McCormack, the committee amendment to page 2, following the period on line 9, was adopted.

It was moved by Senator McCormack that the committee amendment to page 2, section 2, line 15 be adopted.

It was moved by Senator Gissberg that the following amendment by Senators Gissberg and Mardesich to the committee amendment to page 2, section 2, line 15 be adopted:

On page 2, section 2, line 15, after "*counties*" add the following: "*as are presently so classified under RCW 36.13.010 as of the effective date of this 1969 amendatory act.*"

POINTS OF INQUIRY

Senator Greive: "Would Senator Gissberg yield to a question? Senator, I haven't read the amendment but does this make Snohomish county a Class AA county for all purposes including grants or all of the various statutes that we have, did we just change the status?"

Senator Gissberg: "No, Senator Greive. It does not in any way change the population requirements for counties. We don't get into that at all. I explained it once. If you want me to try and explain it again, as to the rationale as to how this amendment will work, I will do so.

"Snohomish county is now a first class county. We will be a Class A county at the next census. This will be in 1970. This bill would exclude however, Class AA and Class A counties as it came out of committee so that Snohomish county is in a situation that although we could use the provisions of this bill as a first class county because we are a first class county now, we would lose that opportunity in 1970 as soon as we became a Class A county.

"So, my amendment simply says that Class A and Class AA counties are excluded from the provisions of this act when those counties as are presently so classified. In other words the exclusion would only apply to Class A counties which are so classified as of the effective date of this amendatory act. It is quite simple actually if you follow what I am saying."

Senator Pritchard: "I wonder if Senator Gissberg would yield to a question. Senator, I am willing to go along and let Snohomish county have the option to use this if they want but it seems to me we are going to an awful lot of trouble here. It seems to me we would be a lot better off to just let King and Pierce off, if they don't want this, they don't have to use it. I am a little confused to why we have to go around the barn so far and so fast to work it out so you can have the option and you can make your own choice. Wouldn't this be easier?"

Senator Gissberg: "I don't know what is going to happen to the amendment as amended. Senator McCutcheon is going to fight vigorously to keep the amendment as amended on. If I had the foresight to know whether the committee amendment would be adopted, that would be one thing. If the committee amendment is adopted then of course that would effectively take Snohomish county out of the coverage of this act in 1970 which would be ridiculous.

"On the other hand, if Senator McCutcheon's committee amendment is not adopted,

then of course you are correct and that is that. All Class AA and Class A counties would be able to take advantage of it but I don't know if his amendment is going to be adopted so all I am trying to do with my amendment is safeguard Snohomish county's position on this so that we will be able to use it notwithstanding whether or not his amendment is adopted."

Senator Pritchard: "It makes me wonder if King county shouldn't also run up and get something on here that would allow us, if this amendment goes through, to have the freedom of choice but I am a little confused by this whole maneuver and I don't quite understand what is going on but I am going to start looking."

Senator Wilson: "Mr. President, would Senator McCormack yield to a question? Senator, I realize it is the question of amendments that is germane right now but also the entire intent of the bill has become involved and my question is why do some counties want to be excluded from this bill if it is purely permissive?"

Senator McCormack: "Senator Wilson, I can't answer that question because I don't represent one of those counties. It is not my amendment. It is a committee amendment. It was requested by the committee chairman so I will simply have to plead ignorance on the question."

Senator Wilson: "Mr. President, might I ask then of Senator McCutcheon and pursue the same area? Senator, my question is why do some counties wish to be excluded from this bill if it is purely permissive as Senator McCormack has indicated?"

Senator McCutcheon: "Because, Senator Wilson, it comes from long experience in this body and I am sure that you have learned that 'may' turns to 'must' awfully easy and 'may' turns to 'shall' and Pierce county doesn't want to be in a position of it 'may' this year and 'shall' next year. They would like to have that out of there. I know it is a nice word. May is always permissive but it is dangerous also from a purely political standpoint."

"I think in all of the experience in Olympia my years have proven that. I have seen 'may' turn to 'shall' from session to session. They will always start out with 'may' and if they can't get by with that, they will say, 'it will take effect two years from now and the bug will be pulled out of it'."

"That gives you my reasons anyway. They are largely political, I admit, but isn't all of our legislation here somewhat political? Maybe we are not political human beings but I thought that is what we were when we were elected and that is what makes it so outstandingly great."

Senator Holman: "Speaking to Senator Wilson's question and with reference to King county which Senator Pritchard mentioned, the situation there is that we have a county auditor, Mr. Logan, a good friend of mine who is just simply opposed to this new type of voting and he doesn't want to give the county council, newly elected, the opportunity to maybe experiment with. Now I don't think they would because we have voting machines in every one of our 2,200 precincts. We have quite a capital investment. Nevertheless, I think in principle, King county should have freedom of choice if it wants it but what I intend to do myself is to support Senator Gissberg's amendment to the committee amendment so that it accommodates them and then vote against the committee amendment and I think if that happens, we have a bill that is entirely permissive."

The motion carried and the amendment to the amendment was adopted.

A division was requested on the adoption of the committee amendment as amended.

PARLIAMENTARY INQUIRY

Senator McCutcheon: "Parliamentary inquiry. I haven't the rule before me but am I allowed to speak briefly on the amendment before we have the division?"

REPLY BY THE PRESIDENT

The President: "Yes, Senator McCutcheon."

POINT OF ORDER

Senator Atwood: "Point of order."

The President: "Senator Atwood will state his point of order."

Senator Atwood: "When Senator McCutcheon took the floor I didn't raise the question but I am going to do so now."

"We were in the midst of a division on the question of the adoption of the amendment and I think that you can't interrupt for speeches when we are in the middle of a vote."

Debate ensued.

MOTION

On motion of Senator Dore, the rules were suspended to permit Senator Mardesich to speak.

RULING BY THE PRESIDENT

The President: "Senator Dore and Senator Atwood, the President believes the fact that the Senate had commenced a division does not necessarily shut off debate. The President believes that if a roll call had been started, Senator McCutcheon would have been out of order. The President rules that remarks are still in order."

POINTS OF INQUIRY

Senator Mardesich: "I find myself in rather an odd position having added my name to the amendment to the committee amendment. I would like to ask anyone on this floor, either Democrat or Republican, to answer a few questions so that I can help make up my own mind. I am somewhat concerned now.

"What about this question of programming? I don't care if you call it programming error or perhaps programming sleight of hand, whatever you call it, what about that question? Is it that easy to make errors? Is it easy to rig? Even more important in my mind, Senator Dore has said and I have no doubt his statement is true, that IBM within the last month has withdrawn from the field. They are discontinuing the sale of their IBM voting machine. Now, someone like IBM withdraws from a field, there is some reason for it. A field which has potential market of millions of dollars across these United States and I am wondering if anyone has any light to shed on that question. Why has IBM dropped out? Are they so concerned that they had doubts about the program itself? Until I get an answer to that question, I am inclined to vote against this measure."

Senator McCormack: "Mr. President and gentlemen of the Senate, I shall try and answer some of the questions that have been raised. First of all, with respect to IBM, it was an anti-trust situation that caused IBM to withdraw from this field. They have set up some sort of a subsidiary and some of the IBM employees are carrying out this program. It in no sense has been rejected by IBM. The only problem they had was an anti-trust problem.

"Now, to go on to this programming question. This is, I am sure, misunderstood by a lot of people. Senator Dore obviously misunderstood it and so let me explain to you that programming for using a computer to count is, under the provisions of the law and the regulations established by the secretary of state's elections officer, certified and prepared by an independent, outside agent.

"In the instance of Clark county, this program was brought to Olympia and run in Olympia on a computer by the superintendent of elections on a test deck. This test deck was made up so that all the candidates who were on the ballot in Clark county were on the ballot here but the test deck was made up of several hundred cards punched randomly so that each candidate would get exactly fifty percent of the vote. This was run in Olympia to check out and it was checked out exactly so that it was proven that this program was doing exactly what it was supposed to do. Then to show that the program was not just reporting fifty percent for everybody, they put a second test deck in which was programmed to have random distribution of counts for the candidates and this came out correctly also. The program was then locked in a safe in Olympia and at seven o'clock that evening was taken by state patrol to Vancouver under the direction of the superintendent of elections where it was used on the computer at the PUD building in Clark county to count the cards.

"This is the technique that would be applied in any election in any county using this system. You would have a certified program, certified by the superintendent of elections. Tested, locked up and then used to count the ballots. In addition to being pretested in Olympia, the law provides that in counting the ballots, the Republican and Democratic party representatives can, at least three times during the count, run a prepared test deck through the counter. In other words, three times during the count they can say 'stop the machine'. The machine stops, they put the pre-prepared test deck from which they already know the answer into the machine and run it through. It counts that test deck out properly, the count is no good. Obviously, it is programmed improperly. This was done in Vancouver and the machine was tested on the test deck on the site by Republican and Democratic representatives before the count, in the middle of the count and at the end of the count. In each case it read just exactly the same thing.

"I think I should mention one other thing in response to a comment Senator McCutcheon made. A computer is simply a machine, a hand computer is a machine. Any one of these machines does what the people tell it to do. It is not magic. A computer is simply a fast adding and subtracting device with a memory bank in it and it will do exactly what the operator tells it to do according to what is put into the machine. The key to this is the program, the testing of the program. The law provides a sealed program to control the count, a test deck to check it. That is in the provisions under RCW 29.34 I think, and the regulations of the Secretary of State.

"Now those are the conditions under which these elections would be run and I hope that answers your questions."

Further debate ensued.

Senator Woodall: "Would Senator McCormack yield? Senator, how does one check after an election where you believe there is some fraud or the voting doesn't show true? I recall the election a few years ago in Chicago when they wanted to recheck and Mayor

Daley lost all of the ballots, do you remember? Now, assuming that in some of our populous around here, people of the caliber of Mayor Daley were running the show, I pray to God it never happens here, but under those conditions how would you double check him, how would you know later on that they turned the right figures in?"

Senator McCormack: "Without commenting on Mayor Daley, I shall answer the specific question. The ballot cards, the punch cards according to the law are saved for six months as are any other ballot records from mechanical voting machines. They are sealed under court order and kept for six months. They may not be opened for six months and the seal, by the way is the same physical metal band that is used to seal mechanical voting machines. At the end of six months, they may be destroyed and may be cleared. For instance, in the Clark county situation, these cards were supposed to have been destroyed a couple of days ago but the auditor has held them over. We could go down to Clark county today with a court order and take those same cards, run them through any computer in the state to count them on a program prepared by anybody who knows how to prepare the program, certified by the secretary of state. Furthermore, we could count by hand, look through each one of them and count them by hand. The physical record is available for IBM counting cards the same as it is for paper ballots or mechanical voting machines."

Senator Mardesich: "Would Senator McCormack yield to another question? Senator, I would assume that in California the legislature, the secretary of state, if he be the election official in California, would take the same type of safeguards which you say we have taken in this state?"

Senator McCormack: "No, as a matter of fact that is not the case. I spoke to Ken Gilbert, the supervisor of elections for the state of Washington, about that and we spoke to him about the situation in the primary election, first presidential primary in California where in Fresno they had a situation where a program was not prepared properly and they couldn't run the machine during the election for President and he said it couldn't possibly happen here because of the regulations and laws we have in this state."

Senator Mardesich: "What you are saying is that the errors that they made, programming errors, could not happen here?"

Senator McCormack: "That is exactly what I am saying. The secretary of state assures us that this could not happen here."

Senator Mardesich: "Are you also saying that this couldn't happen here even though we had a man who was quite good at sleight of hand?"

Senator McCormack: "Now Senator Mardesich, you are reaching way out into the land of make-believe. If you want to talk about sleight of hand, you had better talk about all paper ballots and all machine ballots and the vote board in the House of Representatives and this could go on forever in the land of make-believe. If you want to talk realistically about this, the answer to your question is 'no'."

Senator Mardesich: "The answer is 'no', thank you."

Senator Dore: "Would Senator McCormack yield to a question? Suppose that, just for argument's sake, that I am the programmer and I am in a race for state Senator in the tri-city area against myself and I want to program so that I get every twenty-eight votes regardless of who gets it. Is it possible for me, as programmer, to set the machine so that it will be programmed that way?"

Senator McCormack: "No."

Senator Dore: "I was told directly to the contrary that you could change an 'I' or dot or close up the hole in a rotation basis and the reason I say that, I have a clipping from Montana that I would like to read and see if you would like to comment on this. 'Work in setting up the Missoula county voting ballots doesn't match the program established by the voting machine, according to the Missoula county clerk. It should have been fourteen ballot rotations because of the number of legislative candidates in the county, instead there were only four in presidential candidates.'

"If they were using the same IBM machine, why couldn't we in this state set to have thirteen rotations of the ballot so someone could drop off a ballot each time around. Is there some reason that our machine would run any differently from Montana when it is the same IBM machine?"

Senator McCormack: "Mr. President, I can only say that I cannot comment on what some newspaper says about some confused situation in some other state with some other laws. This apparently had something to do with a rotation position of candidates on the ballot and nothing to do with the validity of the program."

Senators Gissberg, Cooney and Atwood demanded the previous question.

Senator Holman demanded a roll call and the demand was sustained by Senators Peterson (Ted), Pritchard, Sandison, Faulk, Wilson, Ridder, Stortini, Connor, Greive, Peterson (Lowell).

ROLL CALL

The Secretary called the roll. The motion failed and the amendment as amended was not adopted by the following vote: Yeas, 21; nays, 23; absent or not voting, 2; excused, 3.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg,

Greive, Herr, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Peterson (Lowell), Ridder, Stortini, Talley—21.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Sandison, Stender, Twigg, Walgren, Williams, Wilson, Woodall—23.

Absent or not voting: Senators Durkan, Henry—2.

Excused: Senators Ryder, Uhlman, Washington—3.

Senator McCutcheon moved the adoption of the following amendment:

On page 1, section 1, following subsection (7) as added by Senator McCutcheon's amendment, add a new subsection as follows:

"(8) No counting of votes cast by punch cards will be allowed until the close of polls."

Debate ensued.

POINT OF INQUIRY

Senator Bailey: "Mr. President, relative to Senator McCutcheon's amendment, I wonder if Senator McCutcheon would yield? It is against the law now for the counting board to announce any results until eight o'clock when the polls close. Is there any reason why this has to be written into this bill in particular? I have no objection except that I wanted to point out that we start counting ballots at four o'clock but it is against the law for any election official to announce any results until after eight o'clock and I happened to have been involved in this election and I know very well there were no results announced until about ten minutes after eight."

Senator McCutcheon: "I will be very glad, Senator Bailey, to accept your suggested amendment. If the Secretary of the Senate can do this, strike the words 'not counted' and enter 'shall not be announced'."

Senator Woodall: "Now I am confused on this. If this is a machine which does its own tabulating and is supposed to be this big timesaver, why do you have to start counting what this machine is tabulating at four in the afternoon? Why do you have to bother with it, why don't you wait until the polls close at eight o'clock and simply read it. What is the need of starting to count on a machine in the middle of the afternoon?"

Senator Bailey: "In answer to Senator Woodall, the machine that you vote on does not do the counting. You have to take these punch cards to a machine for feeding into the machine and this had to be done in the PUD building in Vancouver. You have to go wherever they have punch card machines. The cards are taken over a little early so that at eight o'clock they do have an incomplete return for you."

The motion carried and the amendment as amended was adopted.

On motion of Senator McCutcheon, the following amendment to the committee amendment to page 1 was adopted:

On page 1, section 1, line 23, insert a new subsection (7) as follows:

"(7) Voting devices shall [be so prepared for use to provide column voting in separate party columns at partisan general elections] have a duplicate card system so one color punch card could be retained at the polling place while the other was counted"

On motion of Senator McCormack, the first committee amendment as amended was adopted.

The following amendment by Senator McCutcheon was not adopted:

On page 2, section 2, line 15, after "RCW 36.13.010]" and before the period insert *"except class A and class AA counties"*

On motion of Senator McCormack, the committee amendment to the title was adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 440 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators McCormack, Foley and Williams demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 440, and the bill passed the Senate by the following vote: Yeas, 34; nays, 11; absent or not voting, 1; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry),

McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Walgren, Williams, Wilson—34.

Voting nay: Senators Andersen, Connor, Dore, Greive, Guess, Herr, Lewis (Brian), McCutcheon, Peterson (Ted), Twigg, Woodall—11.

Absent or not voting: Senator Durkan—1.

Excused: Senators Ryder, Uhlman, Washington—3.

ENGROSSED SENATE BILL NO. 440, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Foley, the rules were suspended and Engrossed Senate Bill No. 440 was immediately transmitted to the House.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Washington Wheat Queen Wendy Hanson and appointed a special committee consisting of Senators Knoblauch, Huntley, Donohue and Guess to escort Queen Wendy to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Queen Wendy to address the Senate.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

Senators Greive, Bailey and Ridder demanded a Call of the Senate.

Senator Greive demanded a roll call on the demand for a Call of the Senate and the demand was sustained by Senators McCormack, McCutcheon, Bailey, Connor, Herr, Stortini, Wilson, Mardesich, Peterson (Lowell), Odegaard, Dore, Cooney and Ridder.

ROLL CALL

The Secretary called the roll and the demand for a Call of the Senate was sustained by the following vote: Yeas, 23; nays, 21; absent or not voting, 2; excused, 3.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Wilson—23.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Stender, Twigg, Williams, Woodall—21.

Absent or not voting: Senators Durkan, Walgren—2.

Excused: Senators Ryder, Uhlman, Washington—3.

MOTION

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

SECOND READING

SENATE BILL NO. 512, by Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren:

Enacting the Washington State Labor Relations Act.

MOTION

On motion of Senator Greive, Senate Bill No. 512 was made a special order of business for 3:30 today.

SENATE BILL NO. 203, by Senators Foley, Mardesich, Andersen and Canfield (by Legislative Budget Committee request):

Authorizing a reconveyance of forest trust lands to counties for recreational uses.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 203 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 203, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Durkan, Gissberg, Mardesich—3.

Excused: Senators Ryder, Uhlman, Washington—3.

SENATE BILL NO. 203, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 205, by Senators Foley, Ryder and Dore (by Legislative Budget Committee request):

Appointing fiscal agencies.

On motion of Senator Foley, Substitute Senate Bill No. 205 was substituted for Senate Bill No. 205 and the substitute bill was placed on second reading.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Substitute Senate Bill No. 205 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 205, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Durkan, Gissberg, Huntley, Pritchard—4.

Excused: Senators Ryder, Uhlman, Washington—3.

SUBSTITUTE SENATE BILL NO. 205, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 410, by Senators Dore and Uhlman:

Relating to proof of wills.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 410, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 410, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Durkan, Elicker, Pritchard, Stender—4.

Excused: Senators Ryder, Uhlman, Washington—3.

SENATE BILL NO. 410, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 274, by Senators Dore, Herr, Uhlman, Stortini and Connor:

Increasing pensions of widows of firemen and policemen.

REPORT OF STANDING COMMITTEE

February 11, 1969.

SENATE BILL NO. 274, increase in widows and childrens pension of policemen and firemen killed in line of duty (reported by Committee on Labor and Social Security):

Do pass with the following amendment:

On page 2, section 1, beginning on line 11, after "or" strike all the matter down to and including "cause" on line 12 and insert "[in the event a fireman retired on account of service connected disability shall die from any cause] as a proximate result thereof"

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Metcalf, Ridder.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

Senator Dore moved the rules be suspended, Engrossed Senate Bill No. 274 be advanced to third reading, the second reading considered the third.

MOTION

Senator Williams moved that Engrossed Senate Bill No. 274 be returned to the Committee on Labor and Social Security.

Debate ensued.

POINT OF INQUIRY

Senator Dore: "Would Senator Williams yield to a question? Senator, I was a little disturbed over that committee amendment and I can see your point on it. It has been in the committee a long time and I wish you had raised this on second reading before it went to third reading and I wonder if you will withdraw your motion. I will then suspend the rules and revert back to second reading and hold it. We will have a chance to get together tomorrow. A lot of the language you mentioned you objected to is in the law now and you know what we are trying to accomplish here is just to give a full pension to widows whose husbands are killed in the line of duty and just affecting five or six men, that is what we

want to do and I think we can. I think it will be a simple amendment and I wonder if you would withdraw your motion and put it on second reading and keep it there until such time as we can work out satisfactory language, at least agree on what we are trying to do.

"I think you raised a good point in one section. In some of the others I might disagree with you but I think on the committee amendment that came out of the Committee on Labor and Social Security, we have affected existing rights and we should take a look at it."

Senator Williams: "Senator Dore, there are five other things which are affecting existing rights or doing something to weaken their position, also I just don't think it can be done by one committee amendment. There are five other specific things. This matter of cutting off the widow's right when he would have become of retirement age is put in both for the policemen and the firemen. The right of giving this widow the right to cash in her rights and the rights of her children for \$5,000 I believe is a very dangerous thing."

Senator Dore: "That is the law now, Senator."

Senator Williams: "Not for policemen."

Senator Dore: "If we can't work it out, if we can't agree on language, then I will be agreeable to put it back if we go back to second reading and see if we can't agree on what the language is and then if we can't, I will be perfectly agreeable to returning it to committee."

Senator Williams: "Senator, I just can't agree. I think this bill has got to be re-written and I don't think we can do that on the floor of the Senate. As I say, I have listed six major things that are wrong, most of the items I list are harmful to most firemen and most policemen."

Senator Dore: "Senator, in view of the fact that you have more votes than I on the floor right now, I am going to have to agree to your superior argument."

The motion by Senator Williams carried and Engrossed Senate Bill No. 274 was returned to the Committee on Labor and Social Security.

HOUSE BILL NO. 554, by Representatives Richardson, Brouillet, Kuehnle and Haussler (by departmental request):

Authorizing superintendent of public instruction to reduce required school year.

The bill was read the second time by sections.

Senator Ridder moved the adoption of the following amendments:

On page 1, section 1, line 19, after "*districts*" and before "*to*" insert "*for the 1968-1969 school year*"

On page 2, section 2, line 5, after "*districts*" and before "*to*" insert "*for the 1968-1969 school year*"

Debate ensued.

The motion carried and the amendments were adopted.

On motion of Senator Ridder, the rules were suspended, House Bill No. 554 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Ridder yield to a question? Senator, as I understand it, this leaves the sole discretion in the hands of the superintendent of public instruction? Don't you think that the local boards should have some authority, at least should make application, should they not?"

Senator Ridder: "This is probably the way it should be done."

Senator Canfield: "Probably?"

Senator Ridder: "Right."

Senator Canfield: "But not in the law?"

Senator Ridder: "I do not see it written into the bill. I personally feel that there is a lack of trust here and it bothers me somewhat."

Senator Canfield: "I am astonished at that remark, Senator."

Senator Ridder: "This is a little inside one but truthfully I am a little astonished at your lack of trust. I don't think there is any case here where anybody is trying to pull anything over on anybody. We are interested in these school districts that lost time, here is a quote 'Spokane leads United States with depths of snow'. There are many districts that had a real rugged time and one of the problems that we face here is that we can make up five days in the Spring vacation."

Senator Canfield: "Pardon me, I was just asking a question."

Senator Ridder: "Maybe I wanted to give you a little more information."

Senator Canfield: "I just want to repeat the question. Don't you think that the local boards should make application for dispensation rather than leaving the sole authority in the hands of the superintendent?"

Senator Ridder: "Personally, Senator Canfield, I can see no other way that it can be handled but through the local boards. The local boards are going to have to ask the superintendent of public instruction for this. The superintendent of public instruction cannot go out and give anything to anybody. When there is a slight in a budget and you haven't made up your budget for the year, then the district must go to the superintendent of public instruction and ask for this emergency fund. There is no occasion in which the superintendent has the power to give anything to any school district of the state. The law is just not set up this way so the school districts will have to ask, as I see it.

"Of course I am not a school lawyer and I am sorry but I see nothing in the law which would allow the superintendent of public instruction to wilfully grant to anybody unless they ask for it. Does that answer your question?"

Senator Canfield: "No."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 554 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Wilson, Woodall—42.

Hold: Senators Guess, Lewis (Brian)—2.

Absent or not voting: Senators Durkan, Williams—2.

Excused: Senators Ryder, Uhlman, Washington—3.

HOUSE BILL NO. 554, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 462, by Senators Lewis (Harry) and Dore (by departmental request):

Providing procedures for payment of state expenses.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Senate Bill No. 462 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 462, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Bailey, Durkan, Huntley—3.

Excused: Senators Ryder, Uhlman, Washington—3.

SENATE BILL NO. 462, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 463, by Senators Dore and Lewis (Harry) (by departmental request):

Providing for transactions between state agencies.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 463 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 463, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Woodall—43.

Absent or not voting: Senators Durkan, Huntley, Wilson—3.

Excused: Senators Ryder, Uhlman, Washington—3.

SENATE BILL NO. 463, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 389, by Senators Andersen and Walgren:

Creating two degrees of criminal negligent homicide.

MOTION

On motion of Senator Andersen, Senate Bill No. 389 was ordered placed at the end of the second reading calendar for today.

SENATE BILL NO. 350, by Senators Foley, Mardesich and Gissberg:

Relating to the youth development and conservation committee.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 350 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 350, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Williams, Wilson—42.

Absent or not voting: Senators Durkan, Huntley, Stender, Woodall—4.

Excused: Senators Ryder, Uhlman, Washington—3.

SENATE BILL NO. 350, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 389, by Senators Andersen and Walgren:

Creating two degrees of criminal negligent homicide.

REPORT OF STANDING COMMITTEE

March 4, 1969.

SENATE BILL NO. 389, creating two degrees of criminal negligent homicide (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, beginning on line 24, reinstate the deleted language ending with "imprisonment]." on line 26

On page 2, add a new section following section 3 as follows:

"Sec. 4. Section 138, chapter 249, Laws of 1909 and RCW 9.48.010 are each amended to read as follows:

"Homicide is the killing of a human being by the act, procurement or omission of another, *death occurring within three years and a day*, and is either (1) murder, (2) manslaughter, (3) excusable homicide or (4) justifiable homicide."

In line 6 of the title, after "46.61 RCW;" and before "and" insert "and amending section 138, chapter 249, Laws of 1909 and RCW 9.48.010;"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Twigg, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Andersen, the committee amendments were adopted.

On motion of Senator Andersen, the rules were suspended, Engrossed Senate Bill No. 389 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCormack: "Would Senator Andersen yield to a question? Senator, now for clarification, what would the penalty be if someone drove through a red light or a stop sign and killed somebody with an automobile? This is second degree negligent homicide?"

Senator Andersen: "Yes."

Senator McCormack: "What would the potential penalty be?"

Senator Andersen: "That is a gross misdemeanor which means up to imprisonment in the county jail for a year and up to a fine of \$1,000. The maximums are maximums and the judge could still if he wanted to fine a person \$50 but it does make it a more serious offense than it now would be and it would also be labeled negligent homicide, second degree negligent homicide."

Senator McCormack: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 389, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Lewis (Harry), Pritchard—2.

Excused: Senators Ryder, Uhlman, Washington—3.

ENGROSSED SENATE BILL NO. 389, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 512, by Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren:

Enacting the Washington State Labor Relations Act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 512 on second reading, the pending amendments by Senators Andersen, Dore and Faulk and the point of order as raised by Senator Greive the preceding day.

RULING BY THE PRESIDENT

The President: Ruling on the point of order presented by Senator Greive.

The President finds that Senate Bill No. 512 is a measure which provides for procedures to settle labor disputes between employers and employees and provides for the method of selection of collective agents under certain circumstances.

The amendment proposed by Senators Andersen and Dore is an act pertaining to the duties and obligations of the superintendent of public instruction, certain vocational technical institutes and community colleges and the Washington State Board of Discrimination with regard to the competence of members of minority groups to perform certain trades.

The amendment, therefore, enlarges the scope and object of the bill and the point of order is well taken.

APPEAL FROM RULING BY THE PRESIDENT

Senator Andersen: "Mr. President, it is with great reluctance but with sincere conviction that I must respectfully appeal the decision of the Chair."

President Pro Tempore Henry assumed the Chair.

Senator Andersen: "Mr. President, I was going to speak in connection with the appeal of the decision.

"As I mentioned, gentlemen, it is with great reluctance that I make this motion because, frankly, it is not something I have done before in my career in the legislature and it is with equally sincere conviction, however, that I do appeal the decision of the Chair because I think the bill that we have, this amendment, whether this amendment can be attached to this bill is a matter of very grave and very serious import to the state of Washington. I well recognize also, gentlemen, this is one of those things which, while we have a rule that provides for it, is perhaps considered something that isn't in good form to do. However, I do it under one of the rules that we have in the Senate which we have adopted and I appeal the decision of the Chair in the same spirit that I occasionally appeal decisions of the judges. While the judge may be my friend and I may understand the sincerity of his opinion, I still have the right to disagree with it for I appeal to the state supreme court and that is the basis on which my appeal is based here and the spirit in which it is being made.

"Now the rule that the Chair has ruled under states as follows in Rule 62; this was the rule that Senator Greive quoted in challenging the right of this amendment to go on this bill, Rule 62 of the Senate Rules reads 'No amendment to any bill shall be allowed which shall change the scope and object of the bill'.

"I believe that this amendment does not change the scope and object of the bill and I would like to point out my reasons. I am referring to Senate Bill No. 512 here to the action of that bill where it sets out the purpose and the policy of the act and I would like to, if I may, refer to the purpose and policy of this act, and then refer to the purpose of the amendment by way of pointing out that as a factual matter this amendment does not enlarge the scope and object of this bill.

"The purpose and policy of Senate Bill No. 512 is, and I quote the bill 'to prescribe the legitimate rights of employees'. I point out that my amendment, that of myself and Senator Dore, relates directly to the right of a man to get a job without being discriminated against because of his race or his creed, a very fundamental right.

"Going back to Senate Bill No. 512, it states and I quote, 'One of its purposes and policies is, provide orderly and peaceful procedures for preventing interference by either with the legitimate rights of the other'. Now the procedures of protecting these rights is what the amendment relates to. In other words, Senator Dore's and my amendment refers to schools, refers to community colleges, sets up machinery to deal with the mechanics, the peaceful procedures if you will, of enforcing the rights of people to work. It is well and good to say a man shall not be discriminated against but you have to set up a set of workable procedures. That is what the amendment does and I don't see how that enlarges the scope and object of the bill at all. It fits right within it.

"Going back to Senate Bill No. 512 and I quote, 'The purpose of the bill and policy of the bill is to define and prescribe practices on the part of labor which are inimicable to the general welfare', and what my amendment is aimed at here is just this. I ask you this question and I believe the answer to the question shows what the amendment is aimed at and what the bill is aimed at. It is just this question and ask yourselves this question in connection with deciding this point.

"What right, what does it profit all the bills and all the laws we enact here prohibiting discrimination? We say you can't discriminate in housing, you can't discriminate in hiring

and that kind of thing. What right have we given people if we haven't given them the right to join a union, if they have to belong to the union in order to work? How can a man buy a house if he can't get a job to earn the money to buy it? How can man partake the right to equal accommodations if he can't get a job and if he can't pay for those accommodations? So we put ourselves on the back in connection with these anti-discrimination bills that we have passed and we say we are doing great things, but this amendment as it ties into this bill would give exactly what it is we have to give before we are ever going to solve this racial crisis that is upon us. The right of a man to join a union if he is qualified, the right of a man to get a job if he is qualified without regard to his race, without regard to his color and once he can get a job and earn money, then he is going to be able to buy the house and he is going to be able to accede the rights of equal accommodations and the man is going to be able to lift himself out of his present state which as we all know is poverty in many cases and even worse.

"Now, I will refer again to Senate Bill No. 512. One of the purposes and policies of it is 'to protect the rights of individual employees in their relations with labor organizations'. I say that every single word of the amendment that Senator Dore and I have offered, every single word of that amendment fits directly within the stated purpose of this bill 'to protect the rights of individual employees in their relations with labor organizations'. Now the effect of the ruling of the President and I appreciate I am sure it is sincere and I am sure it was done with a lot of thought because he read an opinion, he obviously worked on since this point was raised yesterday but the effect of the ruling of the President is simply to sweep this whole problem under the rug without directly facing the matter on the merits.

"The problem won't go away, gentlemen, the problem should be debated. It should be debated on the merits of the amendment and I can think of no more proper and fitting place to debate the merits of this amendment than in connection with this bill which doesn't enlarge the scope and object of and on the floor of the Senate of the sovereign state of Washington right now, today because I strongly suspect that if this amendment doesn't go on this bill, it will never see the light of day. I don't know whether it will or whether it won't but it comes right down to whether we are willing to get right to the guts of what this racial problem is and it fits on this bill which is all encompassing. It directly fits on it and I think the President, in all due respects was wrong on his ruling and that we should not sweep it under the rug. We should debate it here on the floor today and let the chips fall where they may.

"I urge that you do overturn the ruling of the President on the question that was raised by the majority leader, Senator Greive. Thank you."

Senator Gissberg: "Mr. President and gentlemen of the Senate and my respective counterpart, the minority whip, and as a majority whip of the Democratic side of the aisle, I must very vigorously concur with the opinion of the presiding officer in ruling that the amendment proposed does indeed enlarge the scope and object of the bill and the reasons that he set forth could not be more succinctly stated than as he did, namely, that this bill that is before us has to do only with labor relations between employer and an employee and the amendment goes far afield although it talks about discrimination. It goes far afield and gets involved in vocational education, superintendent of public instruction and our community colleges. Nothing could be clearer than the fact that this does indeed violate the constitutional concept of enlarging the scope and object of this bill.

"Further, and I disagree most violently here to the statement by Senator Andersen that this would be sweeping this very serious problem under the rug. That is not so. I am confident, Senator Andersen, or anyone on your side of the aisle or on this side of the aisle that we will subscribe to the principles set forth in this amendment. It is not for that reason that we oppose it in any way. The door is perfectly open for anyone in this Senate body to introduce a bill on this subject which should stand on its own merits and which when introduced I am sure will go sailing through this Senate very quickly. I am not sure how all the members of the other side of the aisle would vote at that time on this subject, however.

"Also, there is a similar bill in the House. The House can act on that bill in an orderly fashion and if it gets over here and when it gets over here we will then take it up at that time. We are not talking about parliamentary law and we are bound by certain rules and our very Constitution. The reason for those rules in the Constitution is to provide for order in the legislative process so that we can only consider matters which are properly supported in the bill and not to extend the bill by enlarging its scope and object. To allow this to be done would result in utter chaos and confusion insofar as the legislative process is concerned.

"I have the feeling that there is an attempt to interject partisanship into this matter. The lieutenant governor, of course, this had to be a very difficult ruling for him because I know that he subscribes personally to the concept embodied in this proposed amendment but he has to rule on the basis of the law, not the equity of the case and the equities can be heard at a later time, at a later place on the floor of this Senate or in the House."

Senator Greive: "Mr. President and members of the Senate, Senator Andersen said that he was embarking upon an office procedure and one that he had never been a part of and I might say that I have been a part of a number of those procedures, such as they are. I think there have been four or five in my time in the Senate and the man who made the motion on the only successful one and I was reversed to the Supreme court so in twenty-four years it has been done once, so we will start out from there.

"Now, let's look at what we are talking about here. In one bill we deal with labor unions and the right to organize, the right to live by a signed contract, the right to follow a procedure, honored as a result of the national labor relations act by other employers for a great number of years. In other words, this is nothing new. It is something that is standard

and is pretty much a re-work of something which those who deal in interstate commerce deal with day in and day out. It provides for such things as the right to picket; it outlaws the so-called 'sweetheart contract' or a contract between a company union and an employer; it sets up certain rules for collective bargaining; it demands that they bargain collectively; it demands that they reduce it to writing and it attempts to encourage labor peace; in fact it requires that a labor union once recognized cannot strike pursuant to contract without a sixty day notice of the fact that they are going to terminate the contract and then only if there is a written contract only at the conclusion of the contract time that they must give a thirty day notice to the labor department before they strike. It provides no power whatsoever for mediation.

"Now, I will go into the details so you will understand what we are talking about. Let us compare for a moment what the other bill does because we are talking about scope and object here. We are not talking about whether you are for or against the bill. I remind you that Senator Dore, Senator Bailey and myself are presenting another amendment, one that has been distributed to everyone. It is on each of your desks which says it will be an unfair labor practice for an employer or a labor organization or its agent in regard to hiring or tenure of employment or in regard to the membership of the labor organization or in the operation of a hiring hall to discriminate with reference to race, creed or color, national origin, or religious belief. So we too appreciate the position which Senator Andersen says that he espouses.

"Now, the question then is are we or are we not in favor of members of the minority race having their right to a job, having their right to be a member of a union, the right to employment and to a living and a living wage. That is not the question and never has been the question. I will certainly put my record and the record of virtually every Democrat here against that of any Republican when it comes to that particular area of concern. I think that we have voted many times when some members of Senator Andersen's own party have felt reluctant to vote to be sure that we protected the rights of the minority. Indeed, I think the Democratic party itself consists primarily of minorities but that is not the question.

"The question is, is this particular bill within the scope and object of the original bill which was Senate Bill No. 512. I have just briefly explained to you what is in Senate Bill No. 512. There is more and I presume we will get into that later but you understand then it is between employer and employee, yes, but basically it is between labor unions and restrictions on labor unions and on employers as to what they do to each other when they are bargaining.

"Now the other bill, House Bill No. 472 which was attempted to be amended on this bill deals with an entirely different matter. Yes, it deals with the right of a man to have a job but no more so than the amendment which we suggest. Rather it deals with a complicated set of procedures which may be very good and as a practical matter I told many of the labor people yesterday that if such a bill were presented, at least offhand without any further analysis, I probably would vote for it and I thought that some of them weren't happy, I will grant you that but my feeling was that some of them were, but that is their problem.

"I feel clearly that this bill deals with such things as junior colleges and the man who is the director of the system of junior colleges; it deals with a board which means the Washington state board against discrimination; it deals with the department of labor and industries. None of these particular people figure very prominently in this bill which is to be administered by an independent board of five people, appointed for this particular purpose. So it deals with different people, with different characters in a play, so to speak if you want to look at it that way.

"Then what does it deal with? It deals with an arrangement for these people to go to community colleges. It gives them certain rights to the community college which are not open to others. In other words, it gives them the authority of preferential right while that may or may not be right, conceivably if you are downtrodden, if you belong to a race which does not get these opportunities maybe you are entitled to a better right but it does give them a right in excess of what other people have.

"Then it says once they are educated, they shall automatically be a member of a labor union. It doesn't speak of apprenticeship, it doesn't go in for the time honored tradition that they should stand their chance and be responsible to that union as other members. Now, that may or may not be correct so you see we are not really arguing the principle that this really is a complicated set of procedures dealing with junior colleges, dealing with education, dealing with the rights of automatically telling people they must accept somebody who has a certain education who may or may not have the training necessary to carry out those responsibilities. Certainly any reasonable person and I am sure that everyone on this floor is reasonable, or any fairminded person would say that this is not the thing, a procedure which deals with employer and employee deals with written contracts which deals with the right to strike, picket, the right to force recognition of the union. They are vastly different situations. All the other rights which are guaranteed under Senate Bill No. 512 which we are debating, all of the other rights are listed very briefly. In other words, we make our effort. For instance, let's take any of them when you are dealing with it. Just at random, under section 12, there is a provision here that it is an unfair labor practice to discharge or otherwise discriminate against an employee because he has filed charges or given testimony under the act, or to refuse to bargain collectively with a representative or employee subject to the provisions of the act. In other words, I only cite those to briefly show that there are some provisions. They are short. They are succinct.

"Now, I again come back to the amendment which we are offering. It shall be an unfair

labor practice for an employer or for a labor organization in regard to hiring or tenure or employment in regard to membership of a labor organization or in the operation of a hiring hall to discriminate with reference to race, color, creed, national origin or religious belief. We have set out in the same manner as the other labor practices are set out; short, succinct description of what the unfair labor practice is. We have made arrangements that it, of course, would be enforced by the same board as the other labor practices and certainly have stayed within the provisions of the act which I again remind you is a far cry from setting up a system of junior colleges, setting up a three-part deal where people who are not involved become involved, namely, the superintendent of public instruction, or the director of the department of labor and industries, also the system of community colleges where we deal with student training and with a lot of other matters.

"Now speaking directly to the decision made by the President of the Senate, he has taken these two equities, he has not attempted to become involved one way or another in the right or wrong but has said in effect I have compared the two bills and they are not the same matter. He said 'I have had a chance overnight to carefully examine the provisions and they don't deal with the same provisions. They are not one and the same'.

"With that in mind, he has ruled the only way that it is possible for him to rule. He has ruled that this is not germane. That certainly it is entitled to a hearing as an act independent and on its own. Certainly it is a matter of weighted discussion which we should handle but it is not germane. It is not within the scope and object of this particular measure and as it is not within the scope and object, he so ruled and I urge all of you to be reasonable, fair and leave politics out and to face up to the decision and sustain the Chair."

Senator Pritchard demanded a roll call and the demand was sustained by Senators Andersen, Atwood, Canfield, Peterson (Ted), Bailey, Greive, Foley, Holman and Connor.

Senators Keefe, Durkan and Gissberg demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Ryder, Uhlman and Washington, who had previously been excused. On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senators Gissberg, Cooney and Sandison demanded the previous question and the demand was sustained.

POINT OF ORDER

Senator Andersen: "Point of order. The previous question to what? Would the President explain?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "Senator Gissberg raised a demand for the previous question on the debate on your appealing the decision of the Chair."

ROLL CALL

The Secretary called the roll of the Senate and the ruling of the Chair was sustained by the following vote: Yeas, 26; nays, 20; excused, 3.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Walgren, Wilson—26.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Twigg, Williams, Woodall—20.

Excused: Senators Ryder, Uhlman, Washington—3.

The amendments to Senate Bill No. 512 by Senators Andersen, Dore and Faulk were ruled out of order.

Senator Stender moved the adoption of the following amendment:

On page 3, section 3, line 7, strike beginning with line 7 all material to line 21 to and including "four years." and insert the following: "The members chosen to serve on the

Board shall have been residents of the State of Washington for at least three years. Board members shall be selected by virtue of their experience or education in Labor-Management Affairs with at least two members to be appointed who have had experience in labor-management affairs as a Representative of an employee organization. The Governor shall designate the member to serve as Chairman of the Board. The term of office shall be for five years. The initial term of each member shall be staggered from one year to five years with the term of each member initially to be chosen by a drawing."

Debate ensued.

Senator Greive moved the adoption of the following amendment to the amendment by Senator Stender:

After "employee organization" add "these two members shall be appointed from a list of not less than six (6) names submitted to the Governor by the Washington State labor council: PROVIDED, That the Washington State labor council has considered nominees submitted by other labor organization."

POINT OF INQUIRY

Senator Woodall: "Would Senator Greive yield? Senator, as I understand your amendment, the only people who could ever be the labor representatives would be the ones that were cleared through Joe Davis' group. Is that correct?"

Senator Greive: "That is only partially correct. If you will read the bill itself, I took my language directly from lines 11, 12 and 13 of page 3 which says 'provided that the Washington State labor council has considered nominees submitted by other organizations' which, in effect would say that if they had not considered or if there was some legitimate beef on the part of the longshoremen, the teamsters or some other organization, the Governor would then be free to make other appointments."

Senator Woodall: "I don't believe he answered that. The way it reads to me is that the Governor has to pick them from the list of six names given by this labor council which means that all they have to do is to say to the Teamsters and some of the rest 'yes, we considered yours but we decided to give our own list of names'. When they have done that they have complied with it and your amendment would virtually close out any consideration of any of these people, such as Teamsters."

"Now it seems to me that your amendment is too restricting and doesn't accomplish the broader base which Senator Stender is trying to achieve by his. You have given the total nominating power over to one segment of labor."

MOTION

On motion of Senator Gissberg, the amendment by Senator Stender and the amendment to the amendment by Senator Greive were laid upon the table on a rising vote.

Senator Dore moved the adoption of the following amendment by Senators Dore, Greive and Bailey:

On page 7, line 29, following section 13 add a new section as follows:

"NEW SECTION, Sec. 14. It shall be an unfair labor practice for an employer or for a labor organization or its agents in regard to hiring or tenure of employment or in regard to membership of a labor organization to discriminate with reference to race, creed, color, national origin, or religious belief."

Renumber the following sections.

Senator Guess moved the adoption of the following amendment to the amendment by Senators Dore, Greive and Bailey:

On page 7, section 14 of the Senators Dore, Greive and Bailey amendment:

On page 7, section 14, before the period insert "or to maintain, operate or administer a hiring hall, or any arrangement for the referral of employees to employers for employment, in any manner which discriminates under the provisions of any law against applicants for employment or registrants for referral for employment: PROVIDED, That the employer shall not be responsible for the maintenance, operation or administration of the hiring hall or arrangement for the referral of employees for employment, notwithstanding that the hiring hall or referral arrangement may be incorporated in a collective bargaining agreement between the labor organization and the employer."

Senator Gissberg moved that the amendment by Senator Guess to the amendment by Senators Dore, Greive and Bailey be laid upon the table.

With the consent of the Senate, Senator Guess withdrew his amendment.

On motion of Senator Elicker, the following amendment by Senators Elicker and Lewis (Brian) to the amendment by Senators Dore, Greive and Bailey was adopted:

On line 4 of the new section 14, after "to" and before "a", strike "membership of" and insert "admission to or membership in"

POINT OF INQUIRY

Senator Pritchard: "I wonder if I could ask Senator Greive a question? Senator, if I understand what you said, you are willing to author with Senator Andersen what he was trying to do with his amendment, is that right in the form of a bill?"

Senator Greive: "If you are careful to word it that way. I pointed out in my original talk that there were some fundamental problems pointed out to me which mechanically made it almost impossible to work. I don't know if that is true or not and I would have to study those but if that is the intent of what he wanted to do, I am for it."

Senator Pritchard: "All right, then in that case as majority leader you will throw your weight and support and do everything you can here so it becomes law and not just talk."

Senator Greive: "You, Senator, know better than to start working with the question of majority leader when I haven't talked to any of the other members. I am speaking for myself and myself alone."

Senator Pritchard: "I was not trying to badger the majority leader, but I do think that as long as he carries the title of majority leader it is a fair question from this side of the aisle to ask him a question as to what his intentions are on the bill and if he says he is for it, I feel that he carries some weight and I will not quibble with you how much weight you carry, if you can get it before the body, then I will be pleased."

The motion carried and the amendment as amended was adopted.

On motion of Senator Guess, the following amendment was adopted:

On page 6, section 13, line 33, after "threaten" insert a comma.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 512 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Atwood: "Would Senator Greive yield to a question? Senator, this bill was out on the floor before and we sent it to the Committee on Ways and Means for a fiscal note which we finally got. My question to you is this, is agriculture still in this bill as it now sits before us?"

Senator Greive: "I don't think agriculture is in as agriculture but I think that it covers all of the employees whether they be agricultural or nonagricultural."

Senator Atwood: "It is not amended out by any committee action?"

Senator Greive: "No, no amendment that I know of that deals with agriculture one way or another. They gave them the same treatment as to whether they work for the local hamburger stand or the local hardware store or whether they work on a farm."

Senator Lewis (Brian): "Would Senator Greive yield to another question? Senator, I am not a labor lawyer so I am not quite able to understand some of the language of new section 13 which defines what shall be an unfair labor practice. Could you advise me if it would be an unfair labor practice, under this bill, to engage in a secondary boycott?"

Senator Greive: "It is my understanding that it would be and I call your attention especially to line 29 of subsection 4. One of the unfair labor practices is to engage in or to induce or encourage any individuals to encourage a strike or upheaval, in the course of his employment, to use, manufacture, process, transport or otherwise handle any goods, articles, materials or commodities or perform any service."

Senator Woodall: "Would Senator Greive further yield to a question? Senator Greive, under this bill as now written, will they be able to picket the case of perishable farm commodities?"

Senator Greive: "You don't give me enough information to intelligently answer. I suppose anything that would protect, if you had a written contract they couldn't picket if it were a question of recognition. They couldn't picket if it were a jurisdictional dispute. In fact, there would be far fewer instances of places they could picket than as things presently stand."

"Now to say that there isn't some rhetorical point at which they could picket after the contract has run out, after they have given sixty days notice, after they have arbitrated and tried to work the thing out, I would say 'yes' they could picket but you have to weigh the equities and the equities are very much for less picketing here than as things presently stand."

Senator Woodall: "Well, what is the answer to my question? Can they picket in the case of perishable farm commodities?"

Senator Greive: "I said in comparing the situation as it presently exists, they can picket in far fewer instances, theoretically 'yes'."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 512, and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; excused, 3.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Walgren—28.

Voting nay: Senators Atwood, Canfield, Donohue, Faulk, Guess, Holman, Huntley, Lewis (Brian), McDougall, Matson, Metcalf, Newschwander, Pritchard, Stender, Twigg, Williams, Wilson and Woodall—18.

Excused: Senators Ryder, Uhlman and Washington—3.

ENGROSSED SENATE BILL NO. 512, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Keefe, the Senate dispensed with the Call of the Senate. There being no objection, the Senate returned to the fifth order of business.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 750, by Senators Atwood, Bailey and Greive:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations; and declaring an emergency.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 750 was advanced to second reading and read the second time by section.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 750 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 750, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Wilson—43.

Voting nay: Senator Pritchard—1.

Absent or not voting: Senators Williams, Woodall—2.

Excused: Senators Ryder, Uhlman, Washington—3.

SENATE BILL NO. 750, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 4:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, March 21, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, March 21, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Ryder and Peterson (Lowell). On motion of Senator Atwood, Senator Ryder was excused. On motion of Senator Talley, Senator Peterson (Lowell) was excused.

The Color Guard, consisting of Pages Ron Hodge, Color Bearer, and Jackie Kirk, presented the Colors. Reverend Elmer B. Christie, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Our Father, we pray this day for all our citizens who are responsible for our welfare, our health and our security. May Thy Holy Spirit guide our legislators, our Governor and Lieutenant Governor, that they may give heed only to that which will promote good government; and to all others in positions of responsibility give such a sense of duty that no self-interest shall turn them from it.

"We also remember before Thee all those who are employed in the service of the state, and more especially those whose work is done here during the present session, for we are all members one of another and all our labor is honorable in Thy sight.

"Help us each one to do well the work we have to do, for the good of all. We make our prayer in the name and for the sake of Him who came among us as a servant . . . not to be ministered unto, but to minister and give his life for us—even Jesus, our Saviour. Amen."

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

REPORTS OF STANDING COMMITTEES

March 21, 1969.

SENATE BILL NO. 279, providing for state system of noncommercial educational television, reported by Committee on Rules and Joint Rules which recommends that Senate Bill No. 279 be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Greive, Knoblauch, Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 279 was referred to the Committee on Ways and Means—Appropriations.

March 21, 1969.

SENATE BILL NO. 490, providing for mass public transportation, reported by Committee on Rules and Joint Rules which recommends that Senate Bill No. 490 be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 490 was referred to the Committee on Ways and Means—Appropriations.

March 21, 1969.

SENATE BILL NO. 538, representing employee organization in community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

SENATE BILL NO. 565, appropriating money for the reimbursement of nursing homes, reported by Committee on Rules and Joint Rules which recommends that Senate Bill No. 565 be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Gissberg, Greive, Keefe, Knoblauch, Peterson (Ted), Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 565 was referred to the Committee on Ways and Means—Appropriations.

March 21, 1969.

SENATE JOINT RESOLUTION NO. 24, establishing tax reform by amending the Constitution to authorize a state graduated net income tax, by reducing the property tax, removing the sales tax from food and drugs, and eliminating the business and occupation tax, reported by Committee on Rules and Joint Rules which recommends that Senate Joint Resolution No. 24 be referred to Committee on Constitution, Elections and Legislative Processes.

Signed by: President Cherberg, Chairman; Senators Bailey, Connor, Cooney, Foley, Gissberg, Greive, Keefe, Knoblauch, Peterson (Ted), Stender, Talley, Williams.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Joint Resolution No. 24 was referred to the Committee on Constitution, Elections and Legislative Processes.

MESSAGES FROM THE HOUSE

March 21, 1969.

Mr. President: The House has passed SENATE BILL NO. 750, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 19, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 457, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 20, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 437, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SENATE RESOLUTION: 1969-EX-8

By Senators Canfield, Day, Donohue, Guess, Henry, Huntley, Knoblauch, McCormack, McDougall, Matson, Washington, Wilson and Woodall:

WHEREAS, Research work at the Irrigated Agriculture Research and Extension Center of Washington State University began in 1919 following an enabling act introduced by State Representative Ina P. Williams and passed by the Washington State Legislature of 1917; and

WHEREAS, The cooperative efforts of Washington State University, the United States Department of Agriculture, the Washington State Department of Agriculture, and many other agencies and farm organizations, have resulted in a continuous harvest of research knowledge for the agricultural industry and improved food products for the people of this state and the world; and

WHEREAS, Hunger stalks the world and the need for continued research on food production is critical; and

WHEREAS, This is an appropriate time to take stock of the past and plan for the future;

NOW, THEREFORE, BE IT RESOLVED, That 1969 be designated as the Golden Anniversary Year of Research at the Washington State University Irrigated Agriculture Research and Extension Center, Prosser, Washington.

On motion of Senator Canfield, the resolution was adopted.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 750.

MOTION

At 10:30 a.m., on motion of Senator Greive, the Senate recessed until 12:00 noon.

NOON SESSION

The President called the Senate to order at 12:00 noon.

MOTION

On motion of Senator Atwood, Senator Woodall was excused.

SENATE RESOLUTION: 1969-EX-7

By Senators Metcalf, Herr, Day, Gissberg, Canfield, Donohue, Odegaard, Lewis (Harry), Peterson (Lowell), Peterson (Ted), Guess, Matson and Twigg:

WHEREAS, The increasingly complex technology and the growing problems in our society have pointed up the ever-increasing need for and importance of higher education; and

WHEREAS, The legislature has appropriated large amounts of money to the support of higher education, resulting in an average subsidy of approximately \$1,500 per student per year (not considering the outlay for capital construction); and

WHEREAS, The legislative responsibility extends beyond merely providing the money, and includes insuring that the money is successfully spent in guaranteeing conditions which enable students in our state to pursue their education at our institutions of higher learning without undue interference;

NOW, THEREFORE, BE IT RESOLVED, That the Senate commends the administrations and the majority of students at our institutions of higher learning for their efforts and their responsibility in avoiding the violence and tragedy which have struck other campuses of our nation, interfered with the education of students, and resulted in damage to buildings, and waste of taxpayers' money, and that we heartily and specifically commend University of Washington President Dr. Charles Odegaard for his handling of the problems caused by a vocal and militant minority at that institution; and

BE IT FURTHER RESOLVED, That it is the intent of the Senate that the administrations of our institutions of higher learning maintain this fine record so that the vital functions of these institutions continue without interruption; and

BE IT FURTHER RESOLVED, That it is the intent of the Senate that the administrations of the institutions of higher education, including community colleges, in a legal and constitutional manner, provide for expulsion of students and dismissal of faculty members who, during a time of riot or severe campus unrest, actively interfere with the education of other students, or with the normal operations of any tax supported institution of higher education, and that copies of this resolution be sent to the presidents and boards of trustees or regents of our state colleges, universities, and community colleges.

Senator Metcalf moved the adoption of the resolution.

Debate ensued.

On motion of Senator Uhlman, the following amendment was adopted:

On page 1, line 26, after "expulsion" and before "of" insert "or discipline"

The motion carried and the resolution as amended was adopted.

PERSONAL PRIVILEGE

Senator Durkan: "Point of personal privilege."

The President: "The Senator will speak on a point of personal privilege."

Senator Durkan: "I think most of the members of the Senate would be interested in the House's action on the capital construction budget and I would just like to briefly read it to you. What they have really done is restore the Evergreen cut which they say they have added \$225,000 to The Evergreen College which started out with nothing and now has over \$800,000. More important and maybe not too important to many of the members on the other side of the aisle but to the members on this side of the aisle, they deleted Mayfield State Park, they deleted Steamboat Rock State Park, they took care of Pearygin State Park. Well here is one Senator McDougall, I guess they made a mistake, they took care of Lake Chelan State Park and they also did something which was probably as far as we are concerned, deleted the remodeling of Edgecliff Sanitarium in Spokane. So, it would appear from our standpoint, that it may be a long conference, Senator Atwood, a long conference."

Senator Atwood: "Point of personal privilege."

The President: "The Senator will speak upon his point of personal privilege."

Senator Atwood: "I recall Senator Durkan's words to me when I complained bitterly about the ratio of the parks that were contained in that particular bill and he informed me the House would take care of it and they have."

MOTION

On motion of Senator Greive, Senate Bill No. 439 and Senate Bill No. 513 were made special orders of business immediately after lunch today.

SENATE BILL NO. 248, by Senators Sandison and Ryder (by Advisory Council on Public Higher Education request):

Prescribing separate penalties for narcotic drug violations involving cannabis.

On motion of Senator Uhlman, Substitute Senate Bill No. 248 was substituted for Senate Bill No. 248 and the substitute bill was placed on second reading.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Substitute Senate Bill No. 248 was advanced to third reading.

Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Uhlman yield to a question? Senator Uhlman, I did not know this was a substitute bill. May I ask you to look on page 3, line 19? I understood you to say that the first offense would be a misdemeanor under this bill. Here as I read it, it still makes it a felony."

Senator Uhlman: "Senator, if you will note that whole section is existing law and if you will note the exclusion just above that, this applies to the harder drugs that I was speaking about."

Senator Canfield: "I see. Thank you."

Senator Day: "Would Senator Andersen yield? Senator, if I understood your remarks correctly on this bill, you are saying that it is going to be an improvement in the method of handling as far as the court is concerned but it is going to hamper the arresting officer in his duties, is that correct?"

Senator Andersen: "Exactly, I believe that if Senate Bill No. 387 as amended which is in Rules Committee comes out, and Senator Peterson (Ted) a member of the committee has assured me he will try to get the bill out, then I think the two bills together make good sense but if this bill should happen to go through all by itself, the right to make an arrest on the part of the police officer in narcotics cases is severely hampered and this is not just a theoretical something. This is what the police officers that are in the business tell me and I believe this actually tightens up the law because it means the prosecutors will prosecute when they otherwise abstain from prosecuting. It gives the judge leeway to handle the case as far as the first offender and the marijuana offense is concerned and this flaw which would otherwise be a fatal flaw can be corrected if we bring out this other bill and pass it."

Senator Andersen: "Would Senator Uhlman yield to a question? Senator, I wonder if Senator Durkan's expression really coincides with mine. I get apprehensive about passing a bill through that really has to be hooked to another bill as this was in the Judiciary Committee. I wonder if we could not put this over one day on the calendar to see what happens to Senate Bill No. 387 which I do believe actually is a companion bill and might change, if the other bill does not go through, the vote on this particular bill?"

Senator Uhlman: "Senator Andersen, I have no objection to holding this over a day as long as it stays on the calendar on third reading but this measure is an important bill that should stand on its own merits. It really deals with the very heart of our law insofar as it

deals with the basic confidence of the public in the laws. Here we have a situation of a lesser offense for a greater crime and this is what this bill is attempting to ameliorate and frankly I think this bill ought to be considered on its own merits. As long as it does retain its place on the third reading calendar for tomorrow. I would have no objection."

MOTION

Senator Durkan moved that Senate Bill No. 248 hold its place on the third reading calendar for Monday, March 24, 1969.

POINTS OF INQUIRY

Senator Stender: "Would Senator Andersen yield to a question? Senator, in view of your concern and I think I share it, could not you amend this bill to cover the concern that you have with regard to the police powers covering this kind of an amendment?"

Senator Andersen: "Actually, Senator Stender, I think it would be difficult. The other bill relates to powers of arrest but I suggest if we do hold the matter over for the Monday calendar and Senate Bill No. 387 is objectionable to the Rules Committee, that is fine then we will try to do something with this one. The point was I think that the two bills went out of the Judiciary Committee side by side and they ought to have at least a chance to come to the floor and see what happens and then if Senate Bill No. 387 does not come out, we will have to try and do something Monday.

Senator Stender: "It just occurred to me, Senator, that the two bills are seemingly so close together that they could just as well have been one bill rather than two."

Senator Andersen: "They started out in different places, Senator Stender."

Senator McCutcheon: "Would Senator Atwood yield to a question? Senator, you voiced some grave differences of opinion. I would like to hear more of your specific reasoning about the fact of the arrest. They have to have probable cause to go to that or what?"

Senator Atwood: "Yes, it does, because the bill that is not before us, Senate Bill No. 387, introduces a new concept as far as the power . . ."

Senator McCutcheon: "You say the bill is not before us?"

Senator Atwood: "No, Senate Bill No. 387 is the bill that Senator Stender was speaking about. Senate Bill No. 248 deals with the violation and penalties of narcotic drugs and making specific provisions for marijuana."

Senator McCutcheon: "Now, you object to that also?"

Senator Atwood: "No, I do not, I think this bill, Senate Bill No. 248 stands on its own merits and should not, in my opinion, be connected with Senate Bill No. 387 because that bill is a new concept as far as the law of arrest in this state is concerned."

Senator Dore: "Would Senator Andersen yield? Senator, is it possible constitutionally to permit the police officer to make an arrest for a gross misdemeanor and confine it to marijuana solely. Would that be a reasonable statement?"

"It seems like you have your camel with its head under the tent trying on one hand to talk about marijuana but then you are talking about an entirely new concept upon which I share the opinion of Senator Atwood. Constitutionally, could we bring your bill out or perhaps even amend this bill to provide that excepting marijuana out in the cases where arrest can be made by a police officer in gross misdemeanor cases?"

Senator Andersen: "Senator, if it came out on second reading and the feeling of the body was that we should knock everything out except just the marijuana out of a search warrant, then I suppose it could be done. I do not know what the constitutional effect would be but the concept is not a new concept, it is returning to an old concept. In fairness, Senator Dore, it would be hard to bargain on this and I would not want to abandon my bill without a fight."

Senator Dore: "No, I understand that but you have raised a problem and I think if it constitutionally could be written so it would permit police officers to arrest for gross misdemeanors where marijuana is involved, it would take care of the problem of this bill and not go into the whole new orbit that Senator Atwood mentioned."

Senator Andersen: "It would do that but I would not want to agree that it be shaved off without having a chance to defend it on second reading if it came out. I think the thing to do is bring it out, put it on second reading Monday and then if the majority of the body wants to trim it down to that, do that. If they do not want to, pass it along with the other bill."

The motion carried and Senate Bill No. 248 was ordered to hold its place on third reading calendar for Monday, March 24, 1969.

MOTION

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.
 Senators Greive, Henry and McCormack demanded a Call of the Senate.
 A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
 The Secretary called the roll on the Call of the Senate, all members being present except Senators Ryder, Woodall and Peterson (Lowell), who had previously been excused.
 On motion of Senator Greive, the Senate proceeded under the Call of the Senate.
 At 1:45 p.m., the President declared the Senate to be at ease.
 The President called the Senate to order at 2:05 p.m.

GUBERNATORIAL APPOINTMENTS

REPORTS OF STANDING COMMITTEES

March 21, 1969.

HAROLD S. SHEFELMAN, to the position of Member of the board of regents of the University of Washington, appointed by the Governor on March 11, 1969 for the term ending March 10, 1975, succeeding himself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

HOWARD MORGAN, to the position of Member of the board of regents of Washington State University, appointed by the Governor on March 9, 1967 for the term ending March 9, 1973, succeeding Jack C. Cole (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

R. MORT FRAYN, to the position of Member of the board of regents of the University of Washington, appointed by the Governor on March 12, 1968 for the term ending March 11, 1974, succeeding John L. King (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

DR. H. DEWAYNE KREAGER, to the position of Member of the board of regents of Washington State University, appointed by the Governor on March 10, 1969 for the term ending March 9, 1975, succeeding himself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

DR. GLENN TERRELL, to the position of Member of the Western Interstate Commission for Higher Education, appointed by the Governor on September 1, 1967 for

the term ending June 9, 1971, succeeding C. Clement French (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

MRS. FRANCES OWEN, to the position of Member of the board of regents of Washington State University, appointed by the Governor on March 10, 1969 for the term ending March 9, 1975, succeeding herself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

DR. CHARLES ODEGAARD, to the position of Member of the Western Interstate Commission for Higher Education, appointed by the Governor on June 9, 1967 for the term ending June 9, 1971, succeeding himself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

ROBERT F. PHILLIP, to the position of Member of the board of regents of the University of Washington appointed by the Governor on March 12, 1968 for the term ending March 11, 1974, succeeding Joseph Drumheller (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

March 21, 1969.

SENATE BILL NO. 294, providing leave provisions for community college personnel (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 427, providing a retirement plan for teachers at community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 556, providing tenure and leave provisions for community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 749, relating to crimes against flags (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Foley, Holman, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

ENGROSSED HOUSE BILL NO. 38, providing for a supplemental steelhead seal (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

HOUSE BILL NO. 40, authorizing classification of certain wild animals as protected wildlife (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

ENGROSSED HOUSE BILL NO. 41, classifying fish not previously classified (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

ENGROSSED HOUSE BILL NO. 77, providing for the protection of geoducks and hardshell clams (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Talley.

MINORITY recommendation: Do not pass.

Signed by: Senator Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

ENGROSSED HOUSE BILL NO. 125, prohibiting personal use fishing gear for commercial salmon fishing (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Metcalf, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SUBSTITUTE HOUSE BILL NO. 239, establishing a system of personnel administration (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 18, 1969.

HOUSE BILL NO. 293, permitting noncommercial harvesting of oysters (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SUBSTITUTE HOUSE BILL NO. 581, authorizing miscellaneous and mutual corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Foley, Holman, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

HOUSE BILL NO. 774, authorizing sale, lease, exchange of public lands by regents of W.S.U. (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

HOUSE JOINT MEMORIAL NO. 2, requesting Congress to amend drug laws to permit marijuana research by states (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

March 21, 1969.

Mr. President: The Speaker has signed **SENATE BILL NO. 750**, and the same is herewith transmitted. **MALCOLM McBEATH**, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 751, by Senators Stortini and Ridder:

An Act relating to certain policemen's benefits in first class cities; and adding a new section to chapter 39, Laws of 1909 and to chapter 41.20 RCW.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 752, by Senator Stender:

An Act relating to boilers and pressure vessels; amending section 1, chapter 32, Laws of 1951 and RCW 70.79.010; amending section 3, chapter 32, Laws of 1951 and RCW 70.79.030; amending section 4, chapter 32, Laws of 1951 and RCW 70.79.040; amending section 5, chapter 32, Laws of 1951 and RCW 70.79.050; amending section 6, chapter 32, Laws of 1951 and RCW 70.79.060; amending section 7, chapter 32, Laws of 1951 and RCW 70.79.070; amending section 8, chapter 32, Laws of 1951 and RCW 70.79.080; amending section 9, chapter 32, Laws of 1951 and RCW 70.79.090; amending section 10, chapter 32, Laws of 1951 and RCW 70.79.100; amending section 11, chapter 32, Laws of 1951 and RCW 70.79.110; amending section 12, chapter 32, Laws of 1951 and RCW 70.79.120; amending section 13, chapter 32, Laws of 1951 and RCW 70.79.130; amending section 14, chapter 32, Laws of 1951 and RCW 70.79.140; amending section 15, chapter 32, Laws of 1951 and RCW 70.79.150; amending section 16, chapter 32, Laws of 1951 and RCW 70.79.160; amending section 18, chapter 32, Laws of 1951 and RCW 70.79.170; amending section 19, chapter 32, Laws of 1951 and RCW 70.79.180; amending section 35, chapter 32, Laws of 1951 and RCW 70.79.210; amending section 25, chapter 32, Laws of 1951 and RCW 70.79.220; amending section 17, chapter 32, Laws of 1951 and RCW 70.79.230; amending section 22, chapter 32, Laws of 1951 and RCW 70.79.240; amending section 23, chapter 32, Laws of 1951 and RCW 70.79.250; amending section 26, chapter 32, Laws of 1951 and RCW 70.79.270; amending section 27, chapter 32, Laws of 1951 and RCW 70.79.280; amending section 28, chapter 32, Laws of 1951 and RCW 70.79.290; amending section 29, chapter 32, Laws of 1951 and RCW 70.79.300; amending section 30, chapter 32, Laws of 1951 and RCW 70.79.310; amending section 31, chapter 32, Laws of 1951 and RCW 70.79.320; amending section 32, chapter 32, Laws of 1951 as amended by section 1,

chapter 217, Laws of 1963 and RCW 70.79.330; amending section 34, chapter 32, Laws of 1951 and RCW 70.79.350; amending section 36, chapter 32, Laws of 1951 and RCW 70.79.360; adding new sections to chapter 32, Laws of 1951 and to chapter 70.79 RCW; repealing section 280, chapter 249, Laws of 1909 and RCW 70.54.080; repealing section 20, chapter 32, Laws of 1951 and RCW 70.79.190; repealing section 24, chapter 32, Laws of 1951 and RCW 70.79.260; repealing section 33, chapter 32, Laws of 1951 and RCW 70.79.340; and providing an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE JOINT MEMORIAL NO. 11, by Senators McCormack and Durkan:
Memorializing Congress to permit taxation of national banks.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 437, by Representatives Bledsoe, Hatfield, Lynch, Spanton, Flanagan and Morrison:

An Act relating to counties; and the transfer of territory therein having less than fifty registered voters, and providing the procedure therefor.

Referred to Committee on Cities, Towns and Counties.

SECOND READING

SENATE BILL NO. 439, by Senators Greive, McCutcheon, Stender and Herr:
Increasing benefits paid by workmen's compensation.

REPORT OF STANDING COMMITTEE

March 4, 1969.

SENATE BILL NO. 439, increasing benefits paid by workmen's compensation (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

On page 4, section 2, line 6, after "[twenty-two]" and before "dollars" on line 7, strike "eighty-six" and "seventy-six"

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Matson, Stender.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

On motion of Senator Greive, the following amendment by Senators Stender, Atwood and Greive was adopted:

On page 4, line 20, following section 2, add six new sections to read as follows:

"NEW SECTION. Sec. 3.

"Section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080 are each amended to read as follows:

"If a single establishment or work comprises several occupations listed in chapter 51.20 in different risk classes, the premium shall be computed according to [the workmen hours of] each occupation or, in the discretion of the director, a single rate of premium may be charged for the entire establishment based upon the rate of premium of the occupation reporting the largest number of workmen hours.

"Sec. 4. Section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110 are each amended to read as follows:

"Every employer who shall enter into any business, or who shall resume operations in any work or plant after the final adjustment of his payroll in connection therewith, shall, before so commencing or resuming operations, as the case may be, notify the director of such fact, accompanying such notification with a cash deposit in a sum equal to the premiums on the estimate of his payroll and workmen hours for the first three calendar months of his proposed operations which shall remain on deposit subject to the other provisions of this section.

"The director may, in his discretion and in lieu of such deposit, accept a bond, in an amount which he deems sufficient, to secure payment of premiums due or to become due to the accident fund and medical aid fund. The deposit or posting of a bond shall not relieve the employer from paying premiums to the accident fund and medical aid fund [based on his actual workmen hours] as provided by RCW [51.16.010 and] 51.16.060.

"Should the employer acquire sufficient assets to assure the payment of premiums due to the accident fund and the medical aid fund the director may, in his discretion, refund the deposit or cancel the bond.

"If the employer ceases to be an employer under RCW 51.08.070, the director shall, upon receipt of all payments due the accident fund and medical aid fund, [based on the actual workmen hours.] refund to the employer all deposits remaining to the employer's credit and shall cancel any bond given under this section.

"Every such employer shall pay the full basic rate until such time as an experience rating in excess of a one, two, three, or four year period may be computed as of a first succeeding July 1st date [, which said cost experience shall be computed in accordance with the provisions of RCW 51.16.020, and shall be liable for a premium of at least two dollars per month irrespective of the amount of his workmen hours reported during said month to the department]: PROVIDED, That where an employer is now or has prior to January 1, 1958, been covered under the provisions of this title for a period of at least two years and subsequent thereto the legal structure of such employer changes by way of incorporation, disincorporation, merger, consolidation, transfer of stock ownership, or by any other means, the director may continue, increase, or decrease such experience rating which existed prior to such change in the employer's legal structure.

"Sec. 5. Section 51.16.130, chapter 23, Laws of 1961 and RCW 51.16.130 are each amended to read as follows:

"Whenever there shall occur an accident in which three or more employees are fatally injured or receive injuries consisting of loss of both eyes or sight thereof, or loss of both hands or use thereof, or loss of both feet or use thereof, or loss of one hand and one foot or use thereof, the amount of total costs other than medical aid costs arising out of this accident that shall be charged to the proper class of the accident fund and to the account of the employer, shall be twice the average cost of pension claims [chargeable under RCW 51.16.020], and the balance of costs arising out of the accident shall be charged against and defrayed by the catastrophe injury account.

"Sec. 6. Section 51.32.090, chapter 23, Laws of 1961, as last amended by section 3, chapter 122, Laws of 1965 ex. sess., and RCW 51.32.090 are each amended to read as follows:

"[(1) When the total disability is only temporary, the schedule of payments contained in subdivisions (1), (2), (3) and (4) of RCW 51.32.060 shall apply, so long as the total disability continues.

"(2) But if the injured workman has a wife or husband and has no child or, being a widow or widower, with one or more children, the compensation for the case during such period of time as the total temporary disability continues, shall be per month as follows, to wit: (a) Injured workman with wife or invalid husband and no child, two hundred fifteen dollars; injured workman with able bodied husband, but no child, one hundred seventy-five dollars; injured workman with wife or invalid husband and one child, or being a widow or widower and having one child, two hundred fifty-two dollars; (b) injured workman with able bodied husband and one child, two hundred twelve dollars; (c) injured workman with wife or invalid husband and two children, or being a widow or widower and having two children, two hundred eighty-three dollars; (d) injured workman with able bodied husband and two children, two hundred forty-three dollars; and twenty-three dollars for each additional child, but the total monthly payments shall not exceed three hundred fifty-two dollars to an injured workman with a wife or invalid husband, or being a widow or widower, and having children, and shall not exceed three hundred twelve dollars to an injured workman with children and having an able bodied husband and any deficit shall be deducted proportionately among the beneficiaries.

"Any compensation payable under this section for children not in the custody of the injured workman as of the date of injury shall be payable only to such person as actually is providing the support for such child or children pursuant to the order of a court of record providing for support of such child or children.]

"When the total disability is only temporary, the workman shall receive monthly during the period of such disability:

"(1) If unmarried at the time of injury, sixty percent of wages, but not less than one hundred eighty dollars nor more than two hundred eighty dollars per month.

"(2) If married sixty-five percent of wages, but not less than one hundred ninety-five dollars nor more than three hundred dollars per month.

"(3) If married with one child, sixty-seven percent of wages, but not less than two hundred ten dollars nor more than three hundred twenty dollars per month.

"(4) If married with two children, sixty-nine percent of wages, but not less than two hundred twenty-five dollars nor more than three hundred forty dollars per month.

"(5) If married with three children, seventy-one percent of wages, but not less than two hundred forty dollars nor more than three hundred sixty dollars per month.

"(6) If married with four children, seventy-three percent of wages, but not less than two hundred fifty-five dollars per month nor more than three hundred eighty dollars per month.

"(7) If married with five or more children, seventy-five percent of wages, but not less than two hundred seventy dollars nor more than four hundred dollars per month.

"(8) If unmarried at the time of injury with one child, sixty-two percent of wages, but not less than one hundred ninety-five dollars nor more than three hundred dollars per month.

"(9) If unmarried at the time of injury with two children, sixty-four percent of wages, but not less than two hundred ten dollars nor more than three hundred twenty dollars per month.

"(10) If unmarried at the time of injury with three children, sixty-six percent of wages, but not less than two hundred twenty-five dollars nor more than three hundred forty dollars per month.

"(11) If unmarried at the time of injury with four children, sixty-eight percent of wages, but not less than two hundred forty dollars nor more than three hundred sixty dollars per month.

"(12) If unmarried at the time of injury with five or more children, seventy percent of wages, but not less than two hundred fifty-five dollars nor more than three hundred eighty dollars per month.

"(13) For any period of time where both husband and wife are entitled to compensation as temporarily and totally disabled workmen, only that spouse having the higher wages of the two shall be entitled to claim their child or children for compensation purposes.

"(14) For purposes of this section, the monthly wages the workman was receiving from all employment at the time of injury shall be the basis upon which compensation is computed. In cases where the workman's wages are not fixed by the month, they shall be determined by multiplying the daily wage the workman was receiving at the time of injury:

"(a) By five, if the workman was normally employed one day a week;

"(b) By nine, if the workman was normally employed two days a week;

"(c) By thirteen if the workman was normally employed three days a week;

"(d) By eighteen, if the workman was normally employed four days a week;

"(e) By twenty-two, if the workman was normally employed five days a week;

"(f) By twenty-six, if the workman was normally employed six days a week;

"(g) By thirty, if the workman was normally employed seven days a week;

"The term 'wages' shall include the reasonable value of board, housing, fuel or any other consideration of like nature received from the employer, but shall not include overtime pay, tips or gratuities. The daily wage shall be taken to be eight times the hourly wage unless the workman is normally employed for less than eight hours.

"(15) For purposes of this section, the monthly wages of a workman who works on a seasonal basis shall not exceed one-twelfth of the actual wages received by such workman in the twelve-month period immediately preceding the injury.

"(16) In cases where a wage has not been fixed or cannot reasonably and fairly be determined, the monthly wage shall be computed on the basis of the usual wage paid other employees engaged in like or similar occupations where the wages are fixed.

"[(3)] (17) As soon as recovery is so complete that the present earning power of the workman, at any kind of work, is restored to that existing at the time of the occurrence of the injury, the payments shall cease. If and so long as the present earning power is only partially restored, the payments shall continue in the proportion which the new earning power shall bear to the old. No compensation shall be payable out of the accident fund unless the loss of earning power shall exceed five percent.

"[(4)] (18) No workman shall receive compensation out of the accident fund for or during the day on which injury was received or the three days following the same, unless his disability shall continue for a period of [thirty] fourteen consecutive calendar days from date of injury.

"[(5)] (19) Should a workman suffer a temporary total disability and should his employer at the time of the injury continue to pay him the wages which he was earning at the time of such injury, such injured workman shall not receive any payment provided in [subsection (1) of] this section from the accident fund during the period his employer shall so pay such wages.

"NEW SECTION. Sec. 7. There is added to chapter 23, Laws of 1961 and to chapter 51.16 RCW a new section to read as follows:

"The department shall classify all occupations or industries in accordance with their degree of hazard and fix therefor basic rates of premium which shall be the lowest necessary to maintain actuarial solvency of the accident and medical aid funds in accordance with recognized insurance principles. The department shall formulate and adopt rules and regulations governing the method of premium calculation and collection and providing for a rating system consistent with recognized principles of workmen's compensation insurance, designed to stimulate and encourage accident prevention and to facilitate collection. The department may annually, or at such other times as it deems necessary to maintain solvency of the funds, readjust rates in accordance with the rating system, to become effective on such dates as the department may designate.

"NEW SECTION. Sec. 8. Section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; section 51.16.020, chapter 23, Laws of 1961, as amended by section 6, chapter 274, Laws of 1961 and RCW 51.16.020; section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030 are each repealed."

On motion of Senator Greive, the following amendment to the title by Senators Stender, Atwood and Greive was adopted:

On line 6 of the title, following "RCW 51.32.060" strike the period and insert "and amending section 51.16.080, chapter 23, Laws of 1961 and RCW 51.16.080; amending section 51.16.110, chapter 23, Laws of 1961 and RCW 51.16.110; amending section 51.16.130, chapter 23, Laws of 1961 and RCW 51.16.130; amending section 51.32.090, chapter 23, Laws of 1961, as last amended by section 3, chapter 122, Laws of 1965 ex. sess., and RCW 51.32.090; adding a new section to chapter 23, Laws of 1961 and to chapter

51.16 RCW; repealing section 51.16.010, chapter 23, Laws of 1961 and RCW 51.16.010; repealing section 51.16.020, chapter 23, Laws of 1961, as amended by section 6, chapter 274, Laws of 1961 and RCW 51.16.020; and repealing section 51.16.030, chapter 23, Laws of 1961 and RCW 51.16.030."

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 439 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Peterson (Ted): "Would Senator Greive yield to a question? Senator Greive, in the settlement now of a claim or a certain type of case, does this money automatically come from the department or does legal talent step in and is there money removed from the monies that the workman should have or does it go directly to him without any cost in between at all?"

Senator Greive: "It depends on which of these bills you are speaking on. If you are speaking of Senate Bill No. 393, the first one that we were discussing, this is time loss and time loss comes to him directly. There are no ifs, ands or buts and there is no one who takes any part of that. It is necessary for food and lodging for the injured workman and his family.

"Now, if you are speaking to the other half of the bill, Senate Bill No. 439, that depends. If the department pays him in the original instance and he is given his compensation in the amount which is fair, etc., then there is no problem. He receives the money.

"Let us assume, however, that he is turned down for one reason or another and the department felt that this death was not the fault, or permanent injury was not the fault on the job or that it was incurred somewhere else or for a variety of other reasons which I don't feel are necessary to discuss and he has to appeal. Under those circumstances of course, he hires a lawyer and the lawyer tries a law suit, in effect, he tries a law suit first before a claims examiner and then if he is not satisfied, they take this record, no new evidence is introduced but they take a dead record, by that I mean a transcript and then that transcript is read to the superior court jury and the superior court jury makes the determination.

"Under those circumstances, of course, the lawyer has to be hired and he is entitled to receive a fee. The fee however is regulated by the statutes and it can be no more than thirty percent of what the workman receives. You understand without the lawyer and the appeal, he probably wouldn't get anything and so he is usually very happy to pay it if they win and they like contingency because if they lose, which is quite frequent in this particular area because it has already been reviewed several times and investigated by the department and turned down, the workman doesn't owe anything."

Senator Bailey: "Would Senator Greive yield? Senator Greive, for the record, Senate Bill No. 439 and Senate Bill No. 513 merely provide for increases in these cases that will come from now on. They do not provide for prior injuries or prior cases, is that right?"

Senator Greive: "That is right."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 439, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Voting nay: Senators Guess, Lewis (Brian)—2.

Excused: Senators Peterson (Lowell), Ryder, Woodall—3.

ENGROSSED SENATE BILL NO. 439, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 513, by Senators Greive, Stender and Stortini:
Providing workmen's compensation for permanent partial disability.
The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 513 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Guess: "Would Senator Greive yield to a question? Senator, I think you might have mixed up your figures on this cost of living increase between the time we adopted this bill in 1965 and 1969. I think it is about seven percent in that period of time. It was longer ago than that that we had increased the benefits on workmen's compensation so I think your figure was right there. But now I would like to ask, is it just the change and this is all that it removes, the eighty-five percent, and that is the only thing this bill does?"

Senator Greive: "Yes, Senator Guess, if you will be good enough to look on page 3, lines 10 and 11 you will see that disability but not in any case to exceed the sum of and the words \$12,750 are marked out, \$15,000 are added in and if you will look above that in lines 5 and 6, but you have to read both of them to make sense, 'compensation for other permanent partial disability not involved in amputation shall be' and then the words are crossed out and 'amount equal to eighty-five percent of the proportion which the extent of such disability' and those are the only changes made in the bill."

Senator Guess: "Thank you very much."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 513, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—46.

Excused: Senators Peterson (Lowell), Ryder, Woodall—3.

SENATE BILL NO. 513, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Engrossed Senate Bill No. 439 and Senate Bill No. 513 were ordered immediately transmitted to the House.

SENATE BILL NO. 1, by Senators Durkan and Uhlman:

Increasing property tax exemption for senior citizens from fifty dollars to one hundred fifty dollars.

REPORT OF STANDING COMMITTEE

February 18, 1969.

SENATE BILL NO. 1, increasing property tax exemption for senior citizens from fifty dollars to one hundred fifty dollars (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 9, after "one hundred" and before "dollars" strike "fifty" and insert "[fifty]"

On page 1, section 1, line 26, after "been" and before "years" strike "sixty-five" and insert "[sixty-five] sixty-two"

On page 2, section 1, line 5, after "claimed" and before the period, insert ", or must have been, at the time of filing, totally disabled and as such retired under a public or private retirement plan"

On page 2, section 1, line 19, after "thousand" and before "dollars" insert "five hundred"

On page 2, add new sections following section 1 as follows:

"NEW SECTION. Sec. 2. It is the purpose of RCW 84.36.128 and 84.36.129 to provide a measure of tax relief to persons upon fixed incomes, but not to increase the financial burden of local governments as a result thereof. The state shall reimburse each taxing district for the amount of revenue lost to such district as a result of the tax exemptions provided for in RCW 84.36.128 and 84.36.129.

"The state treasurer shall periodically distribute to each county treasurer, from such moneys as are appropriated therefor, such sums as are certified to him from the state department of revenue to be necessary to reimburse such taxing districts for any such loss in revenue.

"Upon receipt of such funds from the state treasurer each county treasurer shall reimburse to each taxing district or portion thereof within the county, those moneys lost to such taxing district as a result of exemptions claimed under RCW 84.36.128 and 84.36.129.

"The department of revenue shall prescribe such rules of procedure as may be necessary to assure that such reimbursements are made in an accurate and systematic manner.

" 'Taxing district' as used in this section means any county, city, town, district, or other municipal corporation or political subdivision.

"Sec. 3. Section 84.69.020, chapter 15, Laws of 1961 and RCW 84.69.020 are each amended to read as follows:

"On order of the board of county commissioners ad valorem taxes paid before or after delinquency shall be refunded if they were:

"(1) Paid more than once; or

"(2) Paid as a result of manifest error in description; or

"(3) Paid as a result of a clerical error in extending the tax rolls; or

"(4) Paid as a result of other clerical errors in listing property; or

"(5) Paid with respect to improvements which did not exist on assessment date; or

"(6) Paid under levies or statutes adjudicated to be illegal or unconstitutional; or

"(7) Paid as a result of mistake, inadvertence, or lack of knowledge by any person exempted from paying real property taxes or a portion thereof pursuant to RCW 84.36.128.

"No refunds under the provisions of this section shall be made because of any error in determining the valuation of property."

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Gissberg, Greive, McCormack, Mardesich, Marquardt, Odegaard, Ridder, Stortini, Uhlman, Walgren, Washington, Williams, Wilson.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments to page 1 and page 2, section 1, line 5 and line 19 were adopted.

POINT OF INQUIRY

Senator Stender: "Would Senator Durkan yield? Senator, when you are talking about the impact, this property tax money, is this an impact on the county?"

Senator Durkan: "There is an amendment in here whereby the state picks up the total bill."

Senator Stender: "And reimburse the counties?"

Senator Durkan: "Yes, all junior taxing districts and I will move that amendment."

Senator Durkan moved the adoption of the committee amendment to page 2, adding a NEW SECTION. Sec. 2.

POINTS OF INQUIRY

Senator Atwood: "Would Senator Durkan yield? Senator Durkan, on this set of amendments I notice that on the one regarding the certification of amount, if the legislature does not appropriate this money then nothing will be paid to make up this tax loss, is that correct?"

Senator Durkan: "Senator, I think it is probably comparable to the World's Fair. If the money isn't in the omnibus bill, there won't be any Japanese Fair so the answer would be 'yes'."

Senator Atwood: "I must remind you that the Japanese Fair bill has gone through already."

Senator Durkan: "Yes, but it is not in the omnibus bill, Senator."

Senator Atwood: "It is in the bill, itself."

Senator Durkan: "But it is not in the omnibus bill. As I understand for it to be appropriated, it has to be in the omnibus bill. I think there is an attorney general's opinion to that effect."

Senator Atwood: "I don't want to argue the . . ."

Senator Durkan: "I am just trying to answer your question, Senator."

Senator Atwood: "But am I not correct if the legislature does not appropriate this fund, the local units of government stand the loss?"

Senator Durkan: "No, and let me give you a history on this. As I understand it, two years ago we had an argument in the Senate in which the legislature stated that they wanted reflectorized license plates and in the appropriation bill there were some of us who felt that it wasn't necessary and therefore the money was not provided but the attorney general interpreted the fact that the legislature had said that the state wanted reflectorized license plates and therefore it was the state's responsibility to pay for them.

"I think the analogy is the same here. We have said in this act that the state is going to reimburse the junior taxing districts and I suspect that the attorney general's opinion will be as valid for that as it is for this."

Senator Atwood: "All right. Let's turn to the last amendment. I assume for this that there is no machinery to check on the validity of these people claiming exemptions and there would be no burden upon the county commissioners or the treasurer to check on the people claiming these exemptions. There would be no reason for them to do this. Would that not be a fair statement?"

Senator Durkan: "No, it would not be a fair statement, Senator, and I am glad you asked that. The answer is simply that the treasurers when they do come in, they have affidavits which they have to fill out and which are certified and verified under law which was set up under the original act and the charge of perjury is there in the event that anyone perjured himself. They are subject to the laws of perjury so we are not changing that in any way and what we are doing in this act, we are not changing the substantive act more than that we are enlarging the benefits to those people who are living on fixed incomes and can no longer afford to pay the ever increasing property tax."

Senator Stender: "Would Senator Durkan yield to another question? In the amendments distributed, I notice there is one at the end of subsection (7) and do I understand the provision that if a person did not make a claim for it that he could come anytime later and start making claims?"

Senator Durkan: "Exactly right. There are many of our senior citizens who have not been properly informed and when they get their Valentine from the county treasurer, they go and pay the full amount and then they are later informed that they have a right to the tax exemption and I see nothing wrong."

Senator Stender: "I did not ask you to argue, I just wondered if that is what that meant."

Senator Durkan: "I apologize, Senator."

Senator Stender: "I have a further question if Senator Durkan will yield. Is there no time limit at all on this retroactive claim? Is it forever more?"

Senator Durkan: "That is a fair question. My answer would probably be that there would be no time limit. I would suspect that it would be done within the year but in reply to your question, I can see under the amendment that they could probably come in later than a year and ask for it and if they had the proper affidavits, they could get it."

Senator Stender: "You think then to protect us, we should provide some time limit so that it would be conclusive for those who have to administer the act as to how long or how far back they could go?"

Senator Durkan: "Senator, I really don't have any objection to it but it doesn't disturb me too much because I can see where senior citizens who might be entitled to a \$50 or \$100 deduction and who did not find out about it for a year later, that it might be very important to them that they get it back. I would rather, if we are to make an error, I would like to have it made in favor of the senior citizens."

Senator Stender: "I was only thinking of the administration of the proposed act."

Senator Durkan: "I do not think that it would amount to that large a number of people because we, on our side, are going to very widely publicize this."

Senator Guess: "Would Senator Durkan yield? Senator Durkan, the subsection (7) that Senator Stender was talking with you about has to do with the repayment. Now, if after this law goes into effect a group of citizens finally found out about it, then would the state reimburse them for moneys that should have been paid to them by the counties for the past two years for instance?"

Senator Durkan: "The reimbursement will only take effect as of the effective date of this act. It is not retroactive. What I am saying is that should the junior taxing districts, such as the county, reimburse the senior citizen for having overpaid his taxes, it would be to me a reasonable conclusion that the junior taxing district should have the right to ask the state for that amount back. Actually, you want to remember that if the money has been paid to the county, they are not entitled to it in the first place so they are not losing anything when they give it back to the citizen who asks to have it returned."

Senator Guess: "I was wondering if the counties were going to have a windfall with this act by the people who for instance claim for the two previous years?"

Senator Durkan: "No, I do not think they can go back that far and I think Senator Stender asked a good question. I think that as of the effective date of the act, perhaps beyond the time of the effective date of the act as Senator Stender said, you may be able to go back."

Senator Guess: "Senator Durkan, I have not received any mail on this but I have received a tremendous amount of mail on the retirement homes. Now, are the people in the retirement homes going to receive the same type of treatment that this bill gives?"

Senator Durkan: "Senator, I have a little bill in the Ways and Means Committee and the treatment is not going to be exactly the same. Those in retirement homes will be differentiated between retirement homes where they pay perhaps three times the amount of social security on a monthly basis, there is going to be some tax advantage there but those

who buy in and pay tremendous sums for their homes, where there are partners or condominiums then also have the service charge, they have been tax-free over all these many years and they are going to receive some treatment too, but not quite like this bill provides."

Senator Guess: "Somewhat in the reverse of this?"

Senator Durkan: "Yes, that is right."

Senator Guess: "In other words, they are taxed."

Senator Durkan: "Right."

The motion carried and the amendment was adopted.

On motion of Senator Stortini, the following amendment by Senators Stortini and Durkan was adopted:

On page 2, section 1, line 16, after "per month" and before the period insert ", or with respect to an occupant who is not related to the person claiming the exemption and who pays rent not to exceed one hundred dollars per month for the use of a portion of such residence"

President Pro Tempore Henry assumed the Chair.

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

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 1, and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—42.

Voting nay: Senators Atwood, Guess, Twigg, Williams—4.

Excused: Senators Peterson (Lowell), Ryder, Woodall—3.

ENGROSSED SENATE BILL NO. 1, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

SENATE BILL NO. 560, by Senators Mardesich, Ryder and Foley (by State Finance Committee request):

Revising interest rates on obligations of state and various political subdivisions.

The bill was read the second time by sections.

Senator Mardesich moved the adoption of the following amendment:

On page 93, line 17, insert before the new section the following sections and renumber the remaining sections of the bill:

"Sec. 90. Section 3, chapter 176, Laws of 1953 as amended by section 2, chapter 134, Laws of 1955 and RCW 52.16.061 are each amended to read as follows:

"The board of fire commissioners of the district shall have authority to contract indebtedness and to refund same for any general district purpose, including expenses of maintenance, operation and administration, and the acquisition of firefighting facilities, and evidence the same by the issuance and sale at par plus accrued interest not exceeding [six] eight percent per annum of coupon warrants of the district in such denominations, in such form and payable at such time or times not longer than six years from the issuing date of said coupon warrants; said date to be specified thereon, as the board shall determine and provide. Such coupon warrants shall be payable to bearer, shall have interest coupons attached providing for the payment of interest semiannually on the first day of January and of July following in each year: PROVIDED, That at the option of district board the aggregate amount of coupon warrants may include a sum sufficient to pay the annual

interest thereon for a period not exceeding one year from the issuing date of the coupon warrants and in that event such interest shall be taken from the proceeds of the sale of the coupon warrants and immediately placed in the coupon warrant fund of the district, for the payment of the interest coupons maturing during the first year of the coupon warrants. The issuance of the coupon warrants, prior to delivery thereof to the purchaser, shall be recorded in the office of the county treasurer in a book kept for that purpose. Said coupon warrants when issued shall constitute general obligations of the district. All outstanding district warrants of every kind shall outlaw and become void after six years from the maturity date thereof where money shall be available in the proper fund of the district within that time for their payment.

"Sec. 91. Section 45, chapter 34, Laws of 1939 and RCW 52.20.060 are each amended to read as follows:

"Said district board shall also have authority, if in accordance with the adopted means of financing said local improvement district, to issue and sell at par and accrued interest not exceeding [six] *eight* percent annually coupon warrants payable within three years from the date thereof exclusively from the local improvement fund of the district. Such coupon warrants shall be payable with semiannual interest to bearer and shall be in such form as the board shall determine and shall state on their face that they are payable exclusively from the local improvement fund of the district and shall be registered in the county treasurer's office, as provided herein for the registry of general coupon warrants of the district. Interest coupons thereon shall be payable on the first day of January and of July.

"Sec. 92. Section 2, chapter 239, Laws of 1947 and RCW 53.44.020 are each amended to read as follows:

"Such funding or refunding bonds shall bear interest at a rate not in excess of [five] *eight* percent per year as fixed by the board after the sale of the bonds, or, in the event of the issuance thereof by exchange, prior to such exchange; and the form of the bonds and interest coupons which shall be attached thereto, their execution, and the bonds in all other respects, shall be as permitted by law and as provided by resolution of the board.

"Sec. 93. Section 13, chapter 264, Laws of 1945 and RCW 70.44.120 are each amended to read as follows:

"Whenever the commission (or majority of the qualified voters of such public hospital district, voting at said election, when it is necessary to submit the same to said voters) shall have adopted a system or plan for any such public hospital, as aforesaid, and shall have authorized indebtedness therefor by a majority vote of the qualified voters of such district voting at said election, general or public hospital bonds may be used as hereinafter provided. All bonds shall be serial in form and maturity and numbered from one upwards consecutively. The various annual maturities shall commence not later than the tenth year after the date of issue of such bonds. The resolution authorizing the issuance of the bonds shall fix the rate of interest the bonds shall bear, said interest not to exceed [six] *eight* percent, and the place and date of the payment of both principal and interest. The bonds shall be signed by the president of the commission, attested by the secretary of the commission, and the seal of the public hospital district shall be affixed to each bond but not to the coupon: PROVIDED, HOWEVER, That said coupon, in lieu of being so signed, may have printed thereon a facsimile of the signatures of such officers.

"Sec. 94. Section 3, chapter 151, Laws of 1923 as last amended by section 3, chapter 74, Laws of 1965 extraordinary session and RCW 39.44.030 are each amended to read as follows:

"Before any general obligation bonds issued by any county, city, town, school district, port district, or metropolitan park district shall be offered for sale the governing body issuing such bonds shall designate the maximum effective rate of interest said bonds shall bear, which shall not be in excess of that allowed by law. *Except as provided in section 95 of this amendatory act* [W] when a vote of the electors shall have been taken on the question of the issuance of such bonds and the proposition submitted to the electors shall have specified the maximum effective rate of interest to be borne by said bonds, no increase of such maximum effective rate of interest shall be made by the governing body. All such bonds, including refunding bonds, shall be sold at public sale, and a notice calling for bids for the purchase of said bonds shall be published once a week for four consecutive weeks in the official newspaper of the issuer, and such other notice shall be given as the governing body may direct; or, if there be no official newspaper of the issuer, the publication shall be made in a newspaper of general circulation in the county in which the issuer is located. Such notice shall specify a place, and designate a day and hour subsequent to the date of the last publication and at least twenty-three days subsequent to the date of the first publication thereof when sealed bids will be received and publicly opened for the purchase of said bonds. A copy of such notice shall, at least three weeks prior to the date fixed for the sale, be mailed to the state finance committee, Olympia, Washington. The notice shall specify the maturity schedule and the maximum effective rate of interest such bonds shall bear, and shall require bidders to submit a bid specifying (1) the lowest rate or rates of interest and premium, if any, above par, at which such bidder will purchase said bonds; or (2) the lowest rate or rates of interest at which the bidder will purchase said bonds at par. The bonds shall be sold to the bidder offering to purchaser the same at the lowest net interest cost to the issuer over the life thereof, subject to the right of the governing body to reject any and all bids. None of such bonds shall be sold at less than par and accrued interest, nor shall any discount or commission be allowed or paid to the purchaser or purchasers of such bonds. All bids shall be sealed and, except the bid of the state of Washington, if one is received, shall be accompanied by a good faith deposit of five percent, either in cash or by cashier's or

certified check made payable to the treasurer of the issuer, of the amount of the principal par value of such bonds, which shall be promptly returned if the bid is not accepted; and if the successful bidder shall fail or neglect to complete the purchase of said bonds, by the time specified in the notice of sale for the delivery of said bonds the amount of his deposit shall be forfeited to the issuer, and in that event the governing body may accept the bid of the one making the next best bid if such bidder agrees to purchase said bonds under the terms provided in his bid, or if all bids be rejected such governing body, if it decides to reoffer such bonds for sale, shall readvertise said bonds for sale in the same manner as herein provided for the original advertisement. If there be two or more equal bids and said bonds are the best bids received, the governing body shall determine by lot which bid will be accepted.

"NEW SECTION. Sec. 95. All bonds, the issuance of which was authorized or ratified at a general or special election held within the issuing jurisdiction prior to the effective date of this amendatory act or the proposition for the issuance of which will be submitted at such an election pursuant to action of the legislative authority of the issuer taken prior to the effective date of this amendatory act, may be sold and issued with an interest rate or rates greater than any interest rate restriction contained in the ballot proposition or ordinance or resolution relating to such authorization or ratification if such bonds are sold and issued with an interest rate or rates not greater than those permitted by the applicable provision of this amendatory act."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Mardesich, the following amendment to the title was adopted:

On page 4, in line 27 of the title, insert after "RCW 57.20.010;" and before "amending," the following:

"Amending section 3, chapter 176, Laws of 1953 as amended by section 2, chapter 134, Laws of 1955, and RCW 52.16.061; amending section 45, chapter 34, Laws of 1939 and RCW 52.20.060; amending section 2, chapter 239, Laws of 1947 and RCW 53.44.020; amending section 13, chapter 264, Laws of 1945 and RCW 70.44.120; amending section 3, chapter 151, Laws of 1923 as last amended by section 3, chapter 74, Laws of 1965 extraordinary session and RCW 39.44.030;"

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 560 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 560, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—44.

Absent or not voting: Senators Durkan, Peterson (Ted)—2.

Excused: Senators Peterson (Lowell), Ryder, Woodall—3.

ENGROSSED SENATE BILL NO. 560, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Atwood, Senate Bill No. 447 was returned to the Committee on Rules and Joint Rules.

On motion of Senator Atwood, Senator Peterson (Ted) was excused.

On motion of Senator Walgren, Senator Uhlman was excused.

SENATE BILL NO. 518, by Senators Henry, Cooney and Twigg:
Relating to motor vehicles.

On motion of Senator Washington, Substitute Senate Bill No. 518 was substituted for Senate Bill No. 518 and the bill was placed on second reading.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Substitute Senate Bill No. 518 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 518, and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson—40.

Voting nay: Senator Ridder—1.

Absent or not voting: Senators Holman, Matson, Talley—3.

Excused: Senators Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—5.

SUBSTITUTE SENATE BILL NO. 518, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 678, by Senators Bailey, Greive and Ridder:

Relating to unemployment compensation.

MOTION

On motion of Senator Greive, Senate Bill No. 678 was ordered placed on the second reading calendar for Monday, March 24, 1969.

SENATE BILL NO. 652, by Senator Day:

Relating to endowment care cemeteries.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Senate Bill No. 652 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 652, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Connor, Holman, Talley—3.

Excused: Senators Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—5.

SENATE BILL NO. 652, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 609, by Senators Donohue, Mardesich, Huntley and Woodall:
Relating to nonprofit horse racing meets.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Senate Bill No. 609 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Donohue yield to a question? Senator, would you please name these smaller tracks, that is where they are located, so we can have a complete record of the tracks that are running parimutuel besides the three that I just named?"

Senator Donohue: "Senator Canfield, Mr. President, the tracks are Kennewick, Waitsburg, Dayton, Colfax, Walla Walla and Wilbur."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 609, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 1; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—43.

Absent or not voting: Senator Holman—1.

Excused: Senators Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—5.

SENATE BILL NO. 609, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 261, by Senators Day, Atwood and Gissberg:

Granting police powers to certain pharmacy board employees.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Senate Bill No. 261 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 261, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Cooney, Holman, Talley—3.

Excused: Senators Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—5.

SENATE BILL NO. 261, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 485, by Senators Day, McDougall and Woodall:
Regulating chiropractic disciplinary board.

REPORT OF STANDING COMMITTEE

March 7, 1969.

SENATE BILL NO. 485, regulating chiropractic disciplinary board (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendments:

Add new sections following section 1 as follows:

"Sec. 2. Section 3, chapter 171, Laws of 1967 and RCW 18.26.030 are each amended to read as follows:

"The term 'unprofessional conduct' as used in this act and chapter 18.25 RCW shall mean the following items or any one or combination thereof:

"(1) Conviction in any court of any offense involving moral turpitude, in which case the record of such conviction shall be conclusive evidence;

"(2) Fraud or deceit in the obtaining of a license to practice chiropractic;

"(3) All advertising of chiropractic business which is intended or has a tendency to deceive the public or impose upon credulous or ignorant persons and so be harmful or injurious to public morals or safety;

"(4) The impersonation of another licensed practitioner;

"(5) Habitual intemperance;

"(6) The wilful betrayal of a professional secret;

"(7) Repeated acts of immorality, or repeated acts of gross misconduct in the practice of the profession;

"(8) Aiding or abetting an unlicensed person to practice chiropractic;

"(9) A declaration of mental incompetency by a court of competent jurisdiction;

"(10) Failing to differentiate chiropractic care from any and all other methods of healing at all times;

"(11) Practicing contrary to laws regulating the practice of chiropractic;

"(12) Practicing other healing arts, whether licensed to so do or not, while holding one's self out to the public as a chiropractor;

"(13) Unprofessional conduct as defined in chapter 19.68 RCW [.] ;

"(14) Use of X-ray as a therapy;

"(15) *The use of the title 'doctor' or the abbreviation 'Dr.' without also the use by the practitioner after or below his name the term 'chiropractor' or 'chiropractic', notwithstanding the language of RCW 18.25.090.*

"Sec. 3. Section 4, chapter 171, Laws of 1967 and RCW 18.26.040 are each amended to read as follows:

"There is hereby created the Washington state chiropractic disciplinary board [to be composed of three members to be named by the Washington chiropractors association, incorporated, and three members to be named by the chiropractic society of Washington and one additional member who shall be the director of the department of motor vehicles.], *to be composed of seven members, three of whom shall be appointed by the governor from a list of six or more names submitted by the Washington chiropractic association, incorporated, and three of whom shall be appointed by the governor from a list of six or more names submitted by the chiropractic society of Washington. The seventh member shall be the director of the department of motor vehicles or his designee from the department of motor vehicles. Within thirty days after the effective date of this act, the governor shall appoint two members, one from each list, who shall serve one-year terms; two members, one from each list, who shall serve two-year terms; and two members, one from each list, who shall serve three-year terms. Thereafter, members shall be appointed for three-year terms as they expire.* [Initial members shall be named within thirty days after the effective date of this act, whose] *The names and addresses of members shall be promptly sent to the director of the department of motor vehicles, and such board shall meet and organize at a time and place determined by the director of the department of motor vehicles within sixty days after the effective date of this chapter and after written notice to the named members of such date and place.*

"Sec. 4. Section 5, chapter 171, Laws of 1967 and RCW 18.26.050 are each amended to read as follows:

"*Vacancies for the unexpired term on the board shall be filled as provided for initially for the position for which a vacancy exists. The vacancy shall be filled within thirty days of the existence thereof and the director of the department of motor vehicles shall be informed of the name and address of the person named to fill the vacancy.*

"Sec. 5. Section 9, chapter 171, Laws of 1967 and RCW 18.26.090 are each amended to read as follows:

"The board shall elect from its members a chairman, vice-chairman, and secretary, who shall serve for one year and until their successors are elected and qualified. The board shall meet at least once a year or oftener upon the call of the chairman at such times and places as the chairman shall designate. [Five members shall constitute a quorum to transact the business of the board. Five] *Four members shall constitute a quorum to transact the business of the board.*

"Sec. 6. Section 21, chapter 171, Laws of 1967 and RCW 18.26.210 are each amended to read as follows:

"The filing by the board in the office of the director of motor vehicles of a certificate or order of revocation or suspension after due notice, hearing and findings in accordance with the procedure specified in this act, certifying that any holder of a license has been found guilty of unprofessional conduct by the board, shall constitute a revocation or suspension of the license to practice chiropractic in this state in accordance with the terms and conditions imposed by the board and embodied in the certificate or order of revocation or suspension [: PROVIDED, That if the licensee seeks judicial review of the board's decision pursuant to the provisions of this act, such revocation or the period of such suspension shall be stayed and shall not be effective or commence to run until final judgment has been entered in any proceeding instituted under the provisions of this act and the licensee's judicial remedies are exhausted hereunder]. *Such certificate or order of revocation or suspension, if appealed, may be stayed by the board or by the reviewing court upon such terms as is deemed proper.*"

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell).

The bill was read the second time by sections.

On motion of Senator Day, the committee amendments were adopted.

On motion of Senator Day, the following amendment to the title was adopted:

On page 1, line 1 of the title, after "board" insert "relating to businesses and professions and amending section 3, chapter 171, Laws of 1967 and RCW 18.26.030; amending section 4, chapter 171, Laws of 1967 and RCW 18.26.040; amending section 5, chapter 171, Laws of 1967 and RCW 18.26.050; amending section 9, chapter 171, Laws of 1967 and RCW 18.26.090; and amending section 21, chapter 171, Laws of 1967 and RCW 18.26.210".

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 485 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 485, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 4; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson-40.

Absent or not voting: Senators Connor, Holman, Matson, Twigg-4.

Excused: Senators Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall-5.

ENGROSSED SENATE BILL NO. 485, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 604, by Representatives Kink, Bledsoe, Saling and Wolf:

Defining responsibility for designs and construction of state building authority projects.

The bill was read the second time by sections.

Senator Foley moved adoption of the following amendment by Senators Foley and Atwood:

On page 1, line 15, following section 1, insert two sections as follows:

"Sec. 2. Section 6, chapter 162, Laws of 1967 and RCW 43.75.060 are each amended to read as follows:

"Rental rates shall be set by the authority in an amount which, during the term of each lease, shall yield sufficient revenue to repay the authority for the cost of construction and all expenditures, including overhead, which may be made by the authority in connection with any such building or the financing thereof including interest and bond service charges upon the money required for providing any such building. In determining the amount of the rent, the authority shall seek to avoid the making of any profit but may fix the rental at

such figure as shall afford reasonable protection to the holders of bonds issued by the authority, and shall also afford reasonable protection to the authority from losses from unpredictable causes.

"Sec. 3. Section 12, chapter 162, Laws of 1967 and RCW 43.75.120 are each amended to read as follows:

"The authority shall determine the form, conditions, covenants including but not being limited to a covenant for the creation, maintenance and replenishment of a reserve account within each bond redemption fund, for coverage of rental revenue to be paid into each bond redemption fund in excess of the actual annual debt service on the bonds payable out of each bond redemption fund, for the selection of a trustee for the owners and holders of such bonds or each issue or series thereof and for the fixing of the rights, duties, powers and obligations of such trustee, and providing for such other covenants, all as in the opinion of the authority are necessary for the most advantageous sale of said bonds, and denominations of the bonds, the maturity dates which the bonds shall bear and the interest rates thereon. The authority may provide for the retirement of the bonds at any time prior to maturity and in such manner and upon payment of such premiums as it may determine in the resolution providing for the issuance of the bonds. All such bonds shall be signed in such manner as the authority shall specify in its resolution. Bonds shall be negotiable instruments and shall be sold on sealed bids to the highest bidder after such advertising for bids as the authority deems proper. The authority may reject any and all bids and may thereafter sell bonds at private sale under such terms and conditions as it deems most advantageous to its own interests but not at a price below that of the best bid which was rejected. The authority may contract loans and borrow money through the sale of bonds of the same character as those herein authorized from the United States or any agency thereof upon such conditions and terms as may be agreed to and the bonds shall be subject to all the provisions of this chapter except the requirement that they be first offered at public sale. Temporary or interim bonds, certificates, or receipts of any denomination and with or without coupons attached may be issued and delivered until bonds are executed and available for delivery."

Debate ensued.

POINT OF INQUIRY

Senator Lewis (Brian): "Would Senator Foley yield? Senator, as I read this amendment, it seems to me that this is pretty much a regular way of establishing an excess payment so that you make sure that the commitment for the bond retirement amortization interest each year that is paid in by the state is in excess of the amount. In other words, the bondholders have a slight edge, maybe ten, twenty, twenty-five percent. Is that the intent of this amendment?"

Senator Foley: "It could be, yes."

Senator Lewis (Brian): "Is there any way that this could become a, shall we say, contract against future legislatures? Are we in a position of not being able to commit future legislatures to appropriate certain amounts of money for the rental of these buildings?"

Senator Foley: "That is not my understanding. My understanding from the letter that was received from the bonding attorneys is that this is necessary. They stated to me in that particular letter which is addressed to Mr. Pitt of the State Finance Committee that as you know there are all more or less standard positions contained in revenue bond issues and the same provisions have been in any other bonds that we have issued in the past. They were left out inadvertently, as I understand it, from the implementing legislation that was passed two years ago along with the state building authority that was presented to the people as a constitutional amendment.

"This is language that was prepared in a bill and submitted from the State Finance Committee and we were going to introduce it as a bill but we just got it day before yesterday and we felt that we could use House Bill No. 604 as a vehicle, pass it back to the House for concurrence. Am I answering your question?"

Senator Lewis (Brian): "Yes. One further question, would it normally be that this covenant would say that when the reserve fund is built up to a certain point that excess moneys in that fund that were not needed for the protection of the bondholders could then be used for early repayment of bonds so we would not keep piling up a reserve fund forever without using any excess for early redemption of debt?"

Senator Foley: "I think that is true."

Senator Lewis (Brian): "Thank you."

The motion carried and the amendment was adopted.

On motion of Senator Foley, the following amendment to the title by Senators Foley and Atwood was adopted:

On line 2 of the title after "RCW 43.75.050" insert "; amending section 6, chapter 162, Laws of 1967 and RCW 43.75.060; and amending section 12, chapter 162, Laws of 1967 and RCW 43.75.120".

On motion of Senator Atwood, the rules were suspended, House Bill No. 604, as

amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 604, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 4; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Connor, Holman, Lewis (Harry), Matson—4.

Excused: Senators Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—5.

HOUSE BILL NO. 604, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 525, by Senators Walgren and Twigg:

Implementing law relating to materialmen's liens.

REPORT OF STANDING COMMITTEE

February 26, 1969.

SENATE BILL NO. 525, implementing law relating to materialmen's liens (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 18, after "were used," and before "a no—" strike "*and to the prime contractor upon the job,*"

On page 2, line 4, after "*to*" and before "*his*" strike "*the prime contractor at*"

On page 2, line 15, after "owner," and before "and such" strike "*and prime contractor*"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Walgren the committee amendment to page 1 was adopted.

Senator Walgren moved that the committee amendment to page 2, line 4 be not adopted.

Debate ensued.

The motion carried and the committee amendment to page 2, line 4 was not adopted.

On motion of Senator Walgren, the committee amendment to page 2, line 15 was adopted.

MOTION

On motion of Senator Gissberg, Senator Bailey was excused.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Walgren yield? May I inquire as to whether my understanding is correct that this amendatory language would not apply to materials, supplies and equipment delivered to a resident?"

Senator Walgren: "That is correct."

On motion of Senator Walgren, the following amendments were adopted:

On page 1, section 1, line 20 after "*preceding*" strike "*receipt thereof*" and insert "*the giving of such notice*"

On page 2, section 1, line 2, after "*residence*" strike all the material down to and including "*residence*" on line 5

On page 2, section 1, line 18 after "section" strike all the material down to and including "equipment" on line 20.

On motion of Senator Walgren, the rules were suspended, Engrossed Senate Bill No. 525 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 525, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Durkan, Holman—2.

Excused: Senators Bailey, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—6.

ENGROSSED SENATE BILL NO. 525, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 326, by Senators Atwood, Durkan, Foley and Andersen (by executive request):

Creating an office of program planning and fiscal management.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendments were adopted:

On page 3, section 5, line 9, after "law" strike "RCW 41.06.070" and insert "chapter 41.06 RCW"

On page 3, section 6, line 10, strike sections 6 and 7 and insert as sections 6 and 7 the following:

"NEW SECTION. Sec. 6. There is added to chapter 43.41 RCW a new section to read as follows:

"The director may appoint such deputy directors and assistant directors as shall be needed to administer the office of program planning and fiscal management. The officers appointed under this section and exempt from the provisions of the state civil service law by the terms of section 7 of this 1969 amendatory act, shall be paid salaries to be fixed by the governor in accordance with the procedure established by law for the fixing of salaries for officers exempt from the operation of the state civil service law.

"NEW SECTION. Sec. 7. There is added to chapter 1, Laws of 1961, and to chapter 41.06 RCW a new section to read as follows:

"In addition to the exemptions set forth in RCW 41.06.070, the provisions of this chapter shall not apply in the office of program planning and fiscal management to the director, his confidential secretary, not to exceed two deputy directors and not to exceed seven assistant directors."

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 326 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 326, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman,

Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators McCutcheon, Stender—2.

Excused: Senators Bailey, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—6.

ENGROSSED SENATE BILL NO. 326, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 488, by Senator Atwood:

Redesignating a 1967 capital improvement appropriation item.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 488 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 488, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senator Stender—1.

Excused: Senators Bailey, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—6.

SENATE BILL NO. 488, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 299, by Senators Walgren and Twigg (by departmental request):

Establishing a uniform budget procedure for cities and towns.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 299, establishing a uniform budget procedure for cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 7, section 10, beginning on line 20 strike all the material down to the period on line 21 and insert "of estimated revenues and appropriations for each separate fund and the aggregate totals for all such funds combined"

On page 11, section 18, line 17 after "total" strike "budget appropriation of" and insert "amount appropriated for" and on line 18 after "," and before "except" strike "as amended."

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

The bill was read the second time by sections.

On motion of Senator Walgren, the committee amendments were adopted.

On motion of Senator Walgren, the rules were suspended, Engrossed Senate Bill No. 299 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 299, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Senators Durkan, Herr, McCutcheon, Stender—4.

Excused: Senators Bailey, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—6.

ENGROSSED SENATE BILL NO. 299, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Andersen, Senator Holman was excused.

SENATE BILL NO. 359, by Senators Washington, Lewis (Brian) and Wilson:
Adopting a supplemental budget for highways.

The bill was read the second time by sections.

Senator Washington moved adoption of the following amendment by Senators Durkan, Washington and Henry:

On page 1, add three new sections following section 1 as follows:

"NEW SECTION. Sec. 2. The Washington state highway commission is authorized and directed to make available to counties and cities, as loans, a total sum not to exceed one million dollars to assist in paying costs of snow and ice control incurred between December 1, 1968 and February 28, 1969. This loan program shall be administered by the assistant director of highways for state aid who within ten days after the effective date of this act shall prepare and mail to the governing body of each county and each city and town a loan application form. Not later than May 15, 1969 any county, city or town using the prescribed form may apply to the assistant director of highways for state aid for a loan to assist in paying costs of snow and ice control incurred between December 1, 1968 and February 28, 1969. The assistant director of highways for state aid shall verify snow and ice control costs stated in such loan applications as he deems necessary and not later than June 1, 1969 shall approve a loan to each county, city and town applicant for such proportion of its verified snow and ice control costs as one million dollars bears to the total of the verified snow and ice control costs shown in all applications received, but in no event to exceed seventy-five percent of such costs. The state treasurer shall forthwith transfer from the motor vehicle fund to the treasurer of each county and each city and town receiving such a loan, the amount approved by the assistant director of highways for state aid.

"NEW SECTION. Sec. 3. Each loan made to a county, city or town as authorized in section 2 of this act shall be repaid without interest to the motor vehicle fund in the following manner: Commencing July 1, 1969, the state treasurer shall each month in distributing to counties, cities and towns their share of excise taxes on motor vehicle fuels, retain one-twenty-fourth of the amount of each such loan from the sum to be credited to the county, city, or town which received the loan, to the end that all such loans shall be fully repaid to the motor vehicle fund in twenty-four months. Moneys so retained shall be available for state highway purposes.

"NEW SECTION. Sec. 4. There is hereby appropriated from the motor vehicle fund to the Washington state highway commission from the effective date of this act through June 30, 1969 the sum of one million dollars, or so much thereof as may be necessary to carry out the provisions of sections 2 and 3 of this act."

Renumber section 2 as section 5.

POINT OF INQUIRY

Senator Faulk: "Would Senator Washington yield to a question? Is the formula defined in the amendment, Senator?"

Senator Washington: "Yes, the formula provides that all of the cities and counties will make their presentations and the amounts that they can actually show as far as costs are

concerned will be added up and then each one will be given a pro rate amount up to the \$1 million."

Senator Faulk: "Yes, I understand that but the cost to the county . . . I have seen the sheet that you have in your hand and the cost exceeds \$1 million considerably, that is number one for the counties. I have not seen a tabulation of the cities' needs. I saw one yesterday but it was by no means complete and so there is a considerable need that exceeds \$1 million so all I am suggesting is that if there is no formula, it is going to go to the early bird."

Senator Washington: "No, it is not going to the early bird because the provisions for making application . . ."

Senator Faulk: "But I mean what pro rata share does each . . . Mr. President, could this bill be held over so that the amendment could be placed on our desks and we could have some discussion concerning this?"

Debate ensued.

The motion carried and the amendment was adopted.

POINT OF INQUIRY

Senator Huntley: "Would Senator Washington yield to a question? Senator, just for the record, I believe I understood you to say that this is a loan. It is to be paid back over a twenty-four month period. Am I correct?"

Senator Washington: "You are correct."

Senator Huntley: "How is it to be paid back? Is it held out of their gas tax allocation?"

Senator Washington: "It is held out of their gas tax allocation as their allocations are paid so at the end of twenty-four months without anything being done on the part of the cities and counties, the loan will be repaid."

Senator Huntley: "Thank you."

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 359 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 359, and the bill passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—38.

Voting nay: Senator McDougall—1.

Absent or not voting: Senators Foley, Ridder, Stender—3.

Excused: Senators Bailey, Holman, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—7.

ENGROSSED SENATE BILL NO. 359, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 415, by Senators Henry, Lewis (Harry) and Bailey (by departmental request):

Designating members of Washington public employees' retirement system.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Senate Bill No. 415 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 415, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Senators Foley, Mardesich, Stender—3.

Excused: Senators Bailey, Holman, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—7.

SENATE BILL NO. 415, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 424, by Senators Peterson (Lowell), Ridder and McCormack: Substituting lieutenant governor for governor on board of natural resources.

The bill was read the second time by sections.

Senator Greive moved the adoption of the following amendment:

On page 1, section 1, line 6, after "of" strike "five" and insert "[five] six" and after "The" and before "lieutenant" insert "governor, the"

MOTION

On motion of Senator Lewis (Harry), Senate Bill No. 424 and the pending amendment by Senator Greive, was ordered placed on second reading calendar for Monday, March 24, 1969.

SENATE BILL NO. 569, by Senators Durkan, Uhlman, Holman and Foley (by departmental request):

Providing for distribution of certain justice court income.

On motion of Senator Durkan, Substitute Senate Bill No. 569 was substituted for Senate Bill No. 569, and the substitute bill was placed on second reading.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Substitute Senate Bill No. 569 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 569, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Senators Foley, Pritchard and Stender—3.

Excused: Senators Bailey, Holman, Peterson (Lowell), Peterson (Ted), Ryder, Uhlman, Woodall—7.

SUBSTITUTE SENATE BILL NO. 569, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Andersen, Senators Atwood and Stender were excused.

SENATE BILL NO. 366, by Senators Henry, Woodall and Washington:
Changing auto license deadline from January 30 to February 14.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 366, changing auto license deadline from January 30 to February 14 (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 9, after "[thirtieth]" and before "day" strike "forty-fifth" and insert "thirty-fifth"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Faulk, Foley, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Ridder, Stender.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 366 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 366, and the bill passed the Senate by the following vote: Yeas, 36; absent or not voting, 4; excused, 9.

Voting yea: Senators Andersen, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—36.

Absent or not voting: Senators Connor, Dore, Foley, Pritchard—4.

Excused: Senators Atwood, Bailey, Holman, Peterson (Lowell), Peterson (Ted), Ryder, Stender, Uhlman, Woodall—9.

ENGROSSED SENATE BILL NO. 366, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 737, by Senators Dore, Knoblauch and Canfield (by departmental request):

Providing state assistance to school districts for the construction and modernization of common school plant facilities.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 737 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Wilson: "Would Senator Dore yield to a question? Senator, I have not had time to study this bill and I imagine that it is a very complex matter. My question is simply this, would the passage of this bill make it any more difficult for school districts such as Omak and Colville and others scattered around the eastern part of the state to carry out building programs than it is now?"

Senator Dore: "No, it would not. My information is that the small districts and the large districts have both agreed on this and it is going to be effective for both of them and establish a flooring whereby basically the average school grant where construction will be two-thirds local and one-third state. I understand that in some communities, yours may be one, it is as low as eight percent or nine percent in some areas and it will bring it back up to that thirty-three and one-third percent. I know the small districts are very concerned about this and as far as I know, they have adopted and endorsed this. He said all school groups in all areas have adopted this formula as a fair formula. That is what I have been told."

Senator Gissberg: "Would Senator Dore yield to another question or two? Senator Dore, Senator Odegaard was kind enough to hand me a brief in connection with this school construction assistance bill and among other things, it indicates that it gives authority for additional aid to reorganized districts. Now, can you tell me whether or not this would in any way refuse to give funds or in any way change the formula for state funds to non-high districts?"

Senator Dore: "As far as I know, I am not able to answer that, Senator. I understand that this is the agreed formula by the various school districts that went into the education committee and Senator Durkan seems to be concerned about it now. It should have gone to the Ways and Means Committee. I am the sponsor of the measure and I have no objection if you want to put it in there to take a look at it but it is just a transfer of money, that is all. In other words, you sell the timber, it is in this particular fund, you are transferring the cash out into the common school construction account and the only new fact in it, as I understand it, is the six million dollar authorization for projects. Not to put any money into them in the next biennium but to authorize them on the planning board."

Senator Gissberg: "Thank you, you have answered that portion of my question. Now the second question, you mentioned something about one-third in speaking to Senator Wilson. Are you telling me that you are raising the floor of state support to one-third regardless of need?"

Senator Dore: "No, it is an average. When I said one-third, it would be the average amount given is one-third, may be more or less, depending on the way this formula works but as I understand, a number of years ago they had a traditional formula that the state would pay approximately one-third and the local communities would pay two-thirds. But through the years this principle has been eroded by the application of the existing formula and so that some communities, I know Omak is one, is down to eight or nine percent, etc. and some are up much higher so this will more or less bring them on an average basis in line. If there is any question about it and you want it to go to the Ways and Means Committee, it can go."

MOTIONS

On motion of Senator Gissberg, Senate Bill No. 737 was referred to the Committee on Ways and Means—Appropriations with special instructions to study the question of whether or not it shall be the policy to continue the twenty percent floor of state aid to school districts.

On motion of Senator McCormack, the record was ordered to show that Senate Bill No. 113 was referred to Ways and Means Committee on Appropriations not Revenue and Taxation.

President Cherberg resumed the Chair.

MOTION

At 5:30 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Monday, March 24, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

ELEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Monday, March 24, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Durkan.

The Color Guard, consisting of Pages Jeff Dixon, Color Bearer, and Wendy Erhart, presented the Colors. Reverend Father Stephen Roman of St. Michael's Catholic Church, offered prayer as follows:

"The little children ask for bread and their God our Father with Your help in our work may it not be said but there were none to break it. Amen."

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

REPORTS OF STANDING COMMITTEES

March 24, 1969.

SENATE BILL NO. 169, prescribing procedures and requirements for plating subdivisions (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 169 be substituted for Senate Bill No. 169, and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 397, increasing benefits for industrial insurance pensioners (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Durkan, Faulk, Herr, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

SENATE BILL NO. 540, authorizing the issuance of group motor vehicle policies to the members, employees, and officers of labor unions (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Keefe, Knoblauch, McCormack, McCutcheon, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 701, providing provisions relating to courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Foley, Gissberg, Holman, McCormack, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 24, 1969.

SENATE BILL NO. 713, providing recreation for the handicapped (reported by Committee on Rules and Joint Rules):

Recommends that the bill be referred to Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Ryder, Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Keefe, the committee report was adopted and Senate Bill No. 713, was referred to the Committee on Ways and Means—Appropriations.

March 21, 1969.

SENATE BILL NO. 751, implementing law relating to policemen's benefits in first class cities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Mardesich, Pritchard, Ridder, Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 20, 1969.

ENGROSSED HOUSE BILL NO. 103, amending the Pacific Marine Fisheries Compact (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Matson, Metcalf, Odegaard, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

ENGROSSED HOUSE BILL NO. 191, establishing justice court commissioner procedures (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Foley, Gissberg, Holman, McCormack, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

ENGROSSED HOUSE BILL NO. 215, authorizing cemetery district consolidations (reported by Committee on Cities, Towns and Counties):

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Faulk, McDougall, Peterson (Lowell), Ridder, Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

HOUSE BILL NO. 303, implementing law relating to reports of child abuse (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Durkan, Faulk, Herr, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 20, 1969.

HOUSE BILL NO. 326, changing duties of the water resources advisory council (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Matson, Metcalf, Odegaard, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

March 19, 1969.

HOUSE BILL NO. 376, establishing programs and procedures in the department of public assistance (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Faulk, Herr, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 20, 1969.

HOUSE JOINT MEMORIAL NO. 4, requesting creation of the office of secretary of marine fisheries (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Matson, Metcalf, Odegaard, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

At 10:15 a.m., the President declared the Senate to be at ease.

The President called the Senate to order at 11:05 a.m.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 753, by Senators Knoblauch, Day and Elicker:

An Act relating to financial aid for counties; making an appropriation; and declaring an emergency.

Referred to Committee on Ways and Means--Appropriations.

SENATE RESOLUTION: 1969-EX-9

By Senators Lewis (Harry), Ridder, Williams, Atwood, Day, Sandison, Greive, Uhlman, McCormack, Herr, Peterson (Ted), Marquardt, Huntley and Talley:

WHEREAS, From the faith in the women's suffrage movement and from the shock of World War I came a great idea—that a nonpartisan organization could provide political education and experience which would contribute to the growth of the citizen and help assure the success of the democratic experiment called the United States of America, and thus from the birth of an idea in 1919 the League of Women Voters has been destined to play a unique role in our complex society; and

WHEREAS, The League has become a nationally recognized institution persistently searching for facts and patiently campaigning for solutions, being totally committed to the development of human and natural resources through citizen decision and action; and

WHEREAS, Through its voters' service activities, the League has reached millions of citizens with information on candidates and issues, and has provided a nonpartisan platform from which all political contenders may be seen and heard; and

WHEREAS, Governments at every level recognize the League's foresight in focusing public attention and bringing nonpartisan pressure to bear on the critical issues of a changing society;

NOW, THEREFORE, BE IT RESOLVED, That the Senate congratulate the League of Women Voters for its achievements of the past fifty years and urge continuation of their courageous efforts in meeting future challenges; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to the League of Women Voters of the state of Washington.

On motion of Senator Lewis (Harry), the resolution was adopted.

SENATE RESOLUTION: 1969-EX-10

By Senators Uhlman, McCormack and Dore:

WHEREAS, Amidst the world's problems in this Spring of 1969 nothing seems comparable to the human misery and tragic loss of life evident from reports of the Nigerian Civil War, where starvation and disease more often than not followed by death has become the fate of untold humans in areas controlled by the federal government and under control of the Biafran authorities; and

WHEREAS, We as citizens of this great State and Nation must in good conscience take heed of the events in this troubled land and strive to ameliorate the horrendous conditions prevailing there; and

WHEREAS, Operation Outrage, Inc., a national organization with local branches in this State, is striving to increase significantly relief to these stricken people; and

WHEREAS, The Honorable Daniel Evans, Governor of this State is to proclaim the month of April "Biafran Relief Month;"

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That this be an expression of the admiration and esteem that this body feels for the determined efforts being made by Operation Outrage, Inc. and the sincere dedicated individuals who are a part thereof in their humanitarian efforts to aid the starving and diseased victims of the Nigerian Civil War; and

BE IT FURTHER RESOLVED, That members of the press, radio and television be made aware of the earnest concern of the Senate in the humanitarian purposes of Operation Outrage, Inc. and the Senate's sincere hope for a most successful outcome of its efforts.

Senator Uhlman moved the adoption of the resolution.

Debate ensued.

MOTION

Senator Andersen moved that Senate Resolution 1969-EX-10 be referred to the Judiciary Committee.

POINT OF INQUIRY

Senator Andersen: "Would Senator Uhlman yield to a question? Senator Uhlman, I won't ask you about Fulton Lewis, Jr. with whose views I have frequently disagreed but I will ask you this question and that is, can you assure me and the other Senators here on the floor, can you give us the exact percentage of the proceeds brought in by 'Operation Outrage' that are actually translated into funds given for the aid of needy Biafrans?"

"In other words, do you personally know, aside from all the names on the list and we all know about many of those, but do you personally know, Senator Uhlman, what percentage of the money collected by this particular group goes for Biafran relief and I am not talking about salaries and I am not talking about expense accounts and I am not talking about percentages and profits by people who sell to these people but do you know what percentage goes to the hungry youngsters in Biafra?"

Senator Uhlman: "Senator, this is one of the first questions I asked when these people approached me last week. I was assured that it all went for Biafran relief. I think Senator Dore has the sheet on his desk. It is specifically for the building of an airstrip which is their particular project and it is my understanding and I believe also that the Governor's office has checked into this and I am sure they would not likely involve themselves in this and that all of the money does go for the Biafran relief."

Further debate ensued.

MOTIONS

Senator Dore moved that Senate Resolution 1969-EX-10 be considered Tuesday, March 25, 1969.

Senator Andersen withdrew his motion.

The motion by Senator Dore carried.

At 11:25 a.m. on motion of Senator Greive, the Senate recessed for one-half hour.

SECOND MORNING SESSION

The President called the Senate to order at 11:45 p.m.

MOTIONS

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

On motion of Senator Greive, the permanent rules of the regular session are to be the temporary rules of the extraordinary session for one day.

PERSONAL PRIVILEGE

Senator Ryder: "Point of personal privilege."

The President: "The Senator will speak upon his point of personal privilege."

Senator Ryder: "Mr. President and members of the Senate, I would like to take this opportunity to express my appreciation to you, the officers of the Senate and the members of the Senate for their great kindness to me during our recent bereavement and the sympathy which you all extended to me. It was, of course, quite a blow even though it was one that we had seen coming for some time and it is one of the things to which you can never quite become accustomed. I appreciate the condolences and the sympathy extended to me and to my family during last week."

SECOND READING

SENATE BILL NO. 678, by Senators Bailey, Greive and Ridder:
Relating to unemployment compensation.

MOTION

On motion of Senator Greive, Senate Bill No. 678, was ordered to hold its place on second reading for Tuesday, March 25, 1969.

SENATE BILL NO. 424, by Senators Peterson (Lowell), Ridder and McCormack:
Substituting lieutenant governor for governor on board of natural resources.

The Senate resumed consideration of Senate Bill No. 424 and the amendment pending.
On motion of Senator Greive, the following amendment was adopted:

On page 1, section 1, line 6, after "of" strike "five" and insert "[five] six" and after "The" and before "lieutenant" insert "governor, the"

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed Senate Bill No. 424, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 424, and the bill passed the Senate by the following vote: Yeas, 42; nays, 4; absent or not voting, 3.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Atwood, Elicker, Lewis (Harry), Matson—4.

Absent or not voting: Senators Andersen, Durkan, Huntley—3.

ENGROSSED SENATE BILL NO. 424, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 100, by Representatives Ceccarelli, Haussler, Charette, Jueling, Leckenby, Whetzel, Bottiger, Sprague, Kalich, Kopet, Gladder, Wanamaker, Randall, Adams, Bagnariol, Brown, Murray, Hubbard, O'Dell and Wolf (by Legislative Council request):

Authorizing sale of imported wine on same basis as domestic wine.

MOTION

On motion of Senator Bailey, Engrossed House Bill No. 100 was made a special order of business immediately following noon recess.

SENATE BILL NO. 244, by Senators Sandison, Lewis (Harry) and Ryder (by Advisory Council on Public Higher Education request):

Creating the legislative joint committee on higher education.

REPORT OF STANDING COMMITTEE

March 3, 1969.

SENATE BILL NO. 244, creating the legislative joint committee on higher education (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 19, after "state" and before "community" strike "owned"

On page 3, section 10, beginning on line 16, strike all of section 10 and renumber the remaining sections consecutively.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, Lewis (Harry), McCormack, Ryder, Wilson.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendments were adopted.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 244 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 244, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Atwood, Durkan, Huntley and Pritchard—4.

ENGROSSED SENATE BILL NO. 244, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 749, by Senators Foley and Andersen:

Relating to crimes against flags.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 749 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 749, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Durkan and Pritchard—2.

SENATE BILL NO. 749, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 427, by Senators Dore, Ryder, Uhlman, Ridder, Peterson (Lowell), Sandison, Peterson (Ted), Durkan, Herr and McCormack (by departmental request):

Providing a retirement plan for teachers at community colleges.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 427 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 427, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Durkan—1.

SENATE BILL NO. 427, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Oregon State Senators Lynn Newbry and Don Husband and appointed a special committee consisting of Senators Henry, Foley and Huntley to escort the Oregon Senators to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Senators Newbry and Husband to address the Senate.

SENATE BILL NO. 538, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

Representing employee organization in community colleges.

MOTION

On motion of Senator Ridder, Senate Bill No. 538 was ordered to hold its place on second reading calendar for Tuesday, March 25, 1969.

SENATE BILL NO. 556, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

Providing tenure and leave provisions for community colleges.

MOTION

On motion of Senator Ridder, Senate Bill No. 556 was ordered to hold its place on second reading calendar for Tuesday, March 25, 1969.

SENATE BILL NO. 387, by Senators Andersen and Walgren:

Allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officer's presence.

MOTION

On motion of Senator Andersen, Senate Bill No. 387 was placed at the end of the second reading calendar for today.

SENATE BILL NO. 323, by Senators Day, Mardesich and Guess (by departmental request):

Increasing certain businesses' and professions' fees.

MOTIONS

On motion of Senator Bailey, Substitute Senate Bill No. 323 was substituted for Senate Bill No. 323.

On motion of Senator Day, Substitute Senate Bill No. 323 was placed immediately following Engrossed House Bill No. 38 on today's second reading calendar.

SENATE BILL NO. 140, by Senators Holman and McCormack:
Relating to the revised uniform reciprocal enforcement of support.

REPORT OF STANDING COMMITTEE

March 3, 1969.

SENATE BILL NO. 140, relating to the revised uniform reciprocal enforcement of support (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 5, section 2, line 8, after "for" and before "support" strike "the" and insert "[the]"

On page 5, section 2, line 32, after "effective" and before the period insert ":
PROVIDED, That in the event that the obligor has never resided in the demanding state, then, before honoring such demand the governor shall require proof of a debt arising from a decree of divorce or separate maintenance"

On page 5, line 32, after the period strike all of the underlined material down to and including the period on page 6, line 2, and insert a new subsection as follows:

"(3) Except as is provided for in the proviso to subsection (2) of this section, if it appears to the governor that a proceeding would be effective but has not been initiated he may delay honoring the demand for a reasonable time to permit the initiation of a proceeding."

Renumber the remaining subsection.

On page 6, section 2, line 4, after "governor" and before "decline" strike "may" and insert "shall" and on line 6, after "governor" and before "decline" strike "may" and insert "shall"

On page 9, section 9, line 22, after the period strike all of the underlined material down to and including "obligee." on line 23.

On page 16, section 19, line 7, after "sought" strike all of the material down to and including "Otherwise" on line 11, page 16.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Ridder, Twigg, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Holman, the committee amendments were adopted.

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 140 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 140, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—47.

Absent or not voting: Senators Durkan and Woodall—2.

ENGROSSED SENATE BILL NO. 140, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 100.

SECOND READING

ENGROSSED HOUSE BILL NO. 100, by Representatives Ceccarelli, Haussler, Charette, Jueling, Leckenby, Whetzel, Bottiger, Sprague, Kalich, Kopet, Gladder, Wanamaker, Randall, Adams, Bagnariol, Brown, Murray, Hubbard, O'Dell and Wolf (by Legislative Council request):

Authorizing sale of imported wine on same basis as domestic wine.

Senators Keefe, Faulk and Connor demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present.

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

REPORT OF STANDING COMMITTEE

March 10, 1969.

ENGROSSED HOUSE BILL NO. 100, authorizing sale of imported wine on same basis as domestic wine (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 5, following section 6, after line 18, add a new section to read as follows:

"Sec. 7. Section 30, chapter 62, Laws of 1933 Extraordinary Session as amended by section 4, chapter 174, Laws of 1935 and RCW 66.28.040 are each amended to read as follows:

No brewer, wholesaler, distiller, winery, or other manufacturer of liquor shall, within the state, by himself, his clerk, servant, or agent, give to any person any liquor; but nothing in this section shall prevent the furnishing of samples of liquor to the board for the purpose of negotiating the sale of liquor to the state liquor control board, and nothing in this section shall prevent a brewer from serving beer without charge on the brewery premises to employees and casual visitors and nothing in this act shall prevent a domestic winery from selling or serving wine of its own production without charge on the winery premises to employees and casual visitors. Such wine so sold shall be subject to the tax imposed by RCW 66.24.210."

On page 7, section 9, line 25, after "certificate" and before the period insert " PROVIDED, HOWEVER, That such certificates of approval shall be issued only for specifically named designated and identified types of wine. The Washington state liquor control board shall not certify wines labeled with names which may be confused with other nonalcoholic beverages nor wines which fail to meet quality standards established by the board"

On page 14, section 12, following line 7, add a new subsection to read as follows:

"(36) 'Wine importer' means a person, firm or corporation who buys wine, not to exceed fourteen percent alcohol by volume, from outside of the boundaries of the state of Washington for the purpose of selling wine to licensed wine wholesalers."

Remember consecutively, using the amendatory brackets and underlines, the remaining subsections in the section.

On page 16 following section 12 of the engrossed bill insert a new section as follows:

"NEW SECTION. Sec. 14. There is hereby added to chapter 66, Laws of 1933 ex. sess., as amended by chapter 48, Laws of 1945 and RCW chapter 66.28 a new section to read as follows:

No manufacturer of wine, or person financially interested, directly, in such business, whether resident or nonresident, shall have any financial interest, direct or indirect, in the business of any licensed wine wholesaler, nor shall any manufacturer of wine own any of the property upon which such licensed persons conduct their business, nor shall any such licensed person under any arrangement whatsoever, conduct his business upon property in which any manufacturer of wine has any interest, nor shall any manufacturer of wine advance money or moneys' worth to any such licensed person under any arrangement whatsoever, nor shall any such licensed person receive, under any arrangement whatsoever, any such advance of money or moneys' worth.

Renumber section 13 to read section 14.

In line 15 of the title, after the semicolon and before "amending" insert "amending section 30, chapter 62, Laws of 1933 ex. sess. as amended by section 4, chapter 174, Laws of 1935 and RCW 66.28.040;"

Signed by: Senators Andersen, Atwood, Bailey, Donohue, Faulk, Huntley, Lewis (Harry), Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson.

MINORITY recommendation: Do not pass.

Signed by: Senators Canfield, Connor, Guess, Woodall.

The bill was read the second time by sections.

Senator Durkan moved adoption of the committee amendment to page 5.

POINT OF INQUIRY

Senator Stender: "Would Senator Durkan yield to a question? Senator Durkan, the last sentence of the amendment, the underlined material reads 'such wine so sold shall be subject to tax imposed', what does that mean? I thought they were giving it away."

Senator Durkan: "It means that if you came into one of the domestic wineries and wanted to buy a bottle of their wine on the premises, that the tax as imposed by the state of Washington would apply. This is a request by the liquor control board and the committee put it on."

Debate ensued.

The motion carried and the amendment was adopted.

Senator Durkan moved adoption of the committee amendment to page 7.

Debate ensued.

Senator Pritchard moved adoption of the following amendment to the committee amendment to page 7:

On line 7 of the amendment to section 9, after "nonalcoholic beverages" insert " , whether manufactured or produced from a domestic winery or imported,"

The motion carried and the amendment to the amendment was adopted.

The motion by Senator Durkan carried and the amendment as amended was adopted.

Senator Durkan moved adoption of the committee amendment to page 14, section 12.

Debate ensued.

Senators Mardesich, Pritchard and Lewis (Harry) demanded the previous question.

Senator Walgren demanded a roll call on the motion by Senator Durkan and the demand was sustained by Senators Knoblauch, Connor, McCutcheon, Herr, Uhlman, Pritchard, Metcalf, Holman, Williams and Faulk.

POINT OF INQUIRY

Senator Canfield: "Would it be in order for me to ask Senator Pritchard a question before we vote?"

The President: "Yes, a short one."

Senator Canfield: "Senator Pritchard, I understood you to say that ninety-five percent of the grapes grown in Washington are used for making juices, jellies and jams? Is that correct?"

Senator Pritchard: "No, I said over ninety percent are used for juices, jellies and jams. This was the testimony by the legislative council."

Senator Canfield: "I don't dispute that. Now my question is, do you happen to know the varieties they use for jellies and jams and what varieties they use in the manufacture of wine?"

Senator Pritchard: "You mean the different grapes? Well, I assume that there is a great variety of grapes that are used but you asked for a short answer so I cannot go into the technical aspects of it."

ROLL CALL

The Secretary called the roll on the adoption of the committee amendment to page 14 and the amendment was not adopted by the following vote: Yeas, 14; nays, 35.

Voting yea: Senators Canfield, Connor, Day, Durkan, Greive, Guess, Henry, Keefe, McCutcheon, Matson, Sandison, Talley, Twigg, Woodall—14.

Voting nay: Senators Andersen, Atwood, Bailey, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—35.

Senator Durkan moved adoption of the committee amendment to page 16.

Debate ensued.

Senator Durkan moved adoption of the following amendment to the committee amendment to page 16:

Amend the committee amendment to page 16, being new section 13, on line 16 of said committee amendment, after "worth" insert ": PROVIDED, That the provisions of this section shall not apply to any domestic winery or domestic brewery which is, as of the date of passage of this act, a licensed wholesaler: PROVIDED FURTHER, That in event of sale of such winery or brewery the exclusion of the foregoing proviso shall not apply"

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Durkan yield to a question? What is the name of the brewery, Senator?"

Senator Durkan: "Senator, the name of the brewery comes from that famous mountain known as 'Rainier'."

The motion carried and the amendment to the amendment was adopted.

The motion carried and the amendment as amended was adopted.

Senator Walgren moved the adoption of the following amendment by Senators Walgren and Mardesich:

On page 14, section 12, line 15. after "agent." add a new section:

"NEW SECTION. Sec. 13. There is added to chapter 62, Laws of 1933 ex. sess., and to chapter 66.24 RCW, a new section to read as follows:

(1) All wine shall be sold and delivered by licensed wine wholesalers to persons holding licenses entitling them to sell wine at retail under the provisions of this title or to licensed wine wholesalers.

(2) The selling price of all wine sold and delivered by licensed wine wholesalers shall include not less than a twenty percent mark-up computed on the purchase price paid by the wholesaler."

Renumber the following section.

The motion failed and the amendment was not adopted on a rising vote.

On motion of Senator Gissberg, the committee amendment to the title was adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed House Bill No. 100 as amended by the Senate was advanced to third reading on a rising vote, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 100, and the bill passed the Senate by the following vote: Yeas, 36; nays, 13.

Voting yea: Senators Andersen, Atwood, Bailey, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—36.

Voting nay: Senators Canfield, Connor, Durkan, Greive, Guess, Henry, Huntley, Keefe, McCutcheon, Matson, Sandison, Twigg, Woodall—13.

ENGROSSED HOUSE BILL NO. 100 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Lewis (Harry), Engrossed House Bill No. 100, as amended by the Senate was immediately transmitted to the House.

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

SENATE BILL NO. 674, by Senator Talley:

Authorizing conveyance of certain tidelands to Fritz Gilbertsen.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 674 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 674, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Durkan, McCutcheon and Matson—3.

SENATE BILL NO. 674, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

MESSAGE FROM THE HOUSE

March 24, 1969.

Mr. President: The House refuses to concur in the Senate amendments to HOUSE BILL NO. 554 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Ridder moved that the Senate refuse to recede from its amendments to House Bill No. 554 and asks the House for a conference thereon.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Ridder yield to a question? Senator, when was this emergency removed?"

Senator Ridder: "The emergency was not removed. The emergency is tied to the code or the recodification."

Senator McCutcheon: "That's an emergency?"

Senator Ridder: "Yes, it was understood or with the idea that the code was going to go through rather rapidly and this emergency is tied in, the fact that the code would have been through by now. The code has not gone through. It is tied up in the House at the moment and the original part of the bill, the meat of the bill, has no emergency clause tied to it. It needs one."

The motion carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 554, Senators Ridder, Odegaard and Guess.

On motion of Senator Mardesich, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

March 22, 1969.

Mr. President: The House has passed: SUBSTITUTE SENATE BILL NO. 152 with the following amendment:

Strike everything after the enacting clause on page 1 and insert the following:

"NEW SECTION. Section 1. That a capital budget is hereby adopted and subject to provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for capital projects during the period ending June 30, 1971, out of the several funds hereinafter named:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

	Reappro- priations	From the Fund Designated	From the General Fund
Acquire land and buildings, repair buildings, provide drainage facilities, relocation of utilities, other improvements, East Capitol Site.....			1,060,000
Remodel and repair capitol buildings, offices and facilities (\$769,264)			
General Fund	10,000		759,264
Clean and waterproof capitol buildings.			133,774
Construct new Public Assistance Building (\$5,763,260)			
General Fund	4,234,424		1,896,611
Addition to the State Library (\$1,220,082)			
State Building and Higher Education Construction Account	562,113		657,969
Powerhouse revisions			349,268
Modernization of electrical distribution system—Phase II	250,000		302,723
Construct Executive Office Building and parking facilities—Phase I (preplanning)			540,000
Repairs and improvements to Capitol Lake area			
Capitol Building Construction Account		20,000	
Develop Capitol Lake recreational facilities			
Capitol Building Construction Account		60,000	
Develop Parking facilities west side of Capitol Way			
Capitol Building Construction Account		1,250,000	
Construct and equip office-laboratory building—Wenatchee Tree Fruit Research Center			
General Administration Construction Fund		2,000,000	
Total (\$14,086,146)	5,056,537	3,330,000	5,699,609

FOR THE LIQUOR CONTROL BOARD

From the
Liquor Board
Revolving Fund
2,936,000

Addition to liquor warehouse.....

FOR THE STATE PATROL

	Reappropriations	From the State Patrol Highway Account	From the General Fund
Construct and equip scale houses including site acquisitions and improvements to existing sites (\$212,000) State Patrol Highway Account.....	102,000	110,000	
Construct State Patrol Academy (\$664,048) General Fund	410,000	254,048	
Construct addition to and remodel Tacoma office (\$40,000) General Fund	30,000	10,000	
Construct detachment offices at Bellingham and Okanogan General Fund (\$82,000).....	65,000	17,000	
Provide mobile relay stations.....		17,000	
Construct communications center and district headquarters for east King County (\$1,220,165) State Patrol Highway Account.....	606,550	613,615	
Purchase and improve land—Ephrata..		12,000	
Replace Radio Relay facility General Fund	30,000		
Replace Communications State Patrol Highway Account.....	132,000		
Purchase all-weather aircraft.....		410,000	
Total (\$2,819,213).....	1,375,550	1,433,663	

FOR THE DEPARTMENT OF CIVIL DEFENSE

	Reappropriations From the General Fund
Remodel space in Student Union Building, Washington State University, for emergency operating center	17,573

FOR THE MILITARY DEPARTMENT

	Reappropriations From the General Fund	From the Fund Designated	From the General Fund
Construct, repair, remodel buildings and improve facilities, including architect and engineering fees (\$199,536).....	6,386		193,150
Construct training center expansion—Bellingham			243,591
Construct new armory—Seattle Seattle Armory Account.....		2,200,000	

FOR THE MILITARY DEPARTMENT

—Continued

	Reappropriations From the General Fund	From the Fund Designated	From the General Fund
Purchase land and construct new armory—Aberdeen			32,937
Preplanning for schematic plans for new capital projects			12,421
Renovate and expand headquarters at Camp Murray (\$190,078)	125,078		65,000
Total (\$2,878,563).....	131,464	2,200,000	547,099

FOR THE BOARD OF EDUCATION

	Reappropriations		From the Common School Construction Fund
Public School Building Construction (\$74,664,765)			
Public School Building Construction Account	3,160,338		
Common School Building Construction Account	22,000,000		
Common School Construction Fund	12,500,000		37,004,427
Total (\$74,664,765)	37,660,338		37,004,427

FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

	Reappropriations	From the Community College Capital Projects Account	From the General Fund
Equip, remodel, and furnish buildings, Walla Walla Community College			
Community College Capital Projects Account	70,855		
Construction of new campus, Fort Steilacoom Community College, Phase I (\$1,779,487)			
Public School Building Construction Account	1,350,000		
Community College Capital Projects Account	429,487		
Construction of new campus, Edmonds Community College, Phase I (\$1,123,845)			
Public School Building Construction Account	810,000		
Community College Capital Projects Account	313,845		
Construction of North Campus, Seattle Community College, Phase I (\$2,162,084)			
Public School Building Construction Account	40,945		
Community College Capital Projects Account	2,121,139		

FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

—Continued	Reappro- priations	From the Community College Capital Projects Account	From the General Fund
Completion of projects authorized by Board of Education and for other community college projects according to priority of need (\$4,032,288)			
Community College Capital Projects Account	792,288	3,240,000	
Community College Construction, Repairs, Remodeling, Land Acquisition, Equipment and other Capital improvements		32,961,828	
Preplanning for schematic plans for new capital projects			500,000
Total (\$42,630,387)	5,928,559	36,201,828	500,000

FOR THE UNIVERSITY OF WASHINGTON

	Reappro- priations	From the University of Washington Building Account	From the General Fund
Construct and equip Engineering Classroom and Library building			
University of Washington Building Account	154,840		
Construct and equip Architecture Building (\$2,150,327)			
State Building and Higher Education Construction Account.....	1,850,327	300,000	
Construct & equip Physics-Atmospheric Sciences building			
State Building and Higher Education Construction Account.....	380,139		
Construct and equip large classroom and Auditoria building (\$2,805,175)			
State Building and Higher Education Construction Account	2,505,175	300,000	
Construct and equip Computer center addition			
State Building and Higher Education Construction Account	1,300,000		
Construct and equip electrical Engineering addition			
State Building and Higher Education Construction Account	650,000		
Renovate Forestry building and construct pulp and paper teaching facility			
State Building and Higher Education Construction Account	1,443,384		
Construct and equip Health Sciences expansion (\$15,460,577)			
State Building and Higher Education Construction Account	8,975,577		
General Fund	4,500,000	1,985,000	

FOR THE UNIVERSITY OF WASHINGTON

—Continued	Reappro- priations	From the University of Washington Building Account	From the General Fund
Construct and equip new Law Center Building			
State Building and Higher Education Construction Account	5,100,000		
Remodel and enlarge physical plant services building			
State Building and Higher Education Construction Account	1,900,000		
Construct and equip Psychology building			
State Building and Higher Education Construction Account	3,500,000		
Radiation Therapy and Hospital Clinic Expansion			
State Building and Higher Education Construction Account	2,050,000		
Construct and equip Performing Arts building (\$5,600,000)			
State Building and Higher Education Construction Account	3,700,000		
University of Washington Building Account		1,900,000	
Physics Building Addition			
State Building and Higher Education Construction Account	1,139,524		
Remodel Communications building to provide Far Eastern Library			
University of Washington Building Account	449,372		
Supplement funds for Referendum 19 projects			
University of Washington Building Account	52,914		
Expand Power Plant			
University of Washington Building Account	979,050		
Construct Scientific Stores addition			
University of Washington Building Account	250,000		
Mental Retardation and Child Development Center (\$561,420)			
University of Washington Building Account	161,420	400,000	
Central Quadrangle development and Road Relocation			
University of Washington Building Account		2,460,000	
Utilities, Services, Minor Repairs and Betterments (\$8,385,181)			
University of Washington Building Account	1,735,181	6,650,000	
University Hospital Expansion			
University of Washington Building Account		3,084,000	
Preplanning for schematic plans for new capital projects (\$449,939)			
General Fund	99,939		350,000
Total (\$60,305,842)	42,876,842	17,079,000	350,000

FOR WASHINGTON STATE UNIVERSITY

	Reappro- priations	From the Washington State University Building Account	From the General Fund
Construct and equip Agricultural Sci- ences building			
State Building and Higher Educa- tion Construction Account	3,934,775		
Construct and equip Physical Sciences building			
State Building and Higher Educa- tion Construction Account.....	3,148,630		
Controlled Environment Laboratories relocation (\$442,654)			
Washington State University Build- ing Account	228,185	214,469	
Construct and equip General Storage building			
Washington State University Build- ing Account	94,975		
Nuclear Reactor Facilities			
Washington State University Build- ing Account	354,977		
Construct and equip Physical Educa- tion building			
Washington State University Build- ing Account	1,525,355		
Construct Design Disciplines building, Phase I			
Washington State University Build- ing Account	2,371,818		
Remodel buildings and improve facili- ties (\$3,240,017)			
Washington State University Build- ing Account	1,190,017	2,050,000	
Extend Utilities (\$1,545,549)			
Washington State University Build- ing Account	358,049	1,187,500	
Construct and equip Multi-Purpose Coliseum			
Washington State University Build- ing Account		3,042,000	
Remodel Bohler-Smith building			
Washington State University Build- ing Account		380,910	
Addition to and remodeling of Arts Hall		2,135,000	
Addition to Comparative Behavior Cen- ter		330,000	
Addition to McCoy Hall.....		276,000	
Preplanning for schematic plans for new capital projects			125,000
Construct and equip Administration Building			
Washington State University Build- ing Account	46,705		
Construct and equip Johnson Hall An- nex Addition (Computer Center)			
Washington State University Build- ing Account	9,015		

FOR WASHINGTON STATE UNIVERSITY

—Continued	Reappropriations	From the Washington State University Building Account	From the General Fund
Construct and equip Research Laboratory Building and boiler plant—Wenatchee			
Washington State University Building Account	1,077		
Construct and equip Research and Laboratory building—Puyallup			
Washington State University Building Account	282,723		
Construct and equip Meats Laboratory building (\$577,706)			
Washington State University Building Account	114,992	462,714	
Construct Agricultural Engineering building addition			
Washington State University Building Account	1,046		
Relocate KWSC-AM transmitter Antenna			
Washington State University Building Account	58,436		
Acquire and develop land to replace Wawawii and Whitlow property			
Washington State University Building Account	53,900		
Total (\$23,978,268)	13,774,675	10,078,593	125,000

FOR EASTERN WASHINGTON STATE COLLEGE

	Reappropriations	From the Eastern Washington State College Capital Projects Account	From the General Fund
Construct and equip Music Speech building, Creative Arts, Phase I (\$1,556,350)			
State Building and Higher Education Construction Account.....	1,331,350	225,000	
Construct and equip General Classroom building			
State Building and Higher Education Construction Account.....	2,322,828		
Construct new Heating Plant and extend utilities			
State Building and Higher Education Construction Account.....	1,447,689		
Construct and equip Health and Physical Education building			
State Building and Higher Education Construction Account.....	1,125,000		
Construct and equip Radio-Television building, Creative Arts, Phase II			
State Building and Higher Education Construction Account.....	500,000		

FOR EASTERN WASHINGTON STATE COLLEGE —Continued	Reappro- priations	From the Eastern Washington State College Capital Projects Account	From the General Fund
Construct and equip Drama building, Creative Arts, Phase II State Building and Higher Educa- tion Construction Account.....	800,000		
Construct and equip Arts building, Creative Arts, Phase II State Building and Higher Educa- tion Construction Account.....	1,090,000		
Purchase Land (\$555,000) Eastern Washington State College Capital Projects Account.....	55,000	500,000	
Remodel buildings, develop and im- prove facilities and major better- ments (\$1,287,917) General Fund	765,811		
Eastern Washington State College Capital Projects Account.....	252,106	270,000	
Supplement funds for Referendum 19 projects (\$849,250)		99,250	750,000
Improve campus services and facilities, and provide long range campus plan- ning		452,760	
Tunnels and Utilities.....		1,226,750	
Cheney sewer system.....			88,862
Preplanning for schematic plans for new capital projects.....			80,000
For the purchase of a fire ladder truck: <i>Provided, That an equal amount is made available by the City of Cheney for the same purpose.....</i>		37,500	
Total (\$13,419,906)	9,689,784	2,811,260	918,862

FOR CENTRAL WASHINGTON STATE COLLEGE	Reappro- priations	From the Central Washington State College Capital Projects Account	From the General Fund
Construct and equip Fine and Applied Arts building State Building and Higher Educa- tion Construction Account.....	103,174		
Construct and equip Technology and Industrial Education building State Building and Higher Educa- tion Construction Account.....	952,898		
Construct and equip Language and Lit- erature building State Building and Higher Educa- tion Construction Account.....	1,195,711		

FOR CENTRAL WASHINGTON STATE COLLEGE —Continued	Reappro- priations	From the Central Washington State College Capital Projects Account	From the General Fund
Purchase Land (\$558,627)			
State Building and Higher Educa- tion Construction Account.....	99,154		
Central Washington State College Capital Projects Account.....	59,473	400,000	
Construct and equip Library- Instructional Complex			
State Building and Higher Educa- tion Construction Account.....	5,079,500		
Construct and equip Administration building, Unit I			
Central Washington State College Capital Projects Account.....	102,998		
Extend Utilities (\$428,977)			
Central Washington State College Capital Projects Account.....	82,227	346,750	
Construct and equip Health Center building, Unit I (\$460,708)			
General Fund	255,000		
Central Washington State College Capital Projects Account.....	142,708	63,000	
Remodel buildings and improve facili- ties and campus, and obtain equip- ment (\$914,805)			
General Fund	308,994		
Central Washington State College Capital Projects Account.....	51,811	554,000	
Preplanning for schematic plans for projects in 1969-71 biennium (\$135,- 821)			
General Fund	58,512		
Central Washington State College Capital Projects Account.....	77,309		
Construct and equip Boiler Plant ad- dition		333,500	
Landscaping improvements for the campus		100,000	
College share of L.I.D. projects of City of Ellensburg		43,400	
Preplanning for schematic plans for new capital projects			100,000
Total (\$10,510,119)	8,569,469	1,840,650	100,000

FOR THE EVERGREEN STATE COLLEGE	Reappro- priations	From the General Fund
Land acquisition and preplanning for new state college (\$436,142)		
General Fund	136,142	
State Building and Higher Educa- tion Construction Account.....	300,000	

FOR THE EVERGREEN STATE COLLEGE

—Continued	Reappropriations	From the General Fund
Construct and equip Library, Classroom, Heating Plant and other buildings		
State Building and Higher Education Construction Account.....	6,051,720	
Construction of Roads, Utilities and site improvements		
State Building and Higher Education Construction Account.....	8,448,280	
Preplanning for schematic plans for new capital projects		625,000
	<hr/>	<hr/>
Total (\$15,561,142).....	14,936,142	625,000

FOR WESTERN WASHINGTON STATE COLLEGE

	Reappropriations	From the Western Washington State College Capital Projects Account	From the General Fund
Construct and equip Classroom-Faculty Offices addition			
State Building and Higher Education Construction Account.....	104,130		
Construct and equip Library building addition			
State Building and Higher Education Construction Account.....	1,084,976		
Construct and equip addition to Auditorium-Music building			
State Building and Higher Education Construction Account.....	1,883,500		
Construct and equip addition to Physical Education building			
State Building and Higher Education Construction Account.....	490,000		
Renovation of Old Main building			
State Building and Higher Education Construction Account.....	975,000		
Construct and equip Classroom building			
State Building and Higher Education Construction Account.....	1,650,000		
Construct and equip Education-Psychology building			
State Building and Higher Education Construction Account.....	850,000		
Purchase Land (\$472,742)			
Western Washington State College Capital Projects Account.....	84,242		388,500
Utilities expansion and modernization (\$1,704,678)			
General Fund.....	210,878	493,800	1,000,000
Remodel college buildings and improve facilities (\$1,720,713)			
General Fund.....	298,144		

FOR WESTERN WASHINGTON STATE COLLEGE —Continued	Reappro- priations	From the Western Washington State College Capital Projects Account	From the General Fund
Western Washington State College Capital Projects Account.....	422,569	1,000,000	
Preplanning for schematic plans for projects in 1969-71 biennium (\$102,523) General Fund	25,257		
Western Washington State College Capital Projects Account.....	77,266		
Fairhaven Unit Academic Facilities Western Washington State College Capital Projects Account.....	252,588		
Construct and equip Maintenance build- ing Western Washington State College Capital Projects Account.....	242,280		
Construct and equip addition to Arts building Western Washington State College Capital Projects Account.....	22,579		
Supplemental fund for Referendum 19 Projects			450,000
Preplanning for schematic plans for new capital projects			100,000
Total (\$12,105,709).....	8,673,409	1,493,800	1,938,500

FOR THE DEPARTMENT OF INSTITUTIONS—HEADQUARTERS	Reappro- priations	From the CEP & RI Account	From the General Fund
Roof repairs, parking area repairs, road repairs and other minor repairs to buildings at various institutions (\$990,- 792) C.E.P. and R.I. Account.....	250,280	740,512	
Repair or replace electric, water, steam and sewer lines, boilers, install emer- gency generators, elevated water tank and new oil furnaces (\$2,690,394) General Fund	1,440,000	1,250,394	
Preplanning for schematic plans for new capital projects (\$516,472) General Fund	160,895		355,577
Total (\$4,197,658).....	1,851,175	1,990,906	355,577

FOR THE PENITENTIARY

	Reappro- priations	From the General Fund
Construct new power house and elevated water storage tank (\$15,004)		
General Fund	492	
C.E.P. and R.I. Account.....	14,512	
Remodel Wings 1, 2, 3 and 4 for academic school		456,431
Total (\$471,435)	15,004	456,431

FOR THE REFORMATORY

	Reappro- priations	From the General Fund
Renovation of utilities		
State Building and Higher Education Construction Account.....	291,000	
Construct Chapel		
State Building and Higher Education Construction Account.....	134,950	
Replace windows and remodel shower facilities in cellhouses 1 and 2		
General Fund	20,000	
Remodel Inmates' Dining Room and Bakery		414,666
Divide Cellhouse No. 2 for better supervision		20,000
Construct and equip Dormitory and Recreation building		60,000
Total (\$940,616)	445,950	494,666

FOR THE WASHINGTON CORRECTIONS CENTER

	Reappro- priations
Construct and equip Inmate Honor Housing	
State Building and Higher Education Construction Account.....	1,875,630

FOR WOMEN'S CORRECTION CENTER

	Reappro- priations
Construct and equip new women's correctional institution (\$3,768,992)	
General Fund	1,936,659
State Building and Higher Education Construction Account.....	1,832,333
Total (\$3,768,992)	3,768,992

FOR THE CASCADIA JUVENILE RECEPTION-DIAGNOSTIC CENTER

	Reappro- priations		
Convert staff residence to girls' residen- tial hall and equip C.E.P. and R.I. Account.....	3,350		
Construct and equip two new diagnostic cottages General Fund	366,700		
Total (\$370,050)	370,050		

FOR THE MAPLE LANE SCHOOL

	Reappro- priations	From the CEP & RI Account	From the General Fund
Construct and equip Treatment Se- curity Unit State Building and Higher Educa- tion Construction Account.....	264,970		
Demolish Maple Cottage; Build replace- ment; Construct Commissary; Con- vert Superintendent's residence to an infirmary (\$349,870)		197,688	152,182
Total (\$614,840)	264,970	197,688	152,182

FOR THE GREEN HILL SCHOOL

	General Fund Reappro- priations		From the General Fund
Construct and equip Treatment Se- curity building and renovate isolation unit (\$952,796)	753,796		200,000
Construct and equip two residential halls			321,650
Total (\$1,274,446)	752,796		521,650

FOR THE GROUP HOMES

	Reappro- priations	From the CEP & RI Account	From the General Fund
Construct and equip three group homes (\$252,517) General Fund	104,419	31,500	
State Building and Higher Educa- tion Construction Account.....	116,598		
Construct new group home to replace Riverside group home			136,000
Total (\$388,517)	221,017	31,500	136,000

FOR THE SPRUCE CANYON YOUTH CAMP

	Reappro- priations	From the General Fund
Construct and equip Vocational- Gymnasium building (\$294,411) State Building and Higher Educa- tion Construction Account.....	194,411	100,000
Renovation of Administration building		25,311
Total (\$319,722)	194,411	125,311

FOR THE INDIAN RIDGE YOUTH CAMP

	Reappro- priations	
Construct and equip Youth Camp (\$418,425) General Fund	90,296	
State Building and Higher Educa- tion Construction Account.....	328,129	
Total (\$418,425)	418,425	

FOR THE NASELLE YOUTH CAMP

		From the General Fund
Heating plant conversion from coal to electricity		91,529

FOR THE SOLDIERS' HOME AND COLONY

		From the General Fund
Major roof repairs to various buildings		28,000
Renovate utility systems		104,288
Remodel and equip Kitchen, Phase I...		25,000
Total (\$157,288)		157,288

FOR THE VETERANS' HOME

		From the General Fund
Major roof repairs to various buildings		26,000
Replace plumbing and fixtures in Hos- pital		39,400
Total (\$65,400)		65,400

FOR THE SCHOOL FOR THE BLIND

	Reappro- priations	
Major roof repairs and waterproofing exterior of buildings General Fund	41,770	
Construct and equip Student Residence Hall State Building and Higher Educa- tion Construction Account.....	373,000	
Total (\$414,770)	414,770	

FOR THE SCHOOL FOR THE DEAF

	Reappro- priations	From the General Fund
Construct and equip Fieldhouse.....		
State Building and Higher Educa- tion Construction Account.....	150,000	
Renovate Hospital to provide isolation ward		29,559
Remodel Superintendent's apartment to student dormitory		50,400
Total (\$229,959)	150,000	79,959

FOR WESTERN HOSPITAL

	Reappro- priations	From the General Fund
Renovate utilities (\$422,528)		
General Fund	155,183	
C.E.P. and R.I. Account.....	1,230	
State Building and Higher Educa- tion Construction Account.....	266,115	
Renovate and equip laundry building		
General Fund	23,789	
Remodel and equip Ward buildings....		404,237
Total (\$850,554)	446,317	404,237

FOR NORTHERN HOSPITAL

		From the General Fund
Renovate Denny I East Wards.....		150,779
Total (\$150,779)		150,779

FOR EASTERN HOSPITAL

	Reappro- priations	From the General Fund
Renovate utilities (\$125,468)		
General Fund	25,468	
C.E.P. and R.I. Account.....	100,000	
Air-condition Main Ward building.....		1,005,795
Install elevator in Main Ward building		73,576
Total (\$1,204,839)	125,468	1,079,371

FOR LAKELAND VILLAGE

	Reappro- priations	From the General Fund
Construct fire escapes on Oak Hall		
General Fund	2,166	
Repair, remodel toilets and shower fa- cilities in residence halls		
General Fund	13,000	
Remodel and equip kitchen		300,000
Total (\$315,166)	15,166	300,000

FOR RAINIER SCHOOL

	Reappropriations	From the General Fund
Construct and equip laundry building addition (\$272,124)		
General Fund	15,073	
State Building and Higher Education Construction Account.....	257,051	
Renovate heating and ventilating system		
General Fund	16,500	
Construct and equip Vocational-Training building		
State Building and Higher Education Construction Account.....	650,000	
Construct and equip Volunteer Services building—"Student Store"		
State Building and Higher Education Construction Account.....	150,000	
Repair and replace toilets in buildings		63,677
Total (\$1,152,301)	1,088,624	63,677

FOR THE YAKIMA VALLEY SCHOOL

	Reappropriations	From the General Fund
Construct and equip three wings for 270 additional beds; remodel kitchen (\$2,262,222)		
General Fund	355,284	
State Building and Higher Education Construction Account.....	1,906,938	
Install water softener system		
C.E.P. and R.I. Account.....	21,635	
Install new elevator.....		79,455
Total (\$2,363,312)	2,283,857	79,455

FOR FIRCREST SCHOOL

	Reappropriations	
Construct and equip halfway house (\$180,016)		
General Fund	176,942	
C.E.P. and R.I. Account.....	3,074	
Construct and equip Care and Therapy building		
General Fund	2,834,280	
Construct and equip Activities building (\$543,953)		
General Fund	70,000	
State Building and Higher Education Construction Account.....	473,953	
Replace Redwood Hall, Phase I		
General Fund	2,240,000	
Replace Redwood Hall, Phase II.....		
State Building and Higher Education Construction Account.....	2,550,000	
Total (\$8,348,249)	8,348,249	

FOR THE INTERLAKE SCHOOL

	Reappropriations	From the General Fund
Equipment		
General Fund	40,000	
Replace one passenger elevator; add new elevator		103,028
Install sun screens		75,740
Total (\$218,768)	40,000	178,768

FOR THE OLYMPIC CENTER

	Reappropriations	
Acquire and remodel former Harrison Memorial Hospital		
General Fund	106,000	
Total (\$106,000)	106,000	

FOR THE PARKS AND RECREATION COMMISSION

	Reappropriations	From the Outdoor Recreation Account	From the General Fund
Purchase and develop park sites, de- velop boat moorages, group camp facilities, historical sites and markers, and archaeological investigations (\$6,- 407,742)			
Outdoor Recreation Account.....	390,000	4,898,860	1,118,882
Construct, repair and improve park facilities including but not limited to trailer dumps, erosion control, preser- vation, sanitation and water systems (\$3,688,671)			
General Fund	287,000		3,401,671
Purchase Cutts Island			40,000
Preplanning for schematic plans for new capital projects			145,026
Total (\$10,281,439)	677,000	4,898,860	4,705,579

FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

	Reappropriations From the Outdoor Recreation Account
Acquisition and development of recrea- tional facilities—for allocation to agencies other than state agencies: <i>Provided</i> , That the committee shall make no limitation as to a percentage amount which can be spent for site acquisition or development from any moneys received from the bond issue authorized in RCW 43.99A.020 (sec- tion 2, chapter 126, Laws of 1967 ex. sess.) or from any other federal or other matching funds made available to carry out the provisions of chapter 43.99 RCW	3,150,000

FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

	Reappropriations From the General Fund	From the General Fund
Construct tourist information centers at Clarkston, Oroville and Blaine		
Total (\$105,796)	78,517	27,279

FOR THE DEPARTMENT OF WATER RESOURCES

		From the General Fund
Construct additions to ground water observation wells		130,000

FOR THE DEPARTMENT OF FISHERIES

	Reappropriations From the General Fund	From the General Fund
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Facili- ties, Purchase Land, Emergency Re- pairs to Structures (\$2,554,126)	1,023,312	1,530,814
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Facili- ties, Purchase Land, Emergency Re- pairs to Structures (100% reimburs- able)		375,000
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Facili- ties, Purchase Land, Emergency Re- pairs to Structures (50% Reimburs- able) (\$1,657,479)	947,642	709,837
Total (\$4,586,605)	1,970,954	2,615,651

FOR THE DEPARTMENT OF GAME

	Reappropriations From the Outdoor Recreation Account	From the Outdoor Recreation Account	From the Game Fund
Purchase and develop land (\$4,277,528)	350,000	3,327,528	600,000
Repairs and replacement of Fish and Game Protective facilities			200,000
Construct and equip Fish and Game Protective facilities (100% reimburs- able)			1,000,000
Construct or purchase and improve headquarters buildings, hatcheries fa- cilities, rearing ponds, game range facilities, and brooder houses and pens			781,000
Total (\$6,258,528)	350,000	3,327,528	2,581,000

FOR THE DEPARTMENT OF NATURAL RESOURCES

	Reappro- priations	From the Fund Designated	From the General Fund
Rights of way acquisition, construct honor camp bridges and culverts, timber access road constructions, construct scaling stations, lookout towers, improvements to fire protective facilities, construct and equip district headquarters, and construct wildlife enclosures (\$1,294,319)			
General Fund	171,754		816,485
Forest Development Account.....		228,000	
Resources Management Cost Account	28,800	49,280	
Constructing packing shed for large nursery stock			
General Fund	41,000		
Water development, road construction, land clearing and leveling of agricultural lands, and range improvements (\$830,000)			
Resources Management Cost Account	80,500	469,500	
Forest Development Account.....		280,000	
Acquire land for recreational areas in forested and waterfront locations (\$1,219,163)			
Outdoor Recreation Account.....	282,418	936,745	
Improve Bird Creek Road			
Outdoor Recreation Account.....		80,000	
Construct and equip storage building for chemicals and equipment			
Resources Management Cost Account		14,400	
Construct and provide seed orchard facilities			
Resources Management Cost Account		54,000	
Total (\$3,532,882)	604,472	2,111,925	816,485

FOR THE DEPARTMENT OF AGRICULTURE

	Reappro- priations From the General Fund	From the General Fund
Construct machine shed at Moxee City quarantine station (\$7,000)	3,850	3,150

FOR THE AERONAUTICS COMMISSION

	From the General Fund
Construct and improve emergency airports	84,000

FOR THE CAPITOL COMMITTEE

Reappropriations

Construction, remodeling, and furnishing of capitol office buildings, parking facilities, Governor's Mansion, such other buildings and facilities as necessary for the legislature and for such other state agencies as may be necessary

State Building Construction Account	300,000
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"NEW SECTION. Sec. 2. Chapter 162, Laws of 1967, requires that all land acquired for the purpose of erecting a building thereon and buildings to be constructed by the state building authority for lease to the appropriate institution of higher learning shall be specifically approved by the Legislature. Accordingly, legislative approval is hereby granted for the capital projects listed below for each institution of higher learning.

FOR THE UNIVERSITY OF WASHINGTON

Construct and equip Health Sciences expansion.....	\$ 2,000,000
Construct and equip Undergraduate Library.....	\$ 3,389,288
Construct and equip Zoology Research building.....	\$ 3,700,000
University Hospital expansion	\$ 4,076,000

FOR WASHINGTON STATE UNIVERSITY

Construct and equip Humanities Building—Phase I	\$ 4,492,800
Construct and equip Agricultural Sciences Building—Phase II	\$ 2,399,119
Construct and equip Physical Sciences Building—Phase II	\$ 3,626,350

FOR EASTERN WASHINGTON STATE COLLEGE

Construct and equip Health and Physical Education Building.....	\$ 2,825,000
Construct and equip Classroom building.....	\$ 1,732,000
Construct and equip Plan Services building.....	\$ 337,160

FOR CENTRAL WASHINGTON STATE COLLEGE

Construct and equip Library-Instructional Complex.....	\$ 1,000,000
Construct and equip Psychology laboratory and office building.....	\$ 2,685,997
Construct and equip Physical Plant building.....	\$ 912,000

FOR THE EVERGREEN STATE COLLEGE

Construction of Library, Classroom, Heating Plant and other buildings...	\$22,260,937
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FOR WESTERN WASHINGTON STATE COLLEGE

Construct and equip Library Addition—Phase III	\$ 1,224,400
Construct and equip Northwest Environmental Studies Center.....	\$ 3,966,300
Construct Heating Plant addition.....	\$ 772,700

PROVIDED, HOWEVER, That if the Higher Education Facilities Commission recommends to the U. S. Office of Education on or before July 1, 1969, a grant of funds under Title I, section 104, Higher Education Facilities Act of 1963, for construction of the library building of The Evergreen State College in an amount greater than \$555,813 which increase over and above the aforesaid \$555,813 shall for the purpose of this proviso be known as the "addition to grant," then:

(1) the sum of \$3,389,288 hereinabove approved for the construction and equipping of the Undergraduate Library at the University of Washington shall be increased by the amount of such "addition to grant," except that in no event shall legislative approval for such project exceed the sum of \$5,084,000; and

(2) the sum of \$22,260,937 hereinabove approved for the construction and equipping of the Library, Classroom, Heating Plant and other buildings at The Evergreen State College shall be reduced by the amount of such "addition to grant," except that in no event shall legislative approval for such projects be less than \$20,416,750.

NEW SECTION. Sec. 3. The words "capital improvements" or "capital projects" used herein shall mean acquisition of sites, easements, right of way or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition or major alterations of new or presently owned capital assets.

NEW SECTION. Sec. 4. Before a capital project shall begin or an obligation incurred or contract entered into, the Budget Director, with the approval of the Governor, shall first allot funds therefor or so much as may be necessary from the appropriation made herein.

NEW SECTION. Sec. 5. Additional Federal or other receipts and gifts and grants in excess of those estimated in the budget may be allotted by the Governor for capital projects included in the Capital Budget. In addition, the Governor may receive and allot any Federal

funds made available for capital outlay at any one of the six institutions of higher education: PROVIDED, That if any of the projects contained in this act qualify for such Federal funds, the amount of state funds not required are hereby appropriated to projects in the 1971-73 capital program for that institution to be designated by the Governor on the basis of priority in the program and funds available on the advice of the governing board of the institution.

NEW SECTION. Sec. 6. To effectively carry out the provisions of this act, the Governor may assign responsibility for planning, engineering and construction and other related activities to any appropriate agency.

NEW SECTION. Sec. 7. Reappropriations shall be limited to the unexpended balances remaining June 30, 1969, in the current appropriation for each project.

NEW SECTION. Sec. 8. The Governor, through the Budget Director may authorize transfer of funds appropriated for a capital project which are in excess of the amount required for the completion of such project, to other capital projects in this act for which there are insufficient appropriations: PROVIDED, That no such transfer shall be used to expand the capacity of any facility beyond that anticipated by the appropriation: PROVIDED, FURTHER, That although such transfers may be made between institutions of the department of institutions they shall not be made between different departments, commissions, or institutions of higher learning.

NEW SECTION. Sec. 9. Any capital improvement or capital project for construction, repair or maintenance authorized by this act, unless constructed pursuant to the provisions of chapter 39.04 RCW, shall be done by contract after public notice and competitive bid: PROVIDED, That this section shall not apply to the acquisition of sites, easements, or rights of way; nor to contracts for architectural or engineering services; nor to emergency repairs nor to any improvement or project costing less than twenty-five hundred dollars, nor to portions of projects involving inmate labor at a state institution.

NEW SECTION. Sec. 10. Whenever possible funds from other available sources shall be used to finance projects for which General Fund appropriations are made in this Act.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health and safety, for the support of state government and its existing public institutions, and shall take effect immediately.”,
and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTION

Senator Durkan moved that the Senate refuse to concur in the House amendment to Substitute Senate Bill No. 152 and ask the House to recede therefrom.

POINT OF INQUIRY

Senator Greive: “Would Senator Durkan yield to a question? Senator, I was waiting for someone else to ask you but since no one has, would you be good enough to explain to me what the bill is and what the amendment is? It has been a long time since we voted on it.”

Senator Durkan: “It is Senate Bill No. 152 which the House has, in effect, taken out our amendment which provides for the community colleges which provided for Edgecliff, which provided for some recreational activities up in Okanogan county and down in Lewis county but the House saw to it that Senator Faulk was properly taken care of which I think is well and we just feel that somehow they slighted us.”

Senator Greive: “Now that I remember the bill and the horrible things that were done to us here in the Senate, I agree with Senator Durkan.

The motion carried.

SECOND READING

SENATE BILL NO. 531, by Senators Holman, Uhlman and Foley:

Authorizing the recording of written memoranda of real property conveyances.

REPORT OF STANDING COMMITTEE

March 1, 1969.

SENATE BILL NO. 531, authorizing the recording of written memoranda of real property conveyances (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 23, after “to the” strike “transaction” and insert “conveyance”

On page 1, section 1, line 26, after “relates” change the colon to a period and strike all of the material beginning with “PROVIDED” on line 26 and ending with “recorded” on

page 2, line 2 and insert "*Any such recorded memorandum shall impart constructive notice only of the information disclosed therein*"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Holman, the committee amendments were adopted.

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 531 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 531 and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Pritchard, Ridder, Ryder, Sandison—4.

ENGROSSED SENATE BILL NO. 531, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 38, by Representatives Flanagan Kalich, Thompson and Zimmerman (by departmental request):

Providing for a supplemental steelhead seal.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 38 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 38, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 8.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—41.

Absent or not voting: Senators Dore, Henry, Matson, Newschwander, Pritchard, Ridder, Talley, Williams—8.

ENGROSSED HOUSE BILL NO. 38, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 323, by Senators Day, Mardesich and Guess (by departmental request):

Increasing certain businesses' and professions' fees.

MOTION

On motion of Senator Mardesich, Substitute Senate Bill No. 323 was ordered to hold its place on the second reading calendar for Tuesday, March 24, 1969.

HOUSE BILL NO. 40, by Representatives Flanagan, Kalich, Charette, Zimmerman and Thompson (by departmental request):

Authorizing classification of certain wild animals as protected wildlife.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 40 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Talley: "Would Senator Peterson (Lowell) yield to a question? Senator, don't you think if the game department did something about this old protection of coyotes, we would have more game?"

Senator Peterson (Lowell): "Senator, I think that I would probably co-sponsor a measure to that effect if you would be willing to go along with it, yes."

Senator Talley: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 40, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 7.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Bailey, Dore, Keefe, Newschwander, Pritchard, Twigg, Woodall—7.

HOUSE BILL NO. 40, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Senator McCutcheon was excused.

ENGROSSED HOUSE BILL NO. 41, by Representatives Flanagan, Kalich, Zimmerman, Charette, and Thompson (by departmental request):

Classifying fish not previously classified.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 41 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 41, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder,

Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—43.
 Absent or not voting: Senators Mardesich, Matson, Pritchard, Ryder, Washington—5.
 Excused: Senator McCutcheon—1.

ENGROSSED HOUSE BILL NO. 41, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 156, by Committee on State Government and Legislation Procedures:

Providing for the disposal of the Kirkland armory site.

The bill was read the second time by sections.

On motion of Senator Andersen, the rules were suspended, Substitute House Bill No. 156 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 156, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Matson, Pritchard—2.

SUBSTITUTE HOUSE BILL NO. 156, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 51, by Representatives Berentson, Cunningham and Bozarth (by departmental request):

Providing for promotion of state patrol officers.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, House Bill No. 51 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ridder: "Would Senator Atwood yield to a question? Senator, in this bill the patrol officers with one year probationary experience, etc. shall be eligible for examination for rank of captain. Does this mean that this portion is completely stricken and there is no provision now for . . ."

Senator Atwood: "They are eliminating that the one year probationary in the lieutenant rank will be eligible for captain. They have quite a few lieutenants and they want to confine it to that, to the people who are full fledged lieutenants."

Senator Ridder: "This removes completely the probationers?"

Senator Atwood: "Yes."

Senator Ridder: "There is no probationary period at all then?"

Senator Atwood: "No, there is a probationary period but if you will look at the language, it is stricken, patrol officers with one year probationary experience in the rank of lieutenant are no longer eligible for captaincy. They have to have a minimum amount of service now and these are fairly high ranks in the patrol and I think should be restricted because they have quite a few lieutenants now and they don't need to depend on probationary lieutenants to fill the vacancy."

Senator Ridder: "Is there some set up for captains?"

Senator Atwood: "Yes."

Senator Ridder: "Thank you, that is what I am after."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 51, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Andersen, Pritchard—2.

HOUSE BILL NO. 51, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 662, by Senator Day:

Authorizing school director to lease school buses to transport scouts to Boy Scout Jamboree.

MOTION

On motion of Senator Day, the rules were suspended and Senator Keefe was added as a sponsor to Senate Bill No. 662.

The bill was read the second time by sections.

On motion of Senator Day, the following amendment was adopted:

On page 1, line 8, after "1969" add ": PROVIDED, That commercial bus transportation is not reasonably available to a district"

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 662 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 662, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Lewis (Brian), Matson, Pritchard—3.

ENGROSSED SENATE BILL NO. 662, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 294, by Senators Holman, Washington and Foley:

Providing leave provisions for community college personnel.

The bill was read the second time by sections.

On motion of Senator Holman, the rules were suspended, Senate Bill No. 294 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 294, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Pritchard, Uhlman—2.

SENATE BILL NO. 294, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 2, by Representatives King, Lynch, Kirk and Backstrom (by Advisory Council on Public Higher Education request):

Requesting Congress to amend drug laws to permit marijuana research by states.

The memorial was read the second time in full.

On motion of Senator Sandison, the rules were suspended, House Joint Memorial No. 2 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 2, and the memorial passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Matson, Pritchard, Uhlman—3.

HOUSE JOINT MEMORIAL NO. 2, having received the constitutional majority, was declared passed.

THIRD READING

SUBSTITUTE SENATE BILL NO. 248, by Judiciary Committee:

Prescribing penalties for drug abuses.

The bill was read the third time and placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 248, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Lewis (Brian), Matson, Pritchard—3.

SUBSTITUTE SENATE BILL NO. 248, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Senator Andersen having voted on the prevailing side, served notice that on the following day he would move to reconsider the vote by which Substitute Senate Bill No. 248 passed the Senate.

SENATE BILL NO. 387, by Senators Andersen and Walgren:

Allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officer's presence.

MOTIONS

On motion of Senator Greive, Senate Bill No. 387 was ordered placed at the beginning of second reading calendar for Tuesday, March 25, 1969.

At 4:05 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, March 25, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWELFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, March 25, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Dave Musson, Color Bearer, and Patricia Carden, presented the Colors. Reverend James J. McGreal, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray: O Almighty God, assist us with Your grace that we who have the privilege of American citizenship may always serve the nation worthily with a good conscience. May You prompt everyone to be obedient to the Constitution and to the laws of the state and to give wholehearted support to public officials from the most renowned to the least among them. Amen."

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

REPORTS OF STANDING COMMITTEES

March 21, 1969.

SENATE BILL NO. 132, providing penalties for possessing firearms while committing a crime (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 17, 1969.

SENATE BILL NO. 181, permitting certain insurance premium for school personnel to be paid by employing unit in the amount they see fit (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Knoblauch, Marquardt, Metcalf, Odegaard, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 397, increasing benefits for industrial insurance pensioners (reported by Committee on Rules and Joint Rules):

Recommends that the bill be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Bailey, Connor, Cooney, Foley, Greive, Guess, Keefe, Peterson (Ted), Stender, Talley, Williams, Woodall.

MOTION

On motion of Senator Greive, the report of the committee was adopted and Senate Bill No. 397 was referred to the Committee on Ways and Means—Appropriations.

March 25, 1969.

SENATE JOINT RESOLUTION NO. 24, establishing tax reform by amending the Constitution to authorize a state graduated net income tax, by reducing the property tax, removing the sales tax from food and drugs, and eliminating the business and occupation tax (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Greive, Holman, McCormack, Mardesich, Metcalf, Pritchard, Uhlman, Washington.

MINORITY recommendation: Do not pass.

Signed by: Senators McCutcheon, Chairman; Canfield.

Passed to Committee on Rules and Joint Rules for second reading.

March 24, 1969.

SENATE CONCURRENT RESOLUTION NO. 20, directing legislative council to study flood control, diking and drainage problems (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 24, 1969.

HOUSE BILL NO. 32, requiring primary elections in first class school districts (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 24, 1969.

HOUSE BILL NO. 36, managing state game lands (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 24, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, regulating poultry products processing (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass as amended.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 24, 1969.

ENGROSSED HOUSE BILL NO. 115, allowing board of directors of school districts to publish and distribute information on operation and support of school district (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Odegaard, Peterson (Ted), Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

HOUSE BILL NO. 201, providing for regulation of sale of milk, milk products and imitation and substitute dairy products (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

SUBSTITUTE HOUSE BILL NO. 363, providing for urban arterial planning (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Elicker, Faulk, Foley, Guess, Herr, Huntley, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 9, 1969.

HOUSE BILL NO. 721, providing for highway construction planning and priority (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Elicker, Foley, Guess, Herr, Huntley, McDougall, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

SUBSTITUTE HOUSE BILL NO. 724, implementing law relating to poultry and poultry products including turkey (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 24, 1969.

Mr. President:

The House has passed:

ENGROSSED HOUSE BILL NO. 56,
 ENGROSSED HOUSE BILL NO. 99,
 ENGROSSED HOUSE BILL NO. 102,
 ENGROSSED HOUSE BILL NO. 232,
 ENGROSSED HOUSE BILL NO. 267,
 ENGROSSED HOUSE BILL NO. 348,
 ENGROSSED HOUSE BILL NO. 354,
 SUBSTITUTE HOUSE BILL NO. 377,
 HOUSE BILL NO. 410,
 HOUSE BILL NO. 416,
 ENGROSSED HOUSE BILL NO. 430,
 HOUSE BILL NO. 456,
 SUBSTITUTE HOUSE BILL NO. 504,
 ENGROSSED HOUSE BILL NO. 531,
 HOUSE BILL NO. 548,
 ENGROSSED HOUSE BILL NO. 552,
 HOUSE BILL NO. 600,
 ENGROSSED HOUSE BILL NO. 606,
 ENGROSSED HOUSE BILL NO. 632,
 ENGROSSED HOUSE BILL NO. 635,
 HOUSE BILL NO. 639,
 HOUSE BILL NO. 659,
 HOUSE BILL NO. 728,
 ENGROSSED HOUSE BILL NO. 798,
 HOUSE JOINT MEMORIAL NO. 7,
 HOUSE JOINT MEMORIAL NO. 9,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 24, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 61,
 ENGROSSED HOUSE BILL NO. 120,
 HOUSE BILL NO. 322,
 HOUSE BILL NO. 450,
 ENGROSSED HOUSE BILL NO. 471,
 ENGROSSED HOUSE BILL NO. 569,
 ENGROSSED HOUSE BILL NO. 633,
 ENGROSSED HOUSE BILL NO. 637,
 HOUSE BILL NO. 748,
 HOUSE BILL NO. 780,
 HOUSE BILL NO. 785,

HOUSE BILL NO. 807,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 24, 1969.

Mr. President: The House has passed:
ENGROSSED SENATE BILL NO. 187,
SENATE BILL NO. 191,
SENATE BILL NO. 211,
ENGROSSED SENATE BILL NO. 254,
ENGROSSED SENATE BILL NO. 295,
SENATE BILL NO. 297,
ENGROSSED SENATE BILL NO. 301,
ENGROSSED SENATE BILL NO. 357,
ENGROSSED SENATE BILL NO. 379,
ENGROSSED SENATE BILL NO. 499,
SENATE BILL NO. 537,
ENGROSSED SENATE BILL NO. 575,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 24, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 100 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 25, 1969.

Mr. President: The House has passed:
HOUSE JOINT MEMORIAL NO. 16,
HOUSE JOINT MEMORIAL NO. 17,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 754, by Senators Durkan and Sandison:

An Act relating to the University of Washington; authorizing the establishment of a drug testing laboratory thereat; making an appropriation; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

SENATE BILL NO. 755, by Senators Peterson (Lowell) and Durkan:

An Act relating to water rights; providing for the regulation, licensing and control of exploration for and exploitation of oil and mineral deposits in the waters of this state; providing for the conservation of this state's marine environment and marine life; and prescribing penalties.

Referred to Committee on Natural Resources, Fisheries and Game.

SENATE BILL NO. 756, by Senators Woodall, Herr and Greive:

An Act relating to cities and towns; permitting and validating the issuance of general obligation bonds heretofore ratified by the voters pursuant to resolution; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

SENATE BILL NO. 757, by Senators McCormack, Pritchard, Canfield, Bailey, Elicker, Donohue, Uhlman, Day, Washington, Wilson, Foley and Durkan:

An Act providing for a program for detection of cystic fibrosis; and making an appropriation.

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

MOTION

On motion of Senator McCormack, the rules were suspended to permit additional sponsors to Senate Bill No. 757.

SENATE CONCURRENT RESOLUTION NO. 21, by Senators Stender, Day, Atwood and Bailey:

Authorizing study of industrial diseases.

Referred to Committee on Ways and Means—Appropriations.

ENGROSSED HOUSE BILL NO. 56, by Representatives Adams, Kopet and Farr (by departmental request):

An Act relating to midwifery; repealing sections 1 through 12, chapter 160, Laws of 1917 and RCW 18.50.010 through 18.50.130 and 18.50.900; and amending section 19, chapter 192, Laws of 1909 as last amended by section 4, chapter 284, Laws of 1961 and RCW 18.71.030.

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

ENGROSSED HOUSE BILL NO. 61, by Representatives Berentson, Gallagher and Wolf (by departmental request):

An Act relating to motor vehicles; amending section 6, chapter 140, Laws of 1967 and RCW 46.12.095; amending section 8, chapter 140, Laws of 1967 and RCW 46.12.181; reenacting and amending section 46.16.040, chapter 12, Laws of 1961, as last amended by section 59, chapter 83, Laws of 1967 ex. sess. and as amended by section 16, chapter 32, Laws of 1967, and RCW 46.16.040; amending section 46.16.060, chapter 12, Laws of 1961, as last amended by section 1, chapter 25, Laws of 1965, and RCW 46.16.060; amending section 46.16.083, chapter 12, Laws of 1961 and RCW 46.16.083; amending section 46.16.090, chapter 12, Laws of 1961 and RCW 46.16.090; amending section 46.16.100, chapter 12, Laws of 1961 and RCW 46.16.100; amending section 57, chapter 83, Laws of 1967 ex. sess. and RCW 46.16.111; amending section 46.16.135, chapter 12, Laws of 1961 and RCW 46.16.135; amending section 46.16.160, chapter 12, Laws of 1961, as amended by section 1, chapter 306, Laws of 1961, and RCW 46.16.160; amending section 46.16.220, chapter 12, Laws of 1961 and RCW 46.16.220; amending section 46.16.240, chapter 12, Laws of 1961, as amended by section 18, chapter 32, Laws of 1967, and RCW 46.16.240; amending section 46.16.260, chapter 12, Laws of 1961, as amended by section 19, chapter 32, Laws of 1967, and RCW 46.16.260; amending section 46.20.070, chapter 12, Laws of 1961, as last amended by section 27, chapter 32, Laws of 1967, and RCW 46.20.070; amending section 18, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.205; amending section 10, chapter 167, Laws of 1967 and RCW 46.20.293; adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW; and repealing section 46.16.082, chapter 12, Laws of 1961 and RCW 46.16.082.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 99, by Representatives Newhouse, Bozarth, Hubbard and Amen (by Legislative Council request):

An Act relating to certified weights; repealing sections 15.80.010 through 15.80.260, chapter 11, Laws of 1961 and RCW 15.80.010 through 15.80.260; providing penalties; and making an effective date.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 102, by Representatives Marsh, Richardson and Garrett:

An Act relating to sewer districts; and adding a new section to chapter 210, Laws of 1941 and to chapter 56.08 RCW.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 120, by Representatives Harris, Bottiger and Brown (by Legislative Council request):

An Act relating to debt adjusters; amending section 1, chapter 201, Laws of 1967 and RCW 18.28.010; amending section 8, chapter 201, Laws of 1967, as amended by section 2, chapter 141, Laws of 1967 ex. sess., and RCW 18.28.080; amending section 10, chapter 201, Laws of 1967 and RCW 18.28.100; amending section 11, chapter 201, Laws of 1967 and RCW 18.28.110; amending section 12, chapter 201, Laws of 1967 and RCW 18.28.120; and amending section 15, chapter 201, Laws of 1967 and RCW 18.28.150.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 232, by Representatives Kopet, Haussler and North:

An Act relating to issuance of warrants; and amending section 36.22.050, chapter 4, Laws of 1963 and RCW 36.22.050.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 267, by Representatives Flanagan, Backstrom, Haussler and Zimmerman (by Legislative Budget Committee request):

An Act relating to public lands; and adding a new section to chapter 255, Laws of 1927 and to chapter 79.01 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE BILL NO. 322, by Representatives Gallagher, Kalich, Wolf and Amen (by departmental request):

An Act relating to ground water wells; providing for the licensing and regulation of water well contractors and operators; adding a new chapter to Title 18 RCW; providing penalties; and declaring an effective date.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 348, by Representatives Garrett, McCaffree and Backstrom:

An Act relating to revenue and taxation; and amending section 82.32.330, chapter 15, Laws of 1961, as amended by section 10, chapter 28, Laws of 1963 ex. sess., and RCW 82.32.330.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 354, by Representatives Chapin, Bottiger and Heavey:

An Act relating to justice courts, creating a small claims division; adding a new chapter to Title 12 RCW; repealing section 1, chapter 187, Laws of 1919, section 1, chapter 123, Laws of 1963 and RCW 12.40.010; repealing section 2, chapter 187, Laws of 1919 and RCW 12.40.020; repealing section 3, chapter 187, Laws of 1919, section 2, chapter 123, Laws of 1963 and RCW 12.40.030; repealing section 4, chapter 187, Laws of 1919, section 9, chapter 263, Laws of 1959 and RCW 12.40.040; repealing section 5, chapter 187, Laws of 1919 and RCW 12.40.050; repealing section 6, chapter 187, Laws of 1919 and RCW 12.40.060; repealing section 7, chapter 187, Laws of 1919 and RCW 12.40.070; repealing section 8, chapter 187, Laws of 1919 and RCW 12.40.080; repealing section 9, chapter 187, Laws of 1919 and RCW 12.40.090; repealing section 10, chapter 187, Laws of 1919 and RCW 12.40.100; repealing section 11, chapter 187, Laws of 1919 and RCW 12.40.110; and amending section 1, chapter 58, Laws of 1929 and RCW 12.36.010.

Referred to Judiciary Committee.

SUBSTITUTE HOUSE BILL NO. 377, by Committee on Public Health and Welfare:

An Act relating to public assistance; amending section 74.04.055, chapter 26, Laws of 1959 as last amended by section 1, chapter 2, Laws of 1965 ex. sess. and RCW 74.04.005; amending section 74.04.290, chapter 26, Laws of 1959 and RCW 74.04.290; adding a new section to chapter 26, Laws of 1959 and to chapter 74.04 RCW; amending section 74.04.011, chapter 26, Laws of 1959 and RCW 74.04.011; amending section 74.08.090, chapter 26, Laws of 1959 and RCW 74.08.090; amending section 74.08.060, chapter 26, Laws of 1959 and RCW 74.08.060; amending section 17, chapter 228, Laws of 1963 and RCW 74.08.390; amending section 74.09.180, chapter 26, Laws of 1959 and RCW 74.09.180; adding new sections to chapter 26, Laws of 1959 and to chapter 74.09 RCW; amending section 74.12.010; chapter 26, Laws of 1959 as last amended by section 1, chapter 37, Laws of 1965 ex. sess. and RCW 74.12.010; amending section 6, chapter 206, Laws of 1963 and RCW 74.20.210; amending section 7, chapter 206, Laws of 1963 and RCW 74.20.220; adding new sections to chapter 26, Laws of 1959 and to chapter 74.20 RCW; amending section 74.04.300, chapter 26, Laws of 1959 and RCW 74.04.300; repealing section 11, chapter 322, Laws of 1959 as amended by section 4, chapter 206,

Laws of 1963 and RCW 74.20.100; and repealing section 14, chapter 206, Laws of 1963 and RCW 74.20.290.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 410, by Representatives Cunningham, DeJarnatt, Evans and Bozarth:

An Act relating to the membership of the Washington traffic safety commission; amending section 3, chapter 147, Laws of 1967 ex. sess. and RCW 43.59.030.

Referred to Committee on Highways.

HOUSE BILL NO. 416, by Representatives Juelling, O'Brien and Shera:

An Act relating to real estate taxes; amending section 7, chapter 11, Laws of 1951 ex. sess., as last amended by section 1, chapter 132, Laws of 1955 and RCW 28.45.010; amending section 28A.45.010, chapter —, Laws of 1969 (HB 58) and RCW 28A.45.010, providing sections to effect the correlative and pari materia construction of this act with the provision of Title 28 RCW, or Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 430, by Representatives Bledsoe, O'Brien and Swayze:

An Act relating to elections; amending section 29.42.030, chapter 9, Laws of 1965 and RCW 29.42.030; amending section 29.42.040, chapter 9, Laws of 1965 and RCW 29.42.040; amending section 29.42.050, chapter 9, Laws of 1965, as last amended by section 2, chapter 32, Laws of 1967 ex. sess., and RCW 29.42.050; and adding a new section to chapter 9, Laws of 1965 and to chapter 29.13 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

HOUSE BILL NO. 450, by Representatives Savage, Backstrom and Francis:

An Act relating to the board of industrial insurance appeals; amending section 51.52.010, chapter 23, Laws of 1961 as last amended by section 3, chapter 165, Laws of 1965 ex. sess., and RCW 51.52.010; amending section 51.52.095, chapter 23, Laws of 1961 as last amended by section 3, chapter 148, Laws of 1963, and RCW 51.52.095; amending section 51.52.100, chapter 23, Laws of 1961 as amended by section 4, chapter 148, Laws of 1963, and RCW 51.52.100; and amending section 51.52.106, chapter 23, Laws of 1961 as last amended by section 4, chapter 165, Laws of 1965 ex. sess., and RCW 51.52.106.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 456, by Representatives McCaffree, Kiskaddon and Sprague:

An Act relating to the taxation of gifts; amending section 83.56.030, chapter 15, Laws of 1961 and RCW 83.56.030; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 471, by Representatives Bottiger, Haussler, Berentson and Lynch:

An Act providing for the continuity of the government of the state and of the governments of its political subdivisions in the event of an attack upon the United States; adding new sections to chapter 203, Laws of 1963 and to chapter 42.16 RCW; and declaring an emergency.

Referred to Committee on State Government.

SUBSTITUTE HOUSE BILL NO. 504, by Committee on Local Government:

An Act relating to counties; and adding new sections to chapter 4, Laws of 1963, and to chapter 36.87 RCW.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 531, by Representatives Merrill, Wojahn and Brown:

An Act relating to elevators and conveyances in buildings; amending section 1, chapter 26, Laws of 1963 and RCW 70.87.010; amending section 5, chapter 26, Laws of 1963 and RCW 70.87.050; amending section 13, chapter 26, Laws of 1963 and RCW 70.87.130; and amending section 20, chapter 26, Laws of 1963 and RCW 70.87.200.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 548, by Representatives O'Dell, Bagnariol and Gladder:

An Act relating to insurance; and adding a new section to Title 48 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 552, by Representatives Morrison, Newhouse and Haussler:

An Act relating to collective bargaining between employees and boards of irrigation districts; and creating a new chapter in Title 87 RCW.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 569, by Representatives Brouillet and McCaffree (by Joint Committee on Education request):

An Act relating to the legislature; and providing for an internship council and internship program within the state.

Referred to Committee on State Government.

HOUSE BILL NO. 600, by Representatives Thompson and DeJarnatt:

An Act relating to public highways, toll bridges, tunnels and ferries; providing for the maintenance of the Puget Island-Westport ferry; and making an appropriation.

Referred to Committee on Highways.

ENGROSSED HOUSE BILL NO. 606, by Representative Hubbard:

An Act relating to horse racing; amending section 1, chapter 55, Laws of 1933 as amended by section 1, chapter 236, Laws of 1949, and RCW 67.16.010; adding a new section to chapter 55, Laws of 1949, and RCW 67.16.010; adding a new section to chapter 55, Laws of 1933 and to chapter 67.16 RCW; declaring an emergency and providing an effective date.

Referred to Committee on Agriculture and Horticulture.

ENGROSSED HOUSE BILL NO. 632, by Representatives Clarke (George W.), Bottiger and Whetzel:

An Act relating to corporations; amending section 96, chapter 53, Laws of 1965 and RCW 23A.28.130; amending section 139, chapter 53, Laws of 1965 and RCW 23A.40.060; amending section 140, chapter 53, Laws of 1965 and RCW 23A.40.070; adding a new section to chapter 53, Laws of 1965 and to chapter 23A.40 RCW; repealing section 97, chapter 53, Laws of 1965 and RCW 23A.28.140; and repealing section 143, chapter 53, Laws of 1965 and RCW 23A.40.100.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 633, by Representatives Murray, Newhouse and Kirk:

An Act relating to public employment; providing retirement benefits; and amending section 1, chapter 82, Laws of 1963 and RCW 41.20.170.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 635, by Representatives Murray, Smythe and Thompson:

An Act relating to education; amending section 1, chapter 191, Laws of 1959 and RCW 28.76.420; amending section 28B.10.280, chapter —, Laws of 1969 (HB 58) and RCW 28B.10.280; providing sections to effect the correlative and pari materia construction of this

act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 637, by Representatives Copeland, Wolf and O'Brien:

Standardizing per diem and travel allowances.

Referred to Committee on State Government.

HOUSE BILL NO. 639, by Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Perry, Whetzel, Fleming, McCaffree, Hawley, Sprague, Leckenby, Clark (Newman H.), Murray, North, Kirk, Chatalas and Garrett:

An Act relating to metropolitan municipal corporations; amending section 35.58.120, chapter 7, Laws of 1965, as amended by section 3, chapter 105, Laws of 1967 and RCW 35.58.120; amending section 35.58.140, chapter 7, Laws of 1965, as amended by section 4, chapter 105, Laws of 1967, and RCW 35.58.140; amending section 35.58.530, chapter 7, Laws of 1965, as amended by section 15, chapter 105, Laws of 1967, and RCW 35.58.530; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

HOUSE BILL NO. 659, by Representatives O'Dell, Smythe and McCaffree:

An Act relating to revenue and taxation; and exempting amounts or value received by taxing districts, municipal corporations or political subdivisions for payments or contributions to capital from the provisions of chapter 82.04 RCW; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE BILL NO. 728, by Representatives Whetzel, Chatalas and Kirk:

An Act relating to maternity homes; and amending section 2, chapter 168, Laws of 1951 and RCW 18.46.010.

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

HOUSE BILL NO. 748, by Representatives Beck, Conway and Conner (by departmental request):

An Act relating to vocational rehabilitation; amending section 2, chapter 176, Laws of 1933 as last amended by section 41, chapter 8, Laws of 1967 ex. sess. and RCW 28.10.010; amending section 20A.10.010, chapter —, Laws of 1969 (HB 58) and RCW 28A.10.010; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

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

HOUSE BILL NO. 780, by Representative Lynch:

An Act relating to superior courts; amending section 35.22.560, chapter 7, Laws of 1965; and providing penalties.

Referred to Judiciary Committee.

HOUSE BILL NO. 785, by Representatives Shera, Merrill and Brown:

An Act relating to banks and banking; and authorizing mutual savings banks to invest in obligations issued or guaranteed by the Asian Development Bank; adding a new section 32.20.217 to chapter 13, Laws of 1955 and to Title 32 RCW.

Referred to Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 798, by Representatives Julin, Francis and Evans:

An Act relating to appointment and payment of counsel and payment of certain costs and expenses for indigents; amending section 5, chapter 126, Laws of 1913 as last amended by section 3, chapter 133, Laws of 1965 and RCW 2.32.240; amending section 2, chapter 133, Laws of 1965 and RCW 10.01.112; and declaring an emergency.

Referred to Judiciary Committee.

HOUSE BILL NO. 807, by Representative Fleming (by departmental request):

An Act relating to industrial development corporations; amending section 1, chapter 162, Laws of 1963, and RCW 31.24.010; and amending section 3, chapter 162, Laws of 1963.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE JOINT MEMORIAL NO. 7, by Representative Jolly:

Commemorating the inauguration of scheduled contract airmail service from Pasco, Washington to Elko, Nevada.

Referred to Committee on Highways.

HOUSE JOINT MEMORIAL NO. 9, by Representative Merrill:

Memorializing Congress as to handicapped persons.

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

The Senate resumed consideration of Senate Resolution 1969-EX-10.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Dore yield to a question? The question I have, you laid on our desks the financial report ending the fiscal year of December 31, 1968, 'Operation Outrage, Inc.', which I assume is a non-profit corporation. The total budget is \$9,667.40 and the expenditures set forth here as Senator Andersen requested yesterday. Fulton Lewis III, who has \$2,000 that has been spent for a tour of Biafra and that is leading up to the inspection. Now, that is quite a bit of this budget of \$9,667.40, that is about twenty-five percent. To whom is he accountable?"

Senator Dore: "He accounts to the board of directors of the corporation."

Senator McCutcheon: "What is the corporation?"

Senator Dore: "Operation Outrage, Inc., on the caption of the paper, Senator."

Senator McCutcheon: "Of course, thank you very much."

Senator Dore: "The Senator maybe didn't understand me to say this but I talked to the executive secretary and of course they had to get the information first before you can underwrite a drive in order to alleviate this particular situation and they have a breakdown here showing the educational expense, fifty-eight percent; relief expense, thirty percent and operation expense, twelve percent.

"Now, the project as he has explained it to me and which I represent to the Senate is that the plan here is to raise \$100,000, eight percent of which will be in grants and twenty percent will be in operational expense in raising the money because educational expense has already been expended before and won't have to be repeated."

Senator McCutcheon: "One more question. This resolution we are passing in the State Senate of the state of Washington this morning has a very noble purpose but it has another purpose and that is to launch the drive to get some money. Is that right?"

Senator Dore: "Senator, in the second page of the memorandum you are reading, they have a statement of purpose."

Senator McCutcheon: "I realize that but I am looking at the figures here. You are starting in rather low, you have \$9,667.40."

Senator Dore: "That was spent in the East, Senator. It has nothing to do with the situation here."

Senator McCutcheon: "Well, when they get this resolution, will they send it all over the country to help them raise money?"

Senator Dore: "I wouldn't be a bit surprised, Senator."

Senator McCutcheon: "To whom is he accountable. Who gets the money?"

Senator Dore: "They have to qualify under the various statutes of various states."

Senator McCutcheon: "In other words, if they raise \$100,000, the managers would get \$25,000 for overlooking and . . ."

Senator Dore: "Senator, they are not going to take an arbitrary twenty percent. They are estimating the expense of launching a drive to raise the \$100,000. It will cost them approximately twenty percent of that figure. Now, this has been closely screened by the Governor and the Governor's office. He issued a proclamation supporting the drive the other day. I can see your concern and I can appreciate that you want to make sure that it is a legitimate organization because even if the purpose is worthwhile, if the organization is not worthwhile then of course it is not proper and I am pleased that you raised those questions, Senator.

"When the people came to me, I had the same questions you had and I satisfied myself that it was a legitimate organization, undertaken nationally, and I think Senator Kennedy has given leadership in this particular concern. I think he is the one that arranged the planes in the beginning to deliver the food so the purpose of this organization and drive in the state of Washington is to undertake the raising of \$100,000 so we can complete the second airfield there where the planes can be landed with food for the Biafran people."

Senator McCutcheon: "I think the Senator has answered the question."

Debate ensued.

MOTION

On motion of Senator Andersen, Senate Resolution 1969-EX-10 was referred to the Judiciary Committee.

SENATE RESOLUTION: 1969-EX-11

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

WHEREAS, The members of the Senate have learned of the sudden and untimely death on Thursday, March 20, of the Honorable Emmett T. Anderson; and

WHEREAS, The Honorable Emmett T. Anderson had a career of a length and distinction equalled by few men in our state; and

WHEREAS, He ably served as Lieutenant Governor from 1953 to 1956, in which capacity he presided over the Senate; and

WHEREAS, He was for many years an outstanding civic and business leader in Tacoma; and

WHEREAS, He was one of the founders of the Jesse Dyslyn Boys' Ranch, and worked with many such organizations as the Tacoma Chamber of Commerce, the Boys Clubs, The Boy Scouts, and the Salvation Army; and

WHEREAS, He was a former national Grand Exalted Ruler of the Elks; and

WHEREAS, He was a notable outdoorsman and a vestryman in the Episcopal Church; and

WHEREAS, His high achievements both as a public and private citizen, and particularly his distinguished service to the Senate merit formal recognition by this body;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in extraordinary session assembled, that the death of Emmett T. Anderson is noted with deep regret and sorrow, and that the sincere condolences of the members of the Senate be extended to the bereaved members of his family; and

BE IT FURTHER RESOLVED, That a copy of this resolution, suitably inscribed and embossed, be transmitted to his widow, Marjorie Belden Thornquist Anderson, and to each of his children, Burritt B. Anderson, Lucile Anderson Finnigan, and Paul Thornquist.

On motion of Senator Ryder, the resolution was adopted.

The Senate stood in silent tribute to Emmett Anderson for one minute.

MOTION

At 10:55 a.m. on motion of Senator Bailey, the Senate recessed until 11:30 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:30 a.m.

SECOND READING

SENATE BILL NO. 387, by Senators Andersen and Walgren:

Allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officer's presence.

MOTIONS

On motion of Senator Greive, Senate Bill No. 387 was placed on the second reading calendar for today immediately following Senate Bill No. 678.

On motion of Senator Andersen, his notice of reconsideration on Substitute Senate Bill No. 248 was made a special order of business following Senate Bill No. 387 today.

SENATE CONCURRENT RESOLUTION NO. 21, authorizing study of industrial diseases.

On motion of Senator Stender, the resolution was read the second time in full.

On motion of Senator Stender, Senate Concurrent Resolution No. 21 was referred to the Committee on Ways and Means—Appropriations.

SENATE BILL NO. 678, by Senators Bailey, Greive and Ridder:

Relating to unemployment compensation.

The Senate resumed consideration of Senate Bill No. 678 on second reading.

Senator Bailey moved adoption of the following amendment by Senators Peterson (Lowell), Gissberg, McCormack and Donohue:

On page 4, section 4, line 29, after "*PROVIDED, That*" strike "*for benefit years beginning prior to July 1, 1970,*"

POINT OF INQUIRY

Senator Williams: "Would Senator Bailey yield to a question? Senator Bailey, I wasn't aware of this amendment and I'm not too sure why it is necessary in view of the fact that this bill for the first time, as I understand it, will allow a person to be qualified if they have six hundred hours of employment in a year. Six hundred hours of employment would be fifteen weeks if you only work forty hours a week but I think most seasonal workers work more than that when they work just a short time so we are probably talking about people that work less than twelve weeks. Now, is it your intention by this amendment that people who work less than let's say ten or twelve weeks would still be covered?"

Senator Bailey: "It would be my intention that the number of hours be stricken and the minimal amount of pay earned be raised from \$800 to \$1200 with the amount of hours worked stricken from the formula."

Senator Williams: "May we have the amendment read again? As I heard the amendment, the six hundred hours remained in."

Senator Bailey: "Mr. President, I have no objection to reading the amendment again but there are three alternatives as I see it. This last alternative would say six hundred hours of employment, that is after the next year but the third alternative is a proviso that for the next year they can have \$1500 or so many hours a week of employment. We just strike that out so that hereafter they can consider that in any future year if they choose that third alternative."

Senator Williams: "Now, I understood the words you took out were on lines 29 and 30 'for benefit years beginning prior to July 1, 1970'. Is that correct? So the six hundred hours still remain in but you are saying that if they make \$1200 then we don't worry about the six hundred hours. Is that right?"

Senator Bailey: "That proviso we are striking as I understand it, is a kind of transition from the old system to what this new bill has proposed, and we make it now a third alternative by striking the one year period and making that effective at any time in the future. We are striking the number of hours."

Senator Williams: "On line 28 you leave in six hundred hours I think, but you do say that if you earn \$1200 then that takes care of the six hundred hours."

Senator Bailey: "I think it is very well put. On one line it says: '*PROVIDED, any unemployed individual has earned wages of \$1200 or more in his base year shall be deemed to have met the eligibility requirements.*'"

Debate ensued.

Senator Peterson (Lowell) demanded a roll call and the demand was sustained by Senators Greive, Bailey, Sandison, Herr, Donohue, McCormack, Ridder, Cooney, Gissberg, Keefe and Mardesich.

ROLL CALL

The Secretary called the roll and the amendment by Senators Bailey, Peterson (Lowell), Gissberg, McCormack and Donohue was adopted by the following vote: Yeas, 25; nays, 22; absent or not voting, 2.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Wilson—25.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Uhlman, Williams, Woodall—22.

Absent or not voting: Senators Durkan, McCutcheon—2.

On motion of Senator Stortini, the following amendments were adopted:

On page 2, section 2, line 14, after "That" and before "benefit" strike "a" and insert "an individual's"

On page 7, section 7, line 1, before "Within" insert "NEW SECTION. Sec. 8." Renumber the following sections.

On page 9, section 9, line 2, after "means" and before "next" strike "September 30th" and insert "August 31st"

On page 10, section 9, line 12, after "transfer" and before "occurred" insert "of the business"

On page 11, section 10, line 6, after "year" strike the remainder of the paragraph down to and including "ployer" on line 9 and insert ", except that benefits paid to an individual under the provisions of RCW 50.12.050 shall not be charged to the account of any employer if the wage credits earned in this state by the individual during his base year are less than the minimum amount prescribed in RCW 50.20.120 as the minimum amount to be earned in order to allow the individual to receive unemployment benefits."

On page 12, section 12, line 8, after "of" and before "payrolls" on line 9, strike "an employer who qualifies with" and insert "a qualified employer who has"

On page 12, section 12, line 31, after "for" and before "employer" strike "an" and insert "a qualified"

On page 13, section 12, line 3, after "any" insert "qualified"

On page 13, section 12, line 28, strike "0.2070" and insert "0.0270"

On page 13, section 13, line 30 after "each" and before "employer" insert "qualified"

On page 14, section 13, line 29, after "the" and before "and" strike "fourth decimal place," and insert "sixth decimal place with the remaining fraction, if any, disregarded,"

On page 15, section 13, line 1, after "classes" and before the period insert "such division being carried to the sixth decimal place, with the remaining fraction, if any, disregarded"

Senator Williams moved the adoption of the following amendment by Senators Williams, Lewis (Harry) and McDougall:

On page 5, section 5, line 29, after "fifty" strike "-five"

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Herr, Bailey, Knoblauch, Talley, Stortini, Peterson (Lowell), Dore, Cooney, Mardesich, Ridder and Odegaard.

ROLL CALL

The Secretary called the roll and the amendment by Senators Williams, Lewis (Harry) and McDougall was not adopted by the following vote: Yeas, 21; nays, 27; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Woodall—21.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—27.

Absent or not voting: Senator Durkan—1.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 187,
SENATE BILL NO. 191,
SENATE BILL NO. 211,
SENATE BILL NO. 254,
SENATE BILL NO. 295,
SENATE BILL NO. 297,
SENATE BILL NO. 301,
SENATE BILL NO. 357,
SENATE BILL NO. 379,
SENATE BILL NO. 499,
SENATE BILL NO. 537,
SENATE BILL NO. 575.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Greive, Senator Durkan was excused.

Senators Greive, Gissberg and Ridder demanded a Call of the Senate.

Senator Greive demanded a roll call and the demand was sustained by Senators Keefe, Gissberg, Mardesich, Knoblauch, Foley, Connor, McCormack, Talley and Ridder.

ROLL CALL

The Secretary called the roll and the demand for a Call of the Senate was sustained by the following vote: Yeas, 26; nays, 22; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—26.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams, Woodall—22.

Excused: Senator Durkan—1.

A Call of the Senate was ordered.

MOTION

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

SECOND READING

SENATE BILL NO. 387, by Senators Andersen and Walgren:

Allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officer's presence.

The Senate resumed consideration of Senate Bill No. 387 on second reading.

REPORT OF STANDING COMMITTEE

March 3, 1969.

SENATE BILL NO. 387, allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officer's presence (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 8, after "property" and before the comma insert "or involving the use of possession of cannibas"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Holman, Ridder, Twigg, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Andersen the following amendment was adopted:

On page 1, section 1, line 9, after "person" and before the period insert "": PROVIDED, That nothing herein shall extend or otherwise affect the powers of arrest prescribed in chapter 46 RCW"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No.

387 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Ridder: "Would Senator Andersen yield to a question? Senator Andersen, does this give the power to search and seize or confiscate evidence and to look over the premises at the scene of the arrest to find evidence?"

Senator Andersen: "Yes, there was some discussion on the floor where we reduced the felony of possession of marijuana on a first offense to a gross misdemeanor. That took away the right of the officer to make an arrest based on a reasonable cause because it was no longer a felony and it also took away the right to make a search in connection with the arrest. This would restore it.

"If you can make a valid arrest you have a right, for example, to search the man for a knife or a weapon when you think there may be an assault or a felony, something like that that is contemplated but all you have is reasonable cause to believe to have been committed is a misdemeanor, but where you can make the valid arrest you have the right to make a search in connection with the arrest to obtain the evidence to substantiate the arrest. But you still have to have reasonable cause, the officer has to have reasonable grounds to believe a crime has been committed.

"For example, he has to see somebody lying on his back with his bloodied nose and a fellow standing over him with his fists clenched. That is reasonable cause to believe there has been a third degree assault so he can make an arrest. On the other hand, if there is no reasonable cause to believe a felony has been committed so the way the law is now, he could do nothing except drive around the corner and maybe the person lying down would be killed by the time he got back."

Senator Woodall: "Would Senator Andersen yield to a question? Senator Andersen, under this bill as now written, what would be your interpretation if a wife phoned the police station along about one in the morning and said 'I think my husband is going to hit me'. Would that then justify the officer coming up and entering the abode of these people and taking the husband to the local jail?"

Senator Andersen: "I think you are talking about an extremely marginal case. I can't answer it yes or no except I could say that in this law particularly as well as in other laws generally, you have to put faith in the judgment of the police officer involved. If a police officer were to go that route then a law that has been passed could certainly be repealed and if that was the sort of thing that was done under this amendment, I would be the sponsor of the repealing legislation.

"I think you are getting fairly close to where he could make an arrest but the way I would see it, Senator Woodall, to comply with the spirit as well as the letter of this law, if the wife didn't sound drunk or perhaps a typical family quarrel, the police officer was apprehensive about what the situation might be, I would say that in ninety-nine cases out of one hundred he wouldn't bother to go out but if something occurred over the phone conversation that he was actually apprehensive about what might be involved, he would go and ring the doorbell and the lady came to the door and explained the situation fully to him and he asked the husband the situation, and if he then felt it necessary in order to avoid running a very serious risk of the woman getting killed or knifed or something like that, which can happen in these things, then perhaps he would make the arrest.

"But I think this is a power that would be very sparingly exercised by the police officer for he knows good and well he is going to have to be a witness in the case when it comes up and I am sure he has better things to do than sit as a witness in settling domestic disputes. This is not the thing the bill is aimed at obviously."

MOTION

Senator Dore moved that Engrossed Senate Bill No. 387 be referred to the Judiciary Committee.

POINTS OF INQUIRY

Senator Washington: "Would Senator Andersen yield to a question? Senator Andersen, is the power of the police under your bill to arrest in anticipation of an offense rather than to arrest when you have had reasonable cause to believe that a crime has been committed?"

Senator Andersen: "Answering the question from Senator Washington, the crime has to be committed or be in the course of being committed. You can't go around arresting people because you suspect there may be a crime that may be going to be committed."

Senator Washington: "Speaking on the point, it would then appear that the tiff in the ordinary home, until it comes to the problem of an assault, no crime has been committed and it would seem to me that a police officer would not have the right to come in and arrest in anticipation that possibly an assault was about to take place."

Senator Andersen: "That is right. I am assuming what Senator Woodall was talking about when he asked me the question assuming that some lady called in high pitched screams and said 'my husband is going to kill, he is going to kill me. He has even got the gun out.' Then you have a situation where the officer had better go out and ring the doorbell."

Senator McCormack: "Would Senator Andersen yield to a question? Now this has to do with the amendment having to do with the possession of marijuana. As I understand this bill, a police officer can make an arrest if he has cause to believe that a misdemeanor has been committed. This means that under the marijuana law we have passed that a person may have possessed or may have smoked a marijuana cigarette and this means that a police officer believing that that person has smoked a marijuana cigarette may place him under arrest whether or not he has been present and there is no time limitation on this."

"But if he has reason to believe that a person has smoked a marijuana cigarette, he may place that person under arrest. So, let us suppose now that a call comes into a police station that says there is some young punk at someone's house and they are having a party and smoking pot. So the policeman goes to the home and someone comes to the door and he asks if he is smoking pot and the answer is 'no'. The policeman says that he had a report that he was and states that he is going to arrest the person."

"Now that is his judgment and according to the bill this is legitimate. He can arrest the person and having arrested him he is then subject to search. The policeman can take the suspect to the police station and have his pockets vacuumed with a vacuum cleaner and if there is any trace of marijuana in those pockets then he is guilty of the possession of marijuana. Now it seems to me that this is the sort of thing that we are talking about, the invasion of civil rights."

Senator Andersen: "Is this the question?"

Senator McCormack: "This is a question. I am saying is this not true, Senator Andersen, is a situation like this not true? Would this not be possible under your bill?"

Senator Andersen: "No, I don't think so. The reason, Senator McCormack is this. The officer must have information to support a reasonable belief that a person has committed or is committing, here we talk about a crime relating to marijuana, or bodily injury that kind of thing. There is a whole, gigantic body of law relating to what is reasonable belief that an officer may have. There is a whole body of law and I personally don't believe that an anonymous phone call, if it is that, to an officer that somebody is doing something in a house like this, I don't think that is sufficient by itself to furnish a reasonable belief that a gross misdemeanor or misdemeanor has been committed. If, on the other hand, the kind of a situation that we were talking about on the floor the other day where a police officer stopped a car that was weaving down the street and the window of the car is rolled down and the odor of pot or marijuana comes rolling out of that window, it takes a pretty thick head not to figure that there is something going on there involving violation of the law relating to marijuana."

"The situation you mentioned of ringing a doorbell and taking people out in the middle of the night based on an anonymous phone call is not contemplated by the law nor is it within it because this doesn't constitute reasonable belief."

"If you give the shopkeeper who is untrained the right to make an arrest of a shoplifter why can't you give a career police officer the right to make an arrest. We are talking about damage to property or potentially injuring somebody and the right to make an arrest in that situation. It is that simple I think."

Senator Day: "Would Senator Andersen yield to another question? Senator Andersen, what I would like you to do is to reiterate to the body the additional responsibilities that go with the privilege of being a police officer. What happens to a police officer for example if he is caught in a crime of extortion or any type of a crime as compared with an ordinary citizen?"

Senator Andersen: "I would be pleased to answer that question. When we are discussing a bill like this it immediately comes to a person's mind, for example, the time three years ago when they were driving down the street and hardly exceeding the speed limit when a nasty police officer gave them a ticket. The person says to himself 'the sonofagun, by George I'll show him now'. They forget that the officer's attitude, if it is a little abrupt, probably is because an hour before maybe he was out scooping off the highway the carnage that was left by another speeding driver who hadn't been lucky."

"I think that people forget what our modern day police officer is. Everytime he does an act or makes an arrest he is subject to possible discipline and if he makes a mistake in the police department, he is subject as well as the chief of police of the department or the sheriff, if he is a deputy sheriff, to being sued for false arrest. He is subject to mistreatment at the hands of the people who he is supposed to be helping."

"A police officer today has to be a judge; he has to be a lawyer; he has to be a man of extraordinary perception and talent; he has to be a man of the type that I saw not too long ago and frankly I spoke to the graduating class of the Seattle Police Academy, fine young men. There isn't one of those people I saw walking across that stage getting their graduation diploma that everyone here wouldn't be pleased to say 'here is a nice person to invite into their home'. Here is a person that is well trained, a college graduate. In many respects this is a new breed of police officer and I will be glad to trust with this particular law. The responsibility on the police officer making a decision like this of course is enormous. They feel it, I believe, Senator Day. I think in just every respect, socially, economically, in every possible respect the police officer's position today is as different from where police officers were just ten years ago as night from day."

"I don't know if I have answered your question properly. If I haven't I will ask you a question and point out the additional things that you are referring to in your question to me."

Senators Greive, Holman and Dore demanded the previous question and the demand was sustained.

Senator Newschwander demanded a roll call and the demand was sustained by Senators Marquardt, Elicker, Faulk, Metcalf, Greive, Dore, Ridder, Cooney and Day.

ROLL CALL

The Secretary called the roll and the motion to refer Senate Bill No. 387 to the Judiciary Committee was lost by the following vote: Yeas, 6; nays, 43.

Voting yea: Senators Cooney, Dore, Faulk, Greive, McCormack, Stender-6.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Durkan, Elicker, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-43.

MOTION

Senator Lewis (Harry) moved that the rules be suspended and the Senate return to second reading for the purpose of an amendment.

POINT OF ORDER

Senator Woodall: "Point of order. A motion to suspend the rules is nondebatable."

Senator Greive: "Except under Rule 27 for a short explanation for the reason for suspending the rules."

Senator Lewis (Harry): "I will be very brief, Mr. President."

REPLY BY THE PRESIDENT

The President: "Proceed."

Senator Walgren demanded a roll call and the demand was not sustained.

The motion by Senator Lewis (Harry) failed on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 387 and the bill passed the Senate by the following vote: Yeas, 42; nays, 7.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-42.

Voting nay: Senators Atwood, Dore, Faulk, Greive, Lewis (Harry), McCormack, Stender-7.

ENGROSSED SENATE BILL NO. 387, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

WITHDRAWAL OF NOTICE OF RECONSIDERATION

On motion of Senator Andersen, notice of reconsideration of the vote by which Substitute Senate Bill No. 248 passed the Senate was withdrawn.

MOTION

On motion of Senator Andersen, Substitute Senate Bill No. 248 was immediately transmitted to the House.

SENATE BILL NO. 678, by Senators Bailey, Greive and Ridder:

Relating to unemployment compensation.

The Senate resumed consideration of Senate Bill No. 678 on second reading.

Senator Williams moved the adoption of the following amendment by Senators Williams, McDougall and Lewis (Harry):

On page 4, section 4, subsection 6, line 27, after "than" strike "sixteen" and insert "eighteen"

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Gissberg, Cooney, Peterson (Lowell), Day, Washington, Connor, Uhlman, Stortini and Knoblauch.

ROLL CALL

The Secretary called the roll and the amendment by Senators Williams, McDougall and Lewis (Harry) was not adopted by the following vote: Yeas, 20; nays, 29.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Petersen (Ted), Pritchard, Ryder, Twigg, Williams, Woodall—20.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—29.

Senator McDougall, moved adoption of the following amendment by Senators McDougall, Williams and Lewis (Harry):

On page 17, line 25, strike all of the material beginning with "an individual" and ending with "each of five weeks." and substitute "Any payments which an individual has claimed, is receiving or has received under any government or private retirement or pension plan to which a base year employer of the individual has contributed on behalf of the individual shall be deemed compensation paid for personal services for the purpose of determining eligibility for and the amount of weekly benefits, but such payments shall not be considered wages subject to contribution under this title nor shall such payments be considered in determining base year earnings of the individual; it being the intent that old age benefits under the provisions of Title II of the federal social security act as amended shall serve to reduce benefits to an individual only during a benefit year in which other pensions as provided herein are considered as remuneration: PROVIDED, That in the event of a retroactive retirement or pension payment covering a period in which the individual received benefits under the provisions of this title, the excess paid over the amount to which he would have been entitled had such retirement or pension payment been considered shall be recoverable under RCW 50.20.190: PROVIDED, HOWEVER, That any amounts which have been deducted from the weekly benefit amount by reason of the provisions of this section shall not be available for future benefits: PROVIDED FURTHER, That no payments received on account of temporary or permanent disability rather than on account of age or length of service shall be considered compensation paid for personal services."

MOTION

Senator Bailey moved that the amendment be laid upon the table.

Debate ensued.

The motion carried and the amendment was laid upon the table.

POINT OF INQUIRY

Senator Bailey: "Would Senator Atwood yield to a question? Senator Atwood, is this as close as any proposal that the Governor has submitted?"

Senator Atwood: "The answer to that is that he hasn't submitted one."

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No.

678 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 678, and the bill passed the Senate by the following vote: Yeas, 32; nays, 17.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—32.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Pritchard, Ryder, Twigg, Williams, Woodall—17.

ENGROSSED SENATE BILL NO. 678, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PROTEST OF VOTE

The undersigned members protest the action of the Senate on Senate Bill No. 678 covering unemployment compensation.

We have constantly tried to reform our unemployment compensation laws to increase, and increase substantially, the benefits to the regular working person in our state who finds himself unemployed but wanting to obtain employment.

On the other hand, we realize that because our present system is full of loop holes and weaknesses, we now have one of the most costly systems in our country even though the level of benefits is low.

Senate Bill No. 678 does not do anything significant on these problems so that it would increase the cost of our already very costly system—making it the most costly in the country.

If the amendments offered by the Republicans had been adopted, we would have given maximum benefit increases of sixty percent above the present levels, and yet we would have held the increased costs, while still substantial, to a more feasible level.

Since the majority party rejected these amendments, we had no choice but to vote against this bill in its present form and trust that a more workable bill will come over from the House of Representatives which we can support in order to give the working men and women of our state the increased unemployment compensation benefits they deserve.

Signed by: Senators Atwood, Williams, Ryder, Guess, Canfield, Faulk, Andersen, Metcalf, Pritchard, Huntley, McDougall, Matson, Woodall, Twigg, Lewis (Brian) and Elicker.

MOTION

At 3:35 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, March 26, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

MORNING SESSION

THIRTEENTH DAY

Senate Chamber, Olympia, Wash., Wednesday, March 26, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Herr. On motion of Senator Greive, Senator Herr was excused.

The Color Guard, consisting of Pages Paul Bradford, Color Bearer, and Molly McGuire, presented the Colors. Reverend Dennis A. Wood, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray, May He enkindle the wills of all so that we may overcome barriers that divide, cherish the bonds of mutual charity and understand others. Amen."

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

REPORTS OF STANDING COMMITTEES

March 25, 1969.

SENATE BILL NO. 756, validating certain municipal bonds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

ENGROSSED HOUSE BILL NO. 98, an act relating to horticulture (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

HOUSE BILL NO. 638, relating to irrigation district assessment (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 758, by Senators Odegaard, Durkan and Sandison:

An Act relating to solid state waste and salvage therefrom.

Referred to Committee on State Government.

SENATE BILL NO. 759, by Senator McCormack:

An Act permitting withdrawal of territory from a hospital district; and adding new sections to chapter 183, Laws of 1945 and to chapter 70.46 RCW.

Referred to Committee on Cities, Towns and Counties.

HOUSE JOINT MEMORIAL NO. 16, by Representatives Bledsoe, McCaffree and Chatalas:

Memorializing Congress to enact S.1198, an act authorizing a multi-state tax compact. Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 17, by Representatives Haussler, Bozarth, Kink and Curtis:

Requesting federal funds for improving North Cascades Park.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE RESOLUTION: 1969-21

By Senator Odegaard:

WHEREAS, Quartermaster First Class Charles Benton Law, U.S. Navy, captive of the North Korean Military as a crew member of the U.S.S. Pueblo, has been described by his superior officers, Lt. j.g. Frederick Schumacher, Jr. and Lt. j.g. Timothy Harris as a "Tower of Strength" among his fellow prisoners; and

WHEREAS, Lt. Schumacher in referring to Quartermaster Law's leadership qualities stated "Law probably demonstrated the finest qualities of petty officer leadership I have ever seen"; and

WHEREAS, Lt. Harris in also referring to Quartermaster Law's leadership qualities stated "Law was in charge of the enlisted men—the way he conducted himself was outstanding"; and

WHEREAS, Quartermaster Law served as liason between the officers and the crew of the U.S.S. Pueblo and kept each group informed about the other during their captivity, and in the course of these duties, he suffered many beatings and indignities without permitting himself to become provoked into conduct which would have been harmful to all members of the Pueblo crew; and

WHEREAS, Charles Benton Law is a native and resident of Chehalis, Washington, and his meritorious conduct is a source of pride to both the citizens of Chehalis and the other citizens of the state of Washington;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that its heartfelt thanks be extended to quartermaster First Class Charles Benton Law for his patriotic and unselfish service to our nation; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be instructed to prepare an certified copy of the foregoing resolution for presentation to Quartermaster First Class Charles Benton Law.

On motion of Senator Odegaard, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Quartermaster First Class Charles Law, United States Navy captive of the North Korean military and a crew member of the U.S.S. Pueblo, his wife and mother and appointed a special committee consisting of Senators Odegaard, Peterson (Ted), Woodall, Twigg and Canfield to escort the distinguished guests to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Quartermaster First Class Charles Law to address the Senate.

Senator Odegaard presented a framed copy of the resolution to the guest.

The special committee escorted the visitors from the Senate Chamber.

President Pro Tempore Henry assumed the Chair.

THIRD READING

ENGROSSED HOUSE BILL NO. 433, by Representatives Goldsworthy, Saling and DeJarnatt:

Adopting a supplemental budget.

The Senate resumed consideration of Engrossed House Bill No. 433 on third reading.

MOTION

Senator Durkan moved that the rules be suspended and Engrossed House Bill No. 433 be returned to second reading.

Debate ensued.

The motion carried.

Senator Durkan moved the adoption of the following amendment:

On page 1, section 1, line 10 of both the printed and engrossed bills strike "\$5,383,429.00" and insert "\$10,222,828.00"

Debate ensued.

POINTS OF INQUIRY

Senator Atwood: "Would Senator Durkan yield? Senator Durkan, I think I agree with your amendment but I want to know for the record, exactly what this does to the rate for the remaining part of the biennium."

Senator Durkan: "It increases it about fifty-four cents per day for first class nursing home rate."

Senator Atwood: "Will that make the rate higher than the rate they will be getting when the new budget goes into effect on July 1?"

Senator Durkan: "Unless the omnibus bill provides more money for nursing home rates the answer is 'yes', Senator."

Senator Atwood: "They are aware, or are they asking now for an increase in the rate in the omnibus bill that went to the House?"

Senator Durkan: "Senator, they haven't asked me yet but I suspect that they will be around."

Senator Atwood: "Thank you."

Senator Ryder: "Would Senator Durkan yield to another question? Senator Durkan, the original House amount along with the House dates sometime in February would have increased it for the rest of this biennium by how much, forty-eight or forty-five cents a day?"

Senator Durkan: "I think it was forty-seven cents a day, Senator."

Senator Ryder: "And now by restoring this we are increasing that increase up to fifty-four cents?"

Senator Durkan: "That is right, a day."

Senator Ryder: "Does the omnibus budget as it was passed out of the Senate, increase the forty-seven cents a day that was originally intended in the House bill?"

Senator Durkan: "The omnibus bill has provided, the one that provides for the next biennium but does not take into consideration the increase which we have put in with the addition of this amount of money."

Senator Ryder: "It does not?"

Senator Durkan: "It does not."

Senator Ryder: "So really what we are doing here by moving the date from February to April is giving them a bigger increase than we really intended to in the first place. Isn't this correct?"

Senator Durkan: "Maybe I can answer in another way the fact that we have probably given them a larger increase between now and the beginning of the new fiscal year. At the beginning of the new fiscal year unless there is a larger appropriation, they are not going to receive the same amount of money that they are going to receive now."

Senator Stender: "Will Senator Durkan yield? Senator, this is a little aside from the amendment but it has to do with the question when is the general department of public assistance appropriation effective, the first of April?"

Senator Durkan: "That is correct, Senator."

Senator Stender: "In the appropriation, I am not a member of the Committee on Ways and Means or I would probably have had this explanation previously, but does this have the money necessary for prescription drugs?"

Senator Durkan: "Yes, Senator, we restored in this budget the amount of \$115,000 for formulary drugs and \$35,000 for elective surgery."

Senator Stender: "This will be available for April 1 as well?"

Senator Durkan: "Yes."

Further debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 433, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 433, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays 1; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—45.

Voting nay: Senator Woodall—1.

Absent or not voting: Senators Greive, McCormack—2.

Excused: Senator Herr—1.

ENGROSSED HOUSE BILL NO. 433, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

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

REPORTS OF STANDING COMMITTEES

March 24, 1969.

SENATE BILL NO. 157, adopting the highway budget (reported by Committee on Highways):

MAJORITY recommendation: That Substitute Senate Bill No. 157 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Elicker, Faulk, Foley, Guess, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 196, exempting banks for cooperatives from B & O tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Connor, Day, Donohue, Faulk, Huntley, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 517, regulating junkyards (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE JOINT RESOLUTION NO. 1, changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Foley, Greive, Guess, Huntley, Mardesich, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

ENGROSSED HOUSE BILL NO. 163, prohibiting car ownership by juveniles (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Bailey, Donohue, Dore, Elicker, Faulk, Foley, Huntley, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

ENGROSSED HOUSE BILL NO. 471, authorizing the relocation of seats of government after an enemy attack (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Durkan, Huntley, Lewis (Harry), Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

ENGROSSED HOUSE BILL NO. 569, providing for a legislative internship council and program within the state (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Durkan, Huntley, Lewis (Harry), Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

HOUSE BILL NO. 572, reporting and recording motor vehicle accidents (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Bailey, Donohue, Dore, Elicker, Faulk, Foley, Guess, Huntley, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

ENGROSSED HOUSE BILL NO. 637, standardizing per diem and travel allowances (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Durkan, Huntley, Lewis (Harry), Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

HOUSE BILL NO. 769, disposing of stolen and abandoned vehicles and hulks (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Bailey, Donohue, Dore, Elicker, Faulk, Foley, Guess, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Ridder, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

Office of the Governor, March 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

SENATE BILL NO. 66: Establishing maximum terms for local improvement bonds.

SENATE BILL NO. 91: Foreclosing statutory liens.

SENATE BILL NO. 92: Establishing public defender system.

SENATE BILL NO. 280: Enlarging participatory educational groups permitted to provide and pay for tax deferred annuities for their respective employees.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, March 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

- SENATE BILL NO. 32: Increasing the salary of the administrator for the courts.
- SENATE BILL NO. 51: Establishing charges for state printing farmed out.
- SENATE BILL NO. 57: Specifying how a gift of all or part of a human body shall be made or incurred.
- SUBSTITUTE SENATE BILL NO. 117: Relating to real estate multiple listing associations.
- SENATE BILL NO. 135: Authorizing mosquito control in Chelan county.
- SUBSTITUTE SENATE BILL NO. 147: Regulating licensing of charter boats.
- SENATE BILL NO. 167: Prescribing jail time credit against fine imposed by justice court.
- SENATE BILL NO. 263: Providing assistance for capital improvements to agricultural fair property.
- SENATE BILL NO. 268: Permitting facsimile signatures by officials.
- SENATE BILL NO. 287: Increasing drivers of vehicle license fees, changing disposition; abolishing parks and parkways account and providing for disposition of moneys.
- SENATE BILL NO. 292: Providing rent, lease or disposal regulations for highway lands.
- SENATE BILL NO. 298: Providing salaries for full time justices for the peace.
- SENATE BILL NO. 312: Regulating Irish seed potatoes.
- SENATE BILL NO. 313: Establishing a diagnostic center for livestock diseases.
- SENATE BILL NO. 346: Providing procedures for the arrest, detention and hearings on revocation of parole.
- SENATE BILL NO. 351: Permitting fire protection districts to provide protection outside its boundaries.
- SENATE BILL NO. 429: Providing for the filing of claims for crop damages.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, March 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

- SENATE BILL NO. 29: Relieving motion picture projectionists from criminal liability.
- SENATE BILL NO. 87: Setting a new qualification for incorporation of a municipal corporation.
- SENATE BILL NO. 108: Raising salary of court reporters.
- SENATE BILL NO. 121: Updating the interest rate on civil judgments.
- SENATE BILL NO. 163: Amending grounds for issuance of search warrants.
- SENATE BILL NO. 207: Regulating practice of dentistry.
- SENATE BILL NO. 208: Amending dental hygienists law.
- SENATE BILL NO. 282: Pertaining to investments of state funds.
- SENATE BILL NO. 291: Permitting persons over 18 to donate blood without parental consent.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, March 26, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

- SENATE BILL NO. 52: Establishing a state tort claims revolving fund.
- SENATE BILL NO. 109: Authorizing professional service corporations.
- SENATE BILL NO. 138: Regulating computation of police pensions.
- SENATE BILL NO. 161: Changing name of sewer district.
- SENATE BILL NO. 182: Amending provisions relating to state employees' retirement system.
- SENATE BILL NO. 183: Amending the volunteer firemen's pension act.
- SENATE BILL NO. 235: Creating the Washington Tree Fruit Research Commission.

SENATE BILL NO. 265: Computing town size according to land acreage.

SENATE BILL NO. 308: Providing for interdistrict cooperation among school districts.

SENATE BILL NO. 320: Raising school directors' association dues.

SENATE BILL NO. 402: Permitting correction of sewer district assessment roll errors.

SENATE BILL NO. 428: Conveying unplatted first class tidelands to Port of Skagit County.

SENATE BILL NO. 446: Regulating fiscal agencies and appointing incineration agent.

SENATE BILL NO. 469: Implementing law relating to state agency housing.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

March 25, 1969.

Mr. President: The House has granted the request of the Senate for a conference on HOUSE BILL NO. 554 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon:

Representatives Cunningham, Kopet, Haussler.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 25, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 604 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 24, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 257 with the following amendments:

In line 1 of the title, after "commission;" and before "and" insert "adding a new section to chapter 8, Laws of 1965 and to chapter 43.51 RCW;"

On page 2 add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. There is added to chapter 8, Laws of 1965 and to chapter 43.51 RCW a new section to read as follows:

"Notwithstanding any other provisions of this chapter or of other laws relating to the commission, the commission may delegate to the director of parks and recreation such powers and duties of the commission as they may deem proper."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Wilson, the Senate concurred in the House amendments to Engrossed Senate Bill No. 257.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 257, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Durkan, McCormack, Odegaard—3.

Excused: Senator Herr—1.

ENGROSSED SENATE BILL NO. 257, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 24, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 242 with the following amendment:

On page 6, section 4, line 11 of the engrossed and printed bill, after "towns" insert "and public hospital districts" and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendment to Engrossed Senate Bill No. 242.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 242, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Durkan, McCormack, Odegaard, Ryder-4.

Excused: Senator Herr-1.

ENGROSSED SENATE BILL NO. 242, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 24, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 290 with the following amendment:

On page 1, section 1, line 14, after "for" strike all of the matter down to and including "responsibility for" on line 16, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Peterson (Ted) moved that the Senate concur in the House amendment to Engrossed Senate Bill No. 290.

POINT OF INQUIRY

Senator Gissberg: "Will Senator Guess yield? Senator Guess, I recall you were interested in this bill and the amendment that you put on. Do you agree with the action of the House?"

Senator Guess: "Senator Gissberg, the amendment from the House takes the flowery language out of the bill. It no longer says that it is the design of the service to protect the consuming public and it gets down to the meat of the fact that the department now has the responsibility for electrical inspection and I agree that that is a proper function of government."

The motion carried and the Senate concurred in the House amendment to Engrossed Senate Bill No. 290.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 290, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Andersen, Durkan, Lewis (Harry), Odegaard, Ryder—5.
Excused: Senator Herr—1.

ENGROSSED SENATE BILL NO. 290, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 24, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 353 with the following amendment:

On page 2, section 2, line 16, after "RCW" strike "39.39.030" and insert "35.39.030" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator McDougall, the Senate concurred in the House amendment to Engrossed Senate Bill No. 353.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 353, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Durkan, Lewis (Harry), Ryder—3.
Excused: Senator Herr—1.

ENGROSSED SENATE BILL NO. 353, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 24, 1969.

Mr. President: The House has passed SENATE JOINT MEMORIAL NO. 7 with the following amendment:

On page 2, line 3, after "ton" and before the period insert ", but not to include territorial or historical rights", and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Atwood moved that the Senate concur in the House amendment to Engrossed Senate Joint Memorial No. 7.

POINT OF INQUIRY

Senator Dore: "Would Senator Atwood yield to a question? Senator Atwood, how long a bridge would you have to build in order to bridge the gap between Point Roberts and the mainland?"

Senator Atwood: "One longer than the one that goes across the Sound so I am afraid that it would be quite a long time before there is a bridge."

Senator Dore: "It would be quite a tourist attraction wouldn't it if that could be established?"

Senator Atwood: "It probably would but the expense is not justified by the economic gain. There have been some pretty good proposals made, the Post-Intelligencer had an editorial on making it into a national park but at last they are getting some consideration."

The motion carried and the Senate concurred in the House amendment to Engrossed Senate Joint Memorial No. 7.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Memorial No. 7, as amended by the House, and the memorial passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Durkan, McCormack—2.

Excused: Senator Herr—1.

ENGROSSED SENATE JOINT MEMORIAL NO. 7, as amended by the House, having received the constitutional majority, was declared passed.

SENATE RESOLUTION: 1969-EX-13

By Senators Woodall, Twigg and Cooney:

WHEREAS, The Administrative Procedure Act was first enacted in 1959 and has been substantially amended in subsequent sessions; and

WHEREAS, A significant number of special laws relating to the procedures of particular administrative agencies are in conflict with the Administrative Procedure Act, as amended, and have not been brought into conformity with such act; and

WHEREAS, The Supreme Court in the case of Washington State Board Against Discrimination v. Board of Directors, Olympia School District, casts doubt as to the extent the Administrative Procedure Act prevails over conflicting special legislation relating to particular agencies; and

WHEREAS, Pursuant to a 1967 Senate Resolution, the legislative council was requested to propose legislation which would conform particular agency statutes to the Administrative Procedure Act; and

WHEREAS, The legislative council, through its Judiciary Committee, has made substantial progress in carrying out the mandate of the 1967 Senate Resolution;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the legislative council, through its Judiciary Committee, continue with its efforts in drafting proposed legislation which would conform the laws pertaining to particular agencies with the provisions of the Administrative Procedure Act; and report its recommendations thereon to the Forty-second Session of the Legislature, or to the 1970 Special Session of the Legislature if such special session is called and if by such time the legislative council through its Judiciary Committee has completed the assignment provided by this resolution.

On motion of Senator Woodall, the resolution was adopted.

SECOND READING

ENGROSSED HOUSE BILL NO. 490, by Representatives Hoggins, Richardson and Chtalasis:

Implementing contractual rights of school district certificated employees and employees of county and intermediate district superintendents and boards.

On motion of Senator Ridder, Engrossed House Bill No. 490 was ordered placed on the calendar following Senate Bill No. 169.

MOTIONS

On motion of Senator Peterson (Lowell) House Joint Memorial No. 17 was re-referred to the Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs. At 11:05 a.m. on motion of Senator Greive, the Senate recessed until 11:50 a.m.

SECOND MORNING SESSION

President Cherberg resumed the Chair.

The President called the Senate to order at 11:50 a.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of former State Senator Frank C. Jackson and appointed a special committee consisting of Senators Stender, Holman, Pritchard, Stortini and Wilson to escort Senator Jackson to a place of honor upon the rostrum.

Senator Jackson presented gavels to President Cherberg, President Pro Tempore Henry, Vice President Pro Tempore Keefe, Senator Day and Ward Bowden.

Senator Holman presented Senator Jackson with an elm bowl.

With leave of the Senate, business was suspended to permit Senator Jackson to address the Senate.

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

SENATE RESOLUTION: 1969-EX-12

By Senators Marquardt and Peterson (Ted):

WHEREAS, The Ingraham High School basketball team won twenty-three games in a row, collecting the Northern Division and Seattle Metro trophies on its way to picking up the state AAA basketball tournament championship; and

WHEREAS, The Ingraham team, a well-balanced, aggressive, poised, cohesive unit playing well as a team without a superstar, reflecting great coaching of Walt Milroy, head coach, and his assistant, Kenneth Ball; and,

WHEREAS, The team produced two tournament all-stars, Steve Merkley, guard, and Ed Kamins, forward, whose contribution to the team effort, especially during the tournament, is worthy of special mention;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, in legislative session assembled, that the Senate recognize the achievement, compliment the team, and, note in passing, that the team demonstrated its well-deserved ranking as the number one high school basketball team in the state, reflected credit on the athletic program of the school, and earned the loyal support of students, faculty and residents of the Ingraham High School District; and

BE IT FURTHER RESOLVED, That a copy of this resolution be suitably engrossed and presented to Head Coach Walt Milroy on behalf of Ingraham High School.

On motion of Senator Bailey, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Ingraham High School AAA Basketball Championship team with Coach Walt Milroy, Assistant Coach Ken Ball and Principal of Ingraham High School, John Maxey and appointed Senators Bailey, Gissberg, Peterson (Ted), Stortini, Marquardt and Uhlman to escort the visitors to the bar of the Senate.

With leave of the Senate, business was suspended to permit Coach Milroy to address the Senate.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

MESSAGE FROM THE HOUSE

March 26, 1969.

Mr. President: The Speaker has signed:
 HOUSE BILL NO. 38,
 HOUSE BILL NO. 40,
 HOUSE BILL NO. 41,
 HOUSE BILL NO. 51,
 HOUSE BILL NO. 100,
 SUBSTITUTE HOUSE BILL NO. 156,
 HOUSE BILL NO. 604,
 HOUSE JOINT MEMORIAL NO. 2,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
 HOUSE BILL NO. 38,
 HOUSE BILL NO. 40,
 HOUSE BILL NO. 41,
 HOUSE BILL NO. 51,
 HOUSE BILL NO. 100,
 SUBSTITUTE HOUSE BILL NO. 156,
 HOUSE BILL NO. 604,
 HOUSE JOINT MEMORIAL NO. 2.

MESSAGES FROM THE HOUSE

March 26, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 187,
 SENATE BILL NO. 191,
 SENATE BILL NO. 211,
 SENATE BILL NO. 254,
 SENATE BILL NO. 295,
 SENATE BILL NO. 297,
 SENATE BILL NO. 301,
 SENATE BILL NO. 357,
 SENATE BILL NO. 379,
 SENATE BILL NO. 499,
 SENATE BILL NO. 537,
 SENATE BILL NO. 575,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 26, 1969.

Mr. President: The House has adopted the report of the Conference Committee on HOUSE BILL NO. 554, and has granted said committee the powers of Free Conference.
 SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

March 25, 1969.

Mr. President:
 Mr. Speaker:
 We, of your Conference Committee, to whom was referred HOUSE BILL NO. 554, authorizing superintendent of public instruction to reduce required school year, have had

the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Signed by: Senators Ridder, Odegaard; Representatives Cunningham, Haussler, Kopet.

Senator Ridder moved that the Conference Committee report be adopted and the committee granted the powers of Free Conference.

Debate ensued.

The motion carried and the Conference Committee was granted the powers of Free Conference on House Bill No. 554.

SECOND READING

HOUSE BILL NO. 774, by Representatives Goldsworthy, Charette, Copeland and Hubbard:

Authorizing sale, lease, exchange of public lands by regents of W.S.U.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, House Bill No. 774 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 774, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-43.

Absent or not voting: Senators Day, Dore, Durkan, Gissberg, McCormack, Metcalf-6.

HOUSE BILL NO. 774, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 128, by Representatives Newhouse, Bledsoe and Morrison:

Limiting the liability of owners or possessors of recreational land consequent to injuries thereon.

The bill was read the second time by sections.

On motion of Senator Wilson, the rules were suspended, Engrossed House Bill No. 128 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 128, and the bill passed the Senate by the following vote: Yeas, 38; nays, 4; absent or not voting, 7.

Voting yea: Senators Bailey, Canfield, Cooney, Donohue, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-38.

Voting nay: Senators Andersen, Atwood, Connor, Foley-4.

Absent or not voting: Senators Day, Dore, Durkan, Gissberg, McCormack, McDougall, Ridder-7.

ENGROSSED HOUSE BILL NO. 128, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 239, by Committee on Higher Education:

Establishing a system of personnel administration.

The bill was read the second time by sections.

On motion of Senator Sandison, the following amendment was adopted:

On page 2, section 2, line 11, after "board" and before the period insert "and such other boards, councils and commissions related to higher education as may be established"

On motion of Senator Sandison, the rules were suspended, Substitute House Bill No. 239, as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Sandison yield to a question? Senator, I notice by the brief which we have that the board shall receive fifty dollars per day plus expenses."

Senator Sandison: "I don't have my brief in front of me but in the bill 'yes' it says that."

Senator Mardesich: "Is this not different than we ordinarily do for most such groups?"

Senator Sandison: "I would say that so far I have noticed that several figures have come through on this. Any statutes that would change this, of course, would have a repealer in it."

Senator Mardesich: "We have been changing most of them so that they all run by the standard statute and I just wondered why this one was different."

Senator Sandison: "A matter that was overlooked I presume. We have no objection to reducing the fifty dollars to the standard amount. Senator Atwood reminds me, this is considered a salary. It is constant with any other personnel board."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 239, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Day, Dore, Durkan, Gissberg, Guess, McCormack—6.

SUBSTITUTE HOUSE BILL NO. 239, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 332, by Representatives Evans, Kink and Zimmerman (by departmental request):

Accepting federal public health moneys.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 332 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 332, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Day, Durkan, Guess, McCormack, McCutcheon, Pritchard—6.

HOUSE BILL NO. 332, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 125, by Representatives Veroske, Berentson and Kink (by departmental request):

Prohibiting personal use fishing gear for commercial salmon fishing.

MOTIONS

Senator Greive moved that Engrossed House Bill No. 125 be referred to the Committee on Ways and Means.

Debate ensued.

POINT OF ORDER

Senator Greive: "Point of order."

The President: "The Senator will speak on his point of order."

Senator Greive: "The Senator is speaking on the merits of the bill. There is nothing in my motion . . . the question is whether we should be told what the fiscal impact to the state is."

RULING BY THE PRESIDENT

The President: "Senator Greive's point is well taken."

MOTION

Senator Peterson (Lowell) moved that the motion by Senator Greive be laid upon the table.

Debate ensued.

The motion carried and the motion by Senator Greive was laid upon the table.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Peterson (Ted) yield to a question? Senator, is this a good bill?"

Senator Peterson (Ted): "Senator, you know anything that has to do with clean water and fish you know that is the best, right?"

Senators Talley, Atwood and Huntley demanded the previous question and the demand was sustained.

PERSONAL PRIVILEGE

Senator Peterson (Lowell): "Point of personal privilege. Anytime that Peterson (Lowell) and Peterson (Ted) both get on the same bill and are all for it, it has to be a good bill."

MOTION

On motion of Senator Walgren, Senator Durkan was excused.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 125 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 125, and the bill passed the Senate by the following vote: Yeas, 34; nays, 12; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Gissberg, Guess, Henry, Herr, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Williams, Wilson—34.

Voting nay: Senators Connor, Elicker, Greive, Holman, Knoblauch, McCormack, McCutcheon, Newschwander, Ridder, Walgren, Washington, Woodall—12.

Absent or not voting: Senators Day, Ryder—2.

Excused: Senator Durkan—1.

ENGROSSED HOUSE BILL NO. 125, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Ridder moved that the Senate do now consider the report of the Free Conference Committee on House Bill No. 554.

POINT OF ORDER

Senator Guess: "Point of order. I would like to know how we have before us a report of the Free Conference Committee when they haven't had a meeting and of which I was a member?"

Senator Woodall: "Further point of order. The Constitution states no committee shall meet during the session unless excused by the body so to do."

Senator Greive: "That is not the Constitution, it is Rule 47 of our Rules and I will move that the rules be suspended and the committee be permitted to meet."

The motion by Senator Greive carried.

REPORT OF FREE CONFERENCE COMMITTEE

March 26, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred HOUSE BILL NO. 554, authorizing superintendent of public instruction to reduce required school year, have had the same under consideration, and we recommend that HOUSE BILL NO. 554 be amended as follows:

On page 2, beginning on line 28 strike all of section 4 and insert:

"NEW SECTION. Sec. 4. This 1969 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On page 1, section 1, line 19, after "districts" and before "to" insert "for the 1968-1969 school year"

On page 2, section 2, line 5, after "districts" and before "to" insert "for the 1968-1969 school year"

Signed by: Senators, Ridder, Odegaard, Guess; Representatives Cunningham, Kopet, Haussler.

It was moved by Senator Ridder that the report of the Free Conference Committee on House Bill No. 554 be adopted.

POINTS OF INQUIRY

Senator Uhlman: "Would Senator Andersen yield to a question? Senator Andersen, I heard your comments earlier that your district stood to lose a substantial amount of money if this doesn't pass by Friday but you didn't state why. Could you tell me in my own interests why this is so?"

Senator Andersen: "I don't believe I said it stands to lose a good deal of money. I think I said it stands to get completely fouled up. The point is if the bill is going to do any good, it has to be passed now. If we delay it and don't have the emergency clause on or if we don't get it passed this week, we will just get the spring vacation schedule fouled up and the other schedules fouled up and it is a matter mostly of comity with the district. They have relied on the bill and I think many of the school districts have and having relied on it and we having passed it, we just want to give them the benefit of it. That is the best I can answer, Senator Uhlman. I did not intend to mean that it was a critical financial problem for the district because it isn't that at all."

Senator Metcalf: "Would Senator Guess or Senator Ridder yield to a question? I will just direct the question to either one, whoever wishes to answer it. Senator Guess said a minute ago that he had not been advised of the meeting of the Conference Committee and I looked at the amendments I don't have any opposition, but I just wonder about what has happened here. Did you have your meeting? Was Senator Guess present?"

Senator Ridder: "Well, I think in all frankness I should answer. Senator Guess let it be known this morning that he wasn't going to sign the conference report and was not going to take part in the deliberation and this is one of those things. Now, I think that is explanation enough."

Senator Guess: "I said that I would not sign the conference report and I stated my objection on the floor and the powers of Free Conference were given through the body and to the committee and I was not asked whether or not I wanted to attend the Free Conference. I had it in mind that I was going to sign the Free Conference report because of the remarks that were made on this floor by Senator Andersen. I think that it is an irresponsible act by the committee of not informing me that the meeting was being held."

The motion was carried and the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 554, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senator Lewis (Brian)—1.

Absent or not voting: Senators Day, Guess, McCutcheon, Peterson (Ted)—4.

Excused: Senator Durkan—1.

HOUSE BILL NO. 554, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Odegaard, House Bill No. 554 as amended by the Free Conference Committee was ordered immediately transmitted to the House.

HOUSE BILL NO. 444, by Representatives Wolf, DeJarnatt and Mahaffey:

Providing advancement of expenses of school directors.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, House Bill No. 444 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 444, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Day, McCutcheon, Peterson (Ted)—3.

HOUSE BILL NO. 444, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 721, by Representatives Leland, Garrett and Berentson:

Providing for highway construction planning and priority.

The bill was read the second time by sections.

On motion of Senator Faulk, the following amendments by Senators Faulk, Huntley, Bailey and Washington were adopted:

On page 3, section 3, line 15, after "vise" and before "a long" insert "*after consultation with the joint committee on highways*"

On page 4, section 4, line 28, after "revise" and before "a" insert "*after consultation with the joint committee on highways*"

On motion of Senator Washington, the rules were suspended, House Bill No. 721, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCormack: "Would Senator Washington yield to a question? Senator Washington, you talk about categories of highways, now how are these established? Who establishes the categories?"

Senator Washington: "The interstate system is established by the federal government, the principle major collector and others are established by the highway commission."

Senator McCormack: "Now Senator Washington, do the legislators have anything to say about what the categories of given highways shall be?"

Senator Washington: "No, the legislature will not determine the categories of the highways under the new proposal nor did they determine the categories under the old proposal, except that in the principle category we did state that the principle category would go from cities of 20,000 or more, so to that extent the legislature did determine the location of the principle category of highways."

Senator McCormack: "Except for that then, the representatives of the people have nothing to say about that the categories of these highways are? Then as a result of that, what the building schedule will be?"

Senator Washington: "This is correct. This is a function which was given to the highway commission generally when we passed the highway commission act. It is a duty which was given to them under the priority programming act of 1962."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 721, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard,

Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—45.

Absent or not voting: Senators Day, Durkan, McCutcheon, Woodall—4.

HOUSE BILL NO. 721, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 303, by Committee on Public Health and Welfare:

Implementing law relating to reports of child abuse.

The bill was read the second time by sections.

Senator Uhlman moved adoption of the following amendment:

On page 3, section 3, line 8, after "he" and before "report" strike "may" and insert "shall"

POINTS OF INQUIRY

Senator Atwood: "Would Senator Uhlman yield to a question? Senator Uhlman, what if a doctor or the teacher does not report under the mandatory, what are the penalties for failing to make a report?"

Senator Uhlman: "I would have to yield to Senator Stortini on this."

Senator Atwood: "My question is this. If you mandate the requirement of giving a report on a child abuse situation, what if the doctor or the teacher or the public assistance social worker does not make a report. What is the penalty?"

Senator Stortini: "There isn't any penalty at the present time, Senator."

Senator Atwood: "My next question is, do you have a proposed amendment on the Secretary's desk that says they are guilty of a misdemeanor or gross misdemeanor if they don't file a report?"

Senator Uhlman: "In answer to your question, Senator, I do not. It is not my intention to place this kind of a criminal burden on the reporter. However, by the amendments and saying that they shall do it, what we are really going to do is to again take them off the hook so they can say 'I have to do it'. We have passed other laws mandating certain actions without direct penalty. As a matter of fact, our own reporting procedure for campaigning, primary funds for many, many years had no penalty at all and that is why nobody complied with it but we should have filed campaign expenditure reports."

MOTION

On motion of Senator Stortini, Engrossed Substitute House Bill No. 303, House Bill No. 222 and House Bill No. 224 were ordered to hold their place on second reading calendar for Thursday, March 27, 1969.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 242,

SENATE BILL NO. 257,

SENATE BILL NO. 290,

SENATE BILL NO. 353,

SENATE JOINT MEMORIAL NO. 7.

SECOND READING

HOUSE BILL NO. 387, by Representatives Kopet, Conner and North (by departmental request):

Creating an alcoholism advisory board.

The bill was read the second time by sections.

On motion of Senator Greive, the following amendments were adopted:

On page 1, section 1, line 6, after "director" and before the comma insert "and the lieutenant governor"

On page 1, section 1, line 7, after "and" and before "members" strike "fifteen" and insert "fourteen"

On page 2, section 3, line 3, after "health" and before "shall" insert "and the lieutenant governor"

On page 2, section 3, line 7, after "health" and before "shall" insert "and the lieutenant governor"

On motion of Senator Greive, the rules were suspended, House Bill No. 387, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 387, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Day, Durkan, McCutcheon—3.

HOUSE BILL NO. 387, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Odegaard, the Senate returned to the sixth order of business.

On motion of Senator Odegaard, Senate Bill No. 758 was referred to the Committee on Natural Resources, Fisheries and Game from the Committee on State Government.

At 3:30 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, March 27, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FOURTEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, March 27, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Greive, Talley and Uhlman.

The Color Guard, consisting of Pages Jay Reese, Color Bearer, and Diane Downing, presented the Colors. Reverend Dennis A. Wood, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Let us pray, heavenly Father, help us to represent the people, to have patience with one another and let us listen to what each other has to say. This we ask through Your Son our Lord, Jesus Christ. Amen."

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

REPORTS OF STANDING COMMITTEES

March 25, 1969.

SENATE BILL NO. 76, extending urban renewal provisions to all counties (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 77, authorizing self liquidation of urban renewal costs (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Peterson (Lowell), Peterson (Ted), Pritchard, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 78, authorizing tax abatement in urban renewal areas for certain low income families (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 79, relocating displaced of urban renewal projects (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 284, specifying highway hearing procedures (reported by Committee on Highways):

MAJORITY recommendation: That Substitute Senate Bill No. 284 be substituted therefor and that substitute bill do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Elicker, Faulk, Foley, Guess, Herr, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 371, providing for revision of city officials' compensation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 374, revising rates and distribution of interest on delinquent taxes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Connor, Dore, Faulk, Foley, Huntley, Lewis (Harry), McCormack, Mardesich, Metcalf, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 392, broadening governor's powers to handle public disorders and providing specific penalties for unlawful conduct during disorder (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 490, providing for mass public transportation (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Connor, Cooney, Day, Dore, Greive, Lewis (Harry), Marquardt, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SENATE BILL NO. 663, relating to bid requirements on public works (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 754, establishing a drug testing laboratory at the University of Washington (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Holman, Huntley, McCormack, Ryder, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 757, providing for a program in detection of cystic fibrosis (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Keefe, Newschwander, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

SUBSTITUTE HOUSE BILL NO. 33, relating to meat inspection (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 10, 1969.

HOUSE BILL NO. 155, establishing motor vehicle gross weight fees for farm trucks (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Bailey, Connor, Donohue, Elicker, Faulk, Foley, Guess, Herr, Huntley, Knoblauch, McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

ENGROSSED HOUSE BILL NO. 261, reorganizing and clarifying the law on consolidation of cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

ENGROSSED HOUSE BILL NO. 305, providing remedies for discharging oil into state waters (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

ENGROSSED HOUSE BILL NO. 408, providing subsidies for special juvenile probation programs (reported by Committee on Public Institutions):

Recommendation: Do pass as amended.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

HOUSE BILL NO. 410, constituting the traffic safety commission (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Bailey, Connor, Donohue, Elicker, Faulk, Foley, Herr, Huntley, Knoblauch, McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

HOUSE BILL NO. 465, providing for placement of residents of state residential schools in group homes (reported by Committee on Public Institutions):

Recommendation: Do pass as amended.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

SUBSTITUTE HOUSE BILL NO. 592, increasing compensation of fire commissioners (reported by Committee on Cities, Towns, and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

ENGROSSED HOUSE BILL NO. 635, permitting state colleges and universities to create student loan funds to facilitate federal aid programs (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Holman, Huntley, McCormack, Ryder, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

HOUSE JOINT MEMORIAL NO. 17, requesting federal funds for improving North Cascades Park (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Harry), Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 26, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill entitled:

SENATE BILL NO. 750: Providing for expenses of the legislature and members' mileage subsistence.

Sincerely,

JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

March 26, 1969.

Mr. President: The House has passed:

SUBSTITUTE HOUSE BILL NO. 116,

ENGROSSED SUBSTITUTE HOUSE BILL NO. 421,

HOUSE BILL NO. 529,

HOUSE JOINT MEMORIAL NO. 15,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 26, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on HOUSE BILL NO. 554 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Assistant Chief Clerk.

March 27, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 125,

HOUSE BILL NO. 128,

HOUSE BILL NO. 332,

HOUSE BILL NO. 444,

HOUSE BILL NO. 554,

HOUSE BILL NO. 774,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 760, by Senator Twigg:

An Act relating to chattel liens; and amending section 5, chapter 72, Laws of 1905 and RCW 60.08.060.

Referred to Judiciary Committee.

SENATE BILL NO. 761, by Senators Walgren and Uhlman:

An Act relating to public and pension funds; amending section 1, chapter 6, Laws of 1951 and RCW 33.52.010; amending section 8, chapter 155, Laws of 1965 as amended by section 3, chapter --, Laws of 1969 (ESB 182), and RCW 41.40.071; and amending section 20, chapter 80, Laws of 1947, as last amended by section 2, chapter 81, Laws of 1965 ex. sess., and RCW 41.32.200.

Referred to Committee on State Government.

SENATE BILL NO. 762, by Senators Atwood and Ryder (by executive request):

An Act relating to state government; redesignating the planning and community affairs agency as the department of community affairs and development; prescribing its composition, powers, duties and functions; authorizing the governor to transfer certain programs thereto; amending section 1, chapter 74, Laws of 1967 and RCW 43.63A.010; amending section 2, chapter 74, Laws of 1967 and RCW 43.63A.020; amending section 3, chapter 74, Laws of 1967 and RCW 43.63A.030; amending section 4, chapter 74, Laws of 1967 and RCW 43.63A.040; amending section 6, chapter 74, Laws of 1967 and RCW 43.63A.060; amending section 8, chapter 74, Laws of 1967 and RCW 43.63A.080; amending section 10, chapter 74, Laws of 1967 and RCW 43.63A.100; amending section 11, chapter 74, Laws of 1967 and RCW 43.63A.110; amending section 12, chapter 74, Laws of 1967 and RCW 43.63A.120; amending section 13, chapter 74, Laws of 1967 and RCW 43.63A.130; adding new sections to chapter 1, Laws of 1961, and to chapter 41.06 RCW; adding new sections to chapter 74, Laws of 1967 and to chapter 43.63A RCW; repealing section 2, chapter 14, Laws of 1965 and RCW 43.06.110; repealing section 5, chapter 74, Laws of 1967 and RCW 43.63A.050; repealing section 7, chapter 74, Laws of 1967 and RCW 43.63A.070; repealing section 9, chapter 74, Laws of 1967 and RCW 43.63A.090; repealing section 25, chapter 37, Laws of 1957 and RCW 49.60.300; and declaring an effective date.

Referred to Committee on State Government.

SENATE JOINT MEMORIAL NO. 12, by Senators Sandison, Durkan and Atwood:

Requesting increase appropriation for higher education student aid.

Referred to Committee on Higher Education and Libraries.

SUBSTITUTE HOUSE BILL NO. 116, by Judiciary Committee:

An Act relating to crimes and criminal procedures; adding new sections to chapter 28, Laws of 1959 and to chapter 72.50 RCW; and prescribing penalties.

Referred to Judiciary Committee.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 421, by Committee on Education and Libraries:

An Act relating to education; authorizing school districts to lease school buses to any other school districts; amending section 2, chapter 68, Laws of 1955 as last amended by section 1, chapter 12, Laws of 1967 and section 1, chapter 29, Laws of 1967 ex. sess. and RCW 28.58.100; adding a new section to chapter 28.04 RCW; amending section 28A.24.055, chapter --, Laws of 1969 (HB 58) and RCW 28A.24.055; adding a new section to chapter 28A.04 RCW; and providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Title 28A RCW if such title shall be enacted; and declaring an emergency.

Referred to Committee on Education.

HOUSE BILL NO. 529, by Representatives Sprague, Farr and Chatalas:

An Act relating to lost instruments; and amending section 43.08.066, chapter 8, Laws of 1965 as amended by section 2, chapter 61, Laws of 1961 ex. sess. and RCW 43.08.066. Referred to Judiciary Committee.

HOUSE JOINT MEMORIAL NO. 15, by Representatives Veroske, Hawley, Kink, Smythe and Flanagan:

Memorializing Congress for funds for Columbia River Fishery Development Program. Referred to Committee on Natural Resources, Fisheries and Game.

MOTIONS

On motion of Senator Bailey, House Bill No. 222, House Bill No. 224, Senate Bill No. 204 and Senate Bill No. 411 were ordered held for second reading calendar, Friday, March 28, 1969.

On motion of Senator Woodall, Senate Bill No. 168 was ordered to hold its place on the second reading calendar for Friday, March 28, 1969.

On motion of Senator Bailey, Engrossed Substitute House Bill No. 303 was placed on today's second reading calendar immediately following Engrossed House Bill No. 148.

SECOND READING

ENGROSSED HOUSE BILL NO. 147, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

Relating to preemptory challenges in criminal cases.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 147 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 147, and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Voting nay: Senators Metcalf, Newschwander—2.

Absent or not voting: Senators Dore, Durkan, Greive, Lewis (Brian), Stender, Talley, Uhlman—7.

ENGROSSED HOUSE BILL NO. 147, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President has signed:
HOUSE BILL NO. 125,
HOUSE BILL NO. 128,
HOUSE BILL NO. 332,
HOUSE BILL NO. 444,

HOUSE BILL NO. 554,
HOUSE BILL NO. 774.

MOTION

On motion of Senator Bailey, Senators Greive and Uhlman were excused.

HOUSE BILL NO. 148, by Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request):

Relating to peremptory challenges in civil cases.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 148 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 148, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senators Metcalf, Newschwander—2.

Absent or not voting: Senators Day, Durkan, Pritchard, Talley—4.

Excused: Senators Greive, Uhlman—2.

HOUSE BILL NO. 148, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 303, by Committee on Public Health and Welfare:

Implementing law relating to reports of child abuse.

MOTION

On motion of Senator Bailey, Engrossed Substitute House Bill No. 303 was ordered placed immediately following Senate Bill No. 538 on today's second reading calendar.

ENGROSSED HOUSE BILL NO. 191, by Representatives Swayze, King and Chapin:
Establishing justice court commissioner procedures.

REPORT OF STANDING COMMITTEE

March 21, 1969.

ENGROSSED HOUSE BILL NO. 191, establishing justice court commissioner procedures (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 13, after "Benton," and before "; Chelan" strike "four" and insert "[four] two"

On page 2, beginning on line 25, strike all of section 4 and renumber the remaining sections consecutively.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Foley, Gissberg, Holman, McCormack, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendments were adopted.

On motion of Senator Huntley, the following amendment was adopted:

On page 1, section 1, line 17, after "Lincoln," strike "four" and insert "[four] two"

On motion of Senator Uhlman, the following amendment to the title was adopted:

On line 3 of the title, before "34 and 43" strike "32," and on line 5 after ".040," and before "3.42.040" strike "3.42.020."

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 191, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 191, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall-43.

Absent or not voting: Senators Day, Matson, Pritchard, Talley-4.

Excused: Senators Greive, Uhlman-2.

ENGROSSED HOUSE BILL NO. 191, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 159, by Representatives Ceccarelli, Charette and Murray:

Allowing 18 to 21 year old employees of grocery stores to sell beer or wine.

The bill was read the second time by sections.

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 159 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 159, and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Elicker, Faulk, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Stender, Stortini, Twigg, Walgren, Williams, Wilson-28.

Voting nay: Senators Canfield, Dore, Durkan, Foley, Gissberg, Greive, Guess, Huntley, Keefe, McCutcheon, Mardesich, Marquardt, Metcalf, Peterson (Ted), Sandison, Uhlman, Washington, Woodall-18.

Absent: Senators Matson, Pritchard, Talley-3.

ENGROSSED HOUSE BILL NO. 159, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Bailey, Senator Talley was excused.

On motion of Senator Atwood, Senator Lewis (Brian) was excused.

At 10:35 a.m., on motion of Senator Bailey, the Senate recessed until 11:10 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:10 a.m.

SENATE BILL NO. 538, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

Representing employee organization in community colleges.

The bill was read the second time by sections.

Senator Ridder moved adoption of the following amendment by Senators Durkan and Ridder:

On page 2, section 2, line 7, after "staff;" insert "*PROVIDED, That the employee organization may include or exclude administrative staff, or any portion of the administrative staff.*"

POINT OF INQUIRY

Senator Ridder: "Would Senator Sandison yield to a question? Senator Sandison, as the bill is now written, Seattle Community College could have its method of selecting negotiations group and so could other community colleges. In other words, they could have their way as to whom they wanted to exclude or include?"

Senator Sandison: "That is correct. This is purely a local option. We are trying to keep the community college, as much as possible responsible for the local area and to local thinking."

Senator Ridder: "If this is guaranteed then there is no need for the amendment."

The motion failed and the amendment was not adopted.

There being no objection, Senator Ridder withdrew the second amendment by Senators Durkan and Ridder.

Senator Ridder moved adoption of the following amendment by Senators Durkan and Ridder:

On page 4, section 6, line 2, beginning with the word "Nothing," strike the remainder of the sentence through the end of the section on line 5, and substitute the following:

"Nothing in this act shall be construed to annul or modify, or to preclude the renewal or continuation of, any lawful agreement heretofore entered into between any college or college district and any representative of its employees. Boards of trustees may enter into written contracts consistent with law with the respective employee organization entitled to represent the academic faculty pursuant to section 3 of this act."

Debate ensued.

MOTION

Senator Newschwander moved that the amendment be laid upon the table.

Senator Ridder demanded a roll call and the demand was sustained by Senators Dore, Washington, Gissberg, Odegaard, McCutcheon, Bailey, Greive, Foley, Metcalf, Newschwander and Faulk.

ROLL CALL

The Secretary called the roll on the motion by Senator Newschwander and the amendment by Senators Durkan and Ridder was laid upon the table by the following vote: Yeas, 30; nays, 17; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue,

Elicker, Faulk, Guess, Herr, Holman, Huntley, Keefe, Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Williams, Wilson, Woodall-30.

Voting nay: Senators Bailey, Dore, Durkan, Foley, Gissberg, Greive, Henry, Knoblauch, McCutcheon, Mardesich, Metcalf, Odegaard, Ridder, Stortini, Uhlman, Walgren, Washington-17.

Excused: Senators Lewis (Brian), Talley-2.

There being no objection, Senator Ridder withdrew the fourth amendment by Senators Durkan and Ridder.

Senator Ridder moved adoption of the following amendment by Durkan and Ridder:

On page 2, section 3, beginning on line 29 after "NEW SECTION. Sec. 3.," strike the remainder of the section through the period on line 17 of page 3 and substitute the following:

"There is added to chapter 8, Laws of 1967 ex. sess. and to chapter 28.85 RCW a new section to read as follows:

"Representatives of an employee organization, which organization shall, by secret ballot, have won a majority in an election to represent the academic faculty of the community college, shall have the right, after using established administrative channels, to meet, confer, and negotiate with the board of trustees of the community college or a committee thereof to communicate the considered professional judgment of the academic faculty and to reach an agreement prior to the final adoption by the board of proposed college policies related to, but not limited to, curriculum, textbook selection, in-service-training, student teaching programs, academic freedom policies, hiring and assignment practices, grievance procedures, leaves of absence, salaries and salary schedules, budgets and non-instructional duties."

POINTS OF INQUIRY

Senator Washington: "Would Senator Ridder yield to a question? Senator Ridder, the material contained in amendment five, my question is whether these rights are now presently within the contract which the teachers of community colleges have with the college?"

Senator Ridder: "Under the professional negotiations act as it now is written we have this right and in our school district we use it. The school board comes to us and they say 'we are going to do such and such a thing'. In fact when I was president of our organization I received a letter before each school board meeting describing what was going to be taken up, what the agenda was and we had our right to have a little meeting and discuss beforehand so that we could iron these things out. Is that the answer to your question?"

Senator Washington: "No, my question was, do the present teachers of community colleges have this power?"

Senator Ridder: "Under the professional negotiations act of 1965, they would have this right."

Senator Gissberg: "Would Senator Ridder yield? Senator Ridder, typically for what length of time do these contracts run?"

Senator Ridder: "Essentially a contract runs until a new negotiating force would renegotiate which would be every year. Essentially as I see the law, the thing continues until a new body is drawn up to overthrow what contract has been written by that group and we have not had consecutive elections of new groups because our one group has been sufficient and has not changed radically in, shall we say, make up."

Senator Gissberg: "For instance a contract that is in effect with your community college that you represent, do you know for what the length of time that contract runs?"

Senator Ridder: "I would say this would be up to the people who drew the contract. To my knowledge it is one year."

Debate ensued.

Senator Gissberg: "Will Senator Atwood yield to a question? Senator Atwood, having reference to page 3, line 4, that you just quoted of the bill as now drawn and comparing that language with the amendment that is being offered by Senators Durkan and Ridder, would you say that the language in the present bill without the amendment does in fact encompass all of the things that are written into the amendment that is proposed by Senators Durkan and Ridder?"

Senator Atwood: "I would think that it more than covers. Probably there are some of them that aren't delineated in that amendment that would be covered in the bill as written. I don't know if there are any pages on this but the language in the bill is extremely broad and I can't see why they want to strike all that and delineate item by item. The sponsors of the amendment have itemized a whole series of things and most of them I think, if not all, are encompassed, maybe one of two wouldn't, but in-service training, student teaching program, the academic freedom policy, are all personnel matters I would think, clearly.

"The ones that may be questionable would be leaves of absence, salaries and salary schedules and budgets and non-instructional duties which are all personnel matters, so I'm not sure which ones they want to add to the bill. They have delineated them now and I think it is cutting down the scope on what is to be considered."

Senator Gissberg moved adoption of the following amendment to the fifth amendment by Senators Durkan and Ridder:

Amend the fifth amendment by striking "*and to reach an agreement prior to the final adoption by the board*"

POINT OF INQUIRY

Senator Holman: "Would Senator Gissberg yield to a question? Senator Gissberg, in your amendment to the amendment you would strike the portion about reaching an agreement prior to final adoption by the board and I am wondering if you do that and you still leave in the word 'negotiate' in the fifth line of the amendment, if you have really accomplished what you set out to do because as I interpret the word 'negotiate' it means just that to sit down and negotiate an agreement between two sides. It seems to me that your amendment to the amendment really doesn't change the intent very much."

Senator Gissberg: "I think you are probably right but in sitting out here on the floor and trying quickly to get an amendment drawn before we get to the vote, it becomes difficult and I think that that could properly be the subject of another amendment. To strike 'negotiate' and put in the word 'communicate' or 'discuss' in lieu of 'negotiate' and I think that would do that. I still believe that the question of my intent is to allow communication, discussion of ideas between the employees and the board and if my amendment to the amendment is adopted, I will propose a further amendment to strike the word 'negotiate' and include the word 'communicate'."

MOTION

Senator McCormack moved that the amendment and the amendment to the amendment be laid upon the table.

The motion carried.

There being no objection, Senator Ridder withdrew the sixth amendment by Senators Durkan and Ridder.

There being no objection, Senator Durkan withdrew the seventh and eighth amendments by Senators Durkan and Ridder.

On motion of Senator Mardesich, the following amendment was adopted:

On page 4, section 6, line 5, after "personnel" and before the period insert "during the term of such contract but in no event shall such agreement have force and effect after June 30, 1970"

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 538 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 538, and the bill passed the Senate by the following vote: Yeas, 38; nays, 9; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Williams, Wilson, Woodall—38.

Voting nay: Senators Cooney, Durkan, Foley, Greive, Odegaard, Ridder, Uhlman, Walgren, Washington—9.

Excused: Senators Lewis (Brian), Talley—2.

ENGROSSED SENATE BILL NO. 538, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 303, by Committee on Public Health and Welfare:

Implementing law relating to reports of child abuse.

The Senate resumed consideration of Engrossed House Bill No. 303 on second reading.

MOTION

On motion of Senator Uhlman, there being no objections, his pending amendment was withdrawn.

On motion of Senator Stortini, the rules were suspended, Engrossed Substitute House Bill No. 303 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 303, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Lewis (Brian), Talley—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 303, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 556, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

Providing tenure and leave provisions for community colleges.

The bill was read the second time by sections.

Senator Metcalf moved adoption of the following amendment:

On page 4, section 10, line 23 insert a new section 10 as follows:

“NEW SECTION. Sec. 10. Sufficient cause shall include, but not be limited to, participation during a time of riot or severe campus unrest in any activity disrupting the educational process.”

Renumber section 10 as section 11.

Renumber the remaining sections consecutively.

Debate ensued.

The motion carried and the amendment was adopted.

Senator Metcalf moved adoption of the following amendment:

On page 10 following old section 23, add a new section as follows:

“NEW SECTION. Sec. 25. Sufficient cause shall include, but not be limited to, participation during a time of riot or severe campus unrest in any activity disrupting the educational process.”

Renumber old section 24 as section 26.

Renumber the remaining section consecutively.

Debate ensued.

The motion carried and the amendment was adopted.

Senator Odegaard moved adoption of the following amendments:

On page 2, section 3, line 25, strike “without” and insert “with sufficient”

On page 4, section 9, line 21, after “dismissed” strike “prior to the written terms of the appointment”

On page 8, section 17, line 17, strike “without” and insert “with sufficient”

On page 10, section 23, line 13, after “dismissed” strike “prior to the written terms of the appointment”

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Ridder, Metcalf, Uhlman, Odegaard, Donohue, Washington, Stortini, Knoblauch, Ridder and Walgren.

ROLL CALL

The Secretary called the roll. The motion by Senator Odegaard was lost and the amendments were not adopted by the following vote: Yeas, 15; nays, 30; absent or not voting, 2; excused, 2.

Voting yea: Senators Bailey, Cooney, Day, Dore, Foley, Gissberg, Greive, Herr, Knoblauch, McCutcheon, Odegaard, Ridder, Stortini, Uhlman, Walgren—15.

Voting nay: Senators Andersen, Atwood, Canfield, Connor, Donohue, Elicker, Faulk, Guess, Holman, Huntley, Keefe, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Washington, Williams, Wilson, Woodall—30.

Absent or not voting: Senators Durkan, Henry—2.

Excused: Senators Lewis (Brian), Talley—2.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

SECOND READING

SENATE BILL NO. 556, by Senators Sandison, Durkan and Peterson (Ted) (by departmental request):

Providing tenure and leave provisions for community colleges.

The Senate resumed consideration of Engrossed Senate Bill No. 556 on second reading.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 556 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 556, and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Twigg, Washington, Wilson—38.

Voting nay: Senators Durkan, Foley, Odegaard, Ridder, Uhlman, Walgren, Williams—7.

Absent or not voting: Senators McCutcheon, Woodall—2.

Excused: Senators Lewis (Brian), Talley—2.

ENGROSSED SENATE BILL NO. 556, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Sandison, Engrossed Senate Bill No. 556 and Engrossed Senate Bill No. 538 were ordered immediately transmitted to the House.

SUBSTITUTE SENATE BILL NO. 323, by Committee on Commerce and Regulatory Agencies:

Regulating professional licensing examinations.

The bill was read the second time by sections.

On motion of Senator Keefe, the following amendment was adopted:

On page 3, section 4, line 18, after "of [nine]" strike "fifteen" and insert "ten"

On motion of Senator Day, the following amendment was adopted:

On page 12, section 23, line 27, after "state" strike "having equal requirements of this chapter, and insert "[having equal requirements of this chapter,]"

On motion of Senator Mardesich, the rules were suspended, Engrossed Substitute Senate Bill No. 323 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Newschwander: "Would Senator Mardesich yield to a question? Senator Mardesich, just for the record I would like to ask, sections 8, 9 and 10 of this bill vary a little bit from Senate Bill No. 207 in regards to certain aspects of dental fees. This bill if passed by the Senate and the House and becomes law and being subsequent to Senate Bill No. 207, would this have priority then over Senate Bill No. 207?"

Senator Mardesich: "Yes, it is our intention and our intent that this bill being a subsequent bill will take precedence and the fees will be as this bill states."

Senator Newschwander: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 323, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators McCormack, McCutcheon—2.

Excused: Senators Lewis (Brian), Talley—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 323, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 169, by Senator Gissberg (by Legislative Council request):
Prescribing procedures and requirements for platting subdivisions.

MOTION

On motion of Senator Mardesich, Substitute Senate Bill No. 169 was substituted for Senate Bill No. 169 and the substitute bill was placed on second reading.

Substitute Senate Bill No. 169 was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 4, section 4, line 3, after "lot is" strike "in excess of" and after "twenty acres" and before "and not" insert "or more"

On motion of Senator Gissberg, the rules were suspended, Engrossed Substitute Senate Bill No. 169 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill

No. 169, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Herr, McCormack, McCutcheon—3.

Excused: Senators Lewis (Brian), Talley—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 169, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 490, by Representatives Hoggins, Richardson and Chatalas:

Implementing contractual rights of school district certificated employees and employees of county and intermediate district superintendents and boards.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 490 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 490, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Henry, McCormack, McCutcheon, Matson—4.

Excused: Senator Talley—1.

ENGROSSED HOUSE BILL NO. 490, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 256, by Senators Atwood, Foley, Mardesich and Andersen:

Prohibiting creation of funds and accounts outside of the state treasury.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 256 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Atwood yield? Senator Atwood, I am sure this is a good bill but I would like to have you define the phrase in line 6 'no state agency', so we can understand this does not include some of these farm organizations which are living on their own money. We have had this out several years in the past and I wanted to be sure there was no misunderstanding on this definition."

Senator Atwood: "You are correct. These are direct state agencies and not talking about anything else."

Senator Canfield: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 256, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Henry, Uhlman—2.

Excused: Senators McCormack, Talley—2.

SENATE BILL NO. 256, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Bailey, Senator McCormack was excused.

SENATE BILL NO. 498, by Senators Elicker, Wilson and Herr (by departmental request):

Relating to county budgets.

The bill was read the second time by sections.

On motion of Senator Elicker, the rules were suspended, Senate Bill No. 498 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 498, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Henry—1.

Excused: Senators McCormack, Talley—2.

SENATE BILL NO. 498, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 334, by Senators Canfield and Donohue:

Providing for collection of glass containers on highways.

On motion of Senator Canfield, Substitute Senate Bill No. 334 was substituted for Senate Bill No. 334 and the substitute bill was placed on second reading and read the second time by sections.

Senator Canfield moved adoption of the following amendment:

On page 2, section 4, line 15, after "waters" strike all the material down to "except" on line 16 and insert "[less than ten feet in depth immediately adjacent to any public beach]"

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Canfield yield to a question? Senator Canfield, how would this affect pleasure boaters in Puget Sound who drop a sandwich wrapper overboard. Would he be subject to a one hundred dollar fine under the provisions of your amendment?"

Senator Canfield: "Supposing you were out in your boat and you spit in the water, would you be subject to a one hundred dollar fine? This is referring to bottles particularly and that is what we have in mind in this case."

The motion carried and the amendment was adopted.

On motion of Senator Canfield, the rules were suspended, Engrossed Substitute Senate Bill No. 334 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 334, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators McCormack, Talley—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 334, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 285, by Senators Donohue, Peterson (Lowell) and Huntley:
Establishing SSH No. 3G (Steptoe Canyon).

REPORT OF STANDING COMMITTEE

March 18, 1969.

SENATE BILL NO. 285, establishing SSH No. 3G (Steptoe Canyon) (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 11, after "Clarkston" and before the semicolon, insert "":
PROVIDED, That until such time as secondary state highway No. 3G between Colton and Clarkston is actually constructed on the location adopted by the highway commission no existing county roads shall be maintained or improved by the highway commission as a temporary route of said secondary state highway No. 3G"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Faulk, Foley, Herr, Huntley, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Ridder, Stender.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 285 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Washington: "Would Senator Huntley yield to a question? Senator Huntley, this particular roadway or major portion of it is going to be in Whitman county and you understand that the major reason for placing this on the system is to allow the U.S. Corps of Engineers to build the stretch which is along the Snake River. Is it your general understanding that the section from Colton in Whitman county to the Snake River in all

probability will not receive funds and be constructed for a substantial period of time from now?"

Senator Huntley: "Senator Washington, I would assume that it would have to take its rightful place in the priority array which would be established by the highway commission and from the traffic that is on it at the present time, I would imagine it would be quite awhile before it would be placed in a category to receive any funds."

Senator Washington: "I wonder if Senator Donohue would yield to a question? Senator Donohue, you made it very clear in your remarks on the bill that you understood that it would very probably be a substantial period of time from now before the section of highway from the Snake River to Colton is built but since that doesn't go into the record, I wanted to make it clear that you do understand that that would be the general situation."

Senator Donohue: "I think you have made it very clear Senator."

Senator Washington: "And you do agree with this?"

Senator Donohue: "I do concur with this."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 285, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Voting nay: Senator Andersen—1.

Excused: Senator Talley—1.

ENGROSSED SENATE BILL NO. 285, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 599, by Senators Foley and Woodall:
Pertaining to pooling of collateral to secure deposits of public funds.

MOTION

On motion of Senator Woodall, Senate Bill No. 599 was ordered to hold its place on the second reading calendar for Friday, March 28, 1969.

SENATE BILL NO. 443, by Senators Durkan, Gissberg, Odegaard and Twigg:
Establishing treatment center for alcoholic, narcotic and dangerous drug abuse.

REPORT OF STANDING COMMITTEE

March 2, 1969.

SENATE BILL NO. 443, establishing treatment center for alcoholic, narcotic and dangerous drug abuse (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 6, strike "alcoholic,"

On page 1, section 2, lines 10 and 11, after "to" strike "alcoholic abuse or"

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Day, Donohue, Greive, Lewis (Harry), Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Twigg, Walgren, Washington, Williams, Wilson.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 443 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 443, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Newschwander—1.

Absent: Senators Matson, Pritchard—2.

Excused: Senator Talley—1.

ENGROSSED SENATE BILL NO. 443, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 132, by Senators Peterson (Ted), Dore and Canfield:
Providing penalties for possessing firearms while committing a crime.

REPORT OF STANDING COMMITTEE

March 21, 1969.

SENATE BILL NO. 132, providing penalties for possessing firearms while committing a crime (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 4, after "Section 1." and before "Any" insert "There is added to chapter 9.41 RCW a new section to read as follows:"

On page 2, section 1, line 5, after "officer," and before "disturbing" strike "conspiracy," and on line 5, after "riot," and before "remaining" on line 6, strike "unlawful assembly,"

On page 2, section 1, line 8, after "liberties," and before "soliciting" on line 9, strike "lewdness, contributing to the delinquency or dependency of a minor," and on line 9, after "minor," and before "soliciting" insert "and"

On page 2, section 1, line 9, after "purposes" and before the period on line 10, strike "and vagrancy"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

MOTIONS

On motion of Senator Greive, Engrossed Senate Bill No. 132 was ordered to hold its place on the second reading calendar for Friday, March 28, 1969.

On motion of Senator Greive, Senate Joint Resolution No. 24 and Senate Bill No. 168 were ordered placed on the second reading calendar for Friday, March 28, 1969, in that order.

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

MESSAGE FROM THE HOUSE

March 27, 1969.

Mr. President: The House has passed HOUSE BILL NO. 888, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 888, by Representatives Clark (Newman H.), Harris, Litchman, Bottiger, Francis, Chapin and Smythe:

Relating to the custody of prisoners.

On motion of Senator Greive, the rules were suspended, House Bill No. 888 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 888 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

PERSONAL PRIVILEGE

Senator Uhlman: "Mr. President, I don't think we should let this opportunity go by without noting one thing for the record and that is the Senate bill which had treated the same subject matter exactly did have the foresight to have an emergency clause on. Unfortunately, the chairman of the Judiciary Committee was prevailed upon by the House members to go ahead and pass the House bill. We should have held tight and passed the Senate bill which was an infinitely better bill so we wouldn't have to be doing what we are doing here today."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 888, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Durkan, Gissberg—2.

Excused: Senator Talley—1.

HOUSE BILL NO. 888, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 22, by Senators Bailey, Atwood and Gissberg:

Establishing cutoff dates for consideration of legislative matters.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 22 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 22 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

MOTIONS

On motion of Senator Uhlman, Senate Resolution 1969-EX-10 was referred from the Judiciary Committee to the Senate floor.

Senator Uhlman moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-10

By Senators Uhlman, McCormack and Dore:

WHEREAS, Amidst the world's problems in this Spring of 1969 nothing seems comparable to the human misery and tragic loss of life evident from reports of the Nigerian Civil War, where starvation and disease more often than not followed by death has become the fate of untold humans in areas controlled by the Federal Government and under control of the Biafran authorities; and

WHEREAS, We as citizens of this great State and Nation must in good conscience take

heed of the events in this troubled land and strive to ameliorate the horrendous conditions prevailing there; and

WHEREAS, Operation Outrage, Inc., a national organization with local branches in this State is striving to increase significantly relief to these stricken people; and

WHEREAS, The Honorable Daniel Evans, Governor of this State, is to proclaim the month of April "Biafran Relief Month";

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That this be an expression of the admiration and esteem that this body feels for the determined efforts being made by Operation Outrage, Inc. and the sincere dedicated individuals who are a part thereof in their humanitarian efforts to aid the starving and diseased victims of the Nigerian Civil War; and

BE IT FURTHER RESOLVED, That members of the press, radio and television be made aware of the earnest concern of the Senate in the humanitarian purposes of Operation Outrage, Inc. and the Senate's sincere hope for a most successful outcome of its efforts.

Debate ensued.

The motion carried and the resolution was adopted.

MOTION

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

REPORTS OF STANDING COMMITTEES

March 27, 1969.

SENATE BILL NO. 761, prescribing authorized investments for public pension funds (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 762, establishing department of community affairs and development (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Huntley, Lewis (Harry), Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE JOINT MEMORIAL NO. 12, requesting increase appropriation for higher education student aid (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Lewis (Harry), Ryder, Uhlman, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 3:50 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, March 28, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, March 28, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen and Pritchard.

The Color Guard, consisting of Pages Jeff Dixon, Color Bearer, and Claudia Carlson, presented the Colors. Reverend Dennis A. Wood, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Help us. Amen."

The members of the Senate repeated the Lord's Prayer.

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

REPORTS OF STANDING COMMITTEES

January 30, 1969.

SENATE BILL NO. 217, providing for the licensing of landscape architects (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 468, providing retirement benefits for municipal police departments (reported by Committee on Labor and Social Security):

MAJORITY recommendation: That Substitute Senate Bill No. 468 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 472, providing for register of blind persons (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Cooney, Elicker, Greive, Holman, Keefe, McDougall, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 643, pertaining to state lands reserved for state parks use (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

Recommendation: Do pass as amended.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Mardesich, Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

SENATE BILL NO. 754, providing for a program in detection of cystic fibrosis (reported by Committee on Rules and Joint Rules):

Recommendation: Referred to Committee on Ways and Means—Appropriations.
Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Stender, Williams, Woodall.

MOTION

On motion of Senator Bailey, the committee report was adopted and Senate Bill No. 754, was referred to the Committee on Ways and Means—Appropriations.

March 26, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 31, regulating explosives (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Herr, Matson, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 26, 1969.

HOUSE BILL NO. 172, redefining "child" in industrial insurance act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Herr, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED HOUSE BILL NO. 531, relating to elevators and conveyances in buildings (reported by Committee on Labor and Social Security):

Recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Faulk, Herr, Matson, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

HOUSE BILL NO. 620, allowing statistical sampling to approve certain petitions (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Canfield, Donohue, Holman, Metcalf, Pritchard, Stender, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, March 27, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill entitled:

SENATE BILL NO. 457: Putting dyslexic children within division for handicapped children in office of superintendent of public instruction.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

March 27, 1969.

Mr. President: The House has concurred in the Senate amendment to SUBSTITUTE HOUSE BILL NO. 239, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

March 27, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 721, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 27, 1969.

Mr. President: The House has passed:
 ENGROSSED SENATE BILL NO. 37,
 ENGROSSED SENATE BILL NO. 253,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 SENATE BILL NO. 37,
 SENATE BILL NO. 253.

March 27, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 842, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 27, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 242,
 SENATE BILL NO. 257,
 SENATE BILL NO. 290,
 SENATE BILL NO. 353,
 SENATE JOINT MEMORIAL NO. 7,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 763, by Senators Durkan and Peterson (Ted):
 An Act relating to the Washington public employees' retirement system; adding a new section to chapter 41.40 RCW; and making an appropriation.
 Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 764, by Senators Lewis (Harry), Sandison and Gissberg:
 An Act relating to state government; prescribing powers and duties of the permanent statute law committee; adding new sections to chapter 157, Laws of 1951 and to chapter 1.08 RCW; and declaring an emergency.
 Referred to Committee on State Government.

SENATE BILL NO. 765, by Senators Gissberg, Woodall and Sandison:
 An Act relating to revenue and taxation; amending section 2, chapter 132, Laws of 1967 ex. sess., and RCW 84.36.129.
 Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE JOINT MEMORIAL NO. 13, by Senators Atwood, Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

Expressing condolences to the Eisenhower family.

On motion of Senator Atwood, the rules were suspended, Senate Joint Memorial No. 13 was advanced to second reading and read the second time in full.

On motion of Senator Atwood, the rules were suspended, Senate Joint Memorial No. 13 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 13, and the memorial passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Andersen, Connor, Day, Gissberg—4.

SENATE JOINT MEMORIAL NO. 13, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 842, by Representative Garrett:

An Act relating to cities and towns; granting certain powers to the judges and the justices of the peace in municipal courts, police courts and municipal departments of the justice courts therein; amending section 112, chapter 299, Laws of 1961 and RCW 3.66.010; amending section 35.23.600, chapter 7, Laws of 1965 as amended by section 8, chapter 116, Laws of 1965 ex. sess. and RCW 35.23.600; amending section 35.24.460, chapter 7, Laws of 1965 as last amended by section 12, chapter 116, Laws of 1965 ex. sess. and RCW 35.24.460; and amending section 35.27.530, chapter 7, Laws of 1965 as amended by section 17, chapter 116, Laws of 1965 ex. sess. and RCW 35.27.530.

Referred to Committee on Cities, Towns and Counties.

SENATE RESOLUTION: 1969-EX-14

By Senators Walgren and Elicker:

WHEREAS, Organized team sports provide recognized values in a balanced high school educational program; and

WHEREAS, These values include the development of school spirit and community interest that include, during the spring of every year, state high school basketball championship tournaments for the various size classes of high schools; and

WHEREAS, The Class AA basketball tournament championship game was played on March 22, 1969, at the University of Puget Sound Field House in Tacoma; and

WHEREAS, The Central Kitsap High School Cougars were victorious over the Burlington-Edison Tigers, by a score of 72 to 58;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington recognize the value of team sports in this state's public high school programs, and congratulate the 1969 Central Kitsap High School basketball team, the faculty and administration of the high school, and the citizens of the Central Kitsap School District upon the happy culmination of a most successful basketball season, the success of which is acknowledged to have enhanced united school and community efforts toward the achievement of broad educational goals and inspired Central Kitsap students to higher achievement in all their endeavors.

BE IT FURTHER RESOLVED, That a copy of this resolution be suitably inscribed and transmitted by the Secretary of the Senate to Coach Bob Moawad, Assistant Coach Jim Lindberg, and the Championship Team, Don Thorsen, Bill Damschen, Harley Robinson, Dan Stout, Bill Wells, Ken Adkisson, Walt Goit, Gary Larson, Dennis Murphy, Greg Crane, Jim Turner, John Challman, John Patterson, Manager, and to the student body of Central Kitsap High School as permanent record of this tribute.

On motion of Senator Walgren, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-15

By Senator Uhlman:

WHEREAS, The year 1969 marks the one hundredth anniversary of the granting of a charter to the city of Seattle; and

WHEREAS, The original charter of 1869, an act to incorporate the city of Seattle, was passed by the Washington Territorial House of Representatives on December 1, 1869, and was approved by Alvan Flanders, Governor of Washington Territory, on the following day; and

WHEREAS, The seal of the city of Seattle marks the year 1869; and

WHEREAS, One hundred years ago, the debt limit for the city was set at \$10,000, disbursements for all purposes aggregated \$2065.21, and total municipal income amounted to \$2282.25; and

WHEREAS, It is clear from this and other evidence that during its first hundred years Seattle has made extraordinary strides forward; and

WHEREAS, It is altogether fitting that the Senate formally recognize the centennial of the official beginnings of the state's largest city;

NOW, THEREFORE, BE IT RESOLVED, That the Senate by this resolution commemorate the one hundredth anniversary of the granting of a charter to the city of Seattle and that it extend fullest congratulations to the mayor, the members of the city council, all other public officials, and all citizens of Seattle on the spectacular growth, development, and progress that has occurred there since 1869.

AND BE IT FURTHER RESOLVED, That a copy of this resolution be suitably inscribed and transmitted to the Mayor of Seattle, the Honorable Floyd C. Miller, and to each member of the Seattle city council.

On motion of Senator Uhlman, the resolution was adopted.

MOTION

On motion of Senator Greive, House Bill No. 222, House Bill No. 224 and Senate Bill No. 204, were ordered to hold their place on the second reading calendar for Tuesday, April 1, 1969.

MOTION

On motion of Senator Woodall, Senator Uhlman was excused.

SECOND READING

SENATE BILL NO. 411, by Senators Uhlman, Herr and Atwood (by departmental request):

Authorizing the water pollution control commission to grant loans for water pollution control facilities.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry) the following amendment was adopted:

On page 2, section 1, line 18, after "exceed" strike "eight" and insert "ten"

On motion of Senator Lewis (Brian) the following amendments were adopted:

On page 1, section 1, line 18, after "materials" strike "therefrom" and insert "in a manner conforming to the comprehensive plan of water pollution control and abatement proposed by the agencies and approved by the commission"

On page 1, section 1, beginning on line 24 after "commission" and before the comma, strike all the matter down to and including "foregoing" on page 2, line 4.

MOTION

On motion of Senator Mardesich, Senate Bill No. 411 was placed on today's second reading calendar following Senate Bill No. 157.

SENATE BILL NO. 132, by Senators Peterson (Ted), Dore and Canfield:

Providing penalties for possessing firearms while committing a crime.

The Senate resumed consideration of Senate Bill No. 132 on second reading and the pending committee amendments.

On motion of Senator Peterson (Ted), the committee amendments were adopted.

POINT OF INQUIRY

Senator Woodall: "Would Senator Atwood yield to a question? Senator Atwood, you said that the felonies are not suspendable, they are stayable, are they not?"

Senator Atwood: "I don't know on that, Senator. The way the statute reads it says 'sentence shall not be stayed and suspended' and robbery is excepted. I couldn't be specific. If you want to make these things non-deferrable then you can add it to this particular section."

Senator Lewis (Harry) moved adoption of the following amendment:

On page 2, section 1, line 1, strike all of subsection (4), lines 1 through 13, and renumber subsection (5) as subsection (4)

Debate ensued.

Senators McDougall, Herr and Walgren demanded the previous question.

Senator Herr demanded a roll call on the amendment by Senator Lewis (Harry) and the demand was sustained by Senators Dore, Walgren, Ridder, Donohue, Metcalf, Canfield, Greive, Connor and Peterson (Ted).

ROLL CALL

The Secretary called the roll and the amendment by Senator Lewis (Harry) was not adopted by the following vote: Yeas, 8; nays, 39; absent or not voting, 1; excused, 1.

Voting yea: Senators Atwood, Cooney, Faulk, Gissberg, Greive, Lewis (Harry), Peterson (Lowell), Twigg—8.

Voting nay: Senators Andersen, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Foley, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senator Pritchard—1.

Excused: Senator Uhlman—1.

There being no objection, Senator Lewis (Harry) withdrew his second amendment.

On motion of Senator Peterson (Ted), the rules were suspended, Engrossed Senate Bill No. 132 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 132 and the bill passed the Senate by the following vote: Yeas, 44; nays, 4; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senators Atwood, Faulk, Lewis (Harry), Twigg—4.

Excused: Senator Uhlman—1.

ENGROSSED SENATE BILL NO. 132 having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Henry, Senate Bill No. 599 was ordered to hold its place on the second reading calendar for Monday, March 31, 1969.

SENATE BILL NO. 157, by Senator Washington:

Adopting the highways budget.

On motion of Senator Washington, Substitute Senate Bill No. 157 was substituted for Senate Bill No. 157 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Washington, the following amendments were adopted:

On page 2, section 1, line 9, after "HIGHWAYS" and before "URBAN" strike "AND" and insert "IN"

On page 3, section 1, line 1, after "HIGHWAYS" and before "URBAN" strike "AND" and insert "IN"

On page 3, section 1, line 5, after "MAINTENANCE" add "AND OPERATIONS"

On page 3, section 1, line 21, after "HIGHWAYS" and before "URBAN" strike "AND" and insert "IN"

On motion of Senator Washington, the rules were suspended, Engrossed Substitute Senate Bill No. 157 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Huntley: "Would Senator Washington yield to a question? Senator Washington, I notice that Senator McCutcheon is off the floor so I should make these inquiries for him. He came by my desk a few minutes ago and was rather concerned about this bill because he didn't find his projects in it. I explained to him that it wasn't the purpose to line item.

"Could you assure me and as far as that goes the other members that the budget items presented to us by the several district engineers at the beginning of the session are included in this budget and will be carried out as per the way they were presented by the district engineer? Senator McCutcheon was concerned and since he left the floor, I think that I should have an answer to this question."

Senator Washington: "This budget bill is presented as they have been customarily with a lump sum appropriation of \$407,323,846 plus \$1,098,000 to carry out the overall construction program. This amount of money is designed to take care of the items set forth in the capital budget as presented and to take care of those projects about which Senator McCutcheon was concerned. Of course we do recognize that we do not line item and that there are occasions for various reasons that a project set forth in the projected construction program cannot be done during a two year period but certainly the money that we have appropriated here is available to meet the projects in which Senator McCutcheon is interested."

Senator Huntley: "In other words then, his feelings or his fears should be allayed."

Senator Washington: "Yes, they certainly should."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 157, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Pritchard, Talley—2.

Excused: Senator Uhlman—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 157, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:50 a.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Atwood, Senators Twigg and Huntley were excused.

PERSONAL PRIVILEGE

Senator Pritchard: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Pritchard: "Mr. President and members of the Senate, this morning a large group of ladies came down to our Capitol and I think some things were done that would not conform with how most of the Senators would like to have this handled when they come to Olympia. We had guards at each one of the doors, the back and the front, and when I arrived at the door there was a uniformed man and I asked him what he was doing. He said, 'we are checking the women as they come into the capitol.' I asked 'what for?' He said 'for signs.' I said, 'on whose authority?' He said 'the sergeant at arms.'

"At that point a lady easily sixty-five years old, gray haired and probably a grandmother came up with an armband around her arm and our employee, and I like to think he is our employee, stopped this lady and said 'you can't go into the capitol.' She asked 'why not?' He said 'you have a sign and you can't go in.' At this point I intervened and said 'let's be a little bit reasonable here' and the man replied 'now that is the rule.'

"I don't know whether this woman was a threat to our security or just what but we all know we have a pretty hard time with our image to the public and I don't think these women were any threat to our security and it is their Capitol. It isn't just our Capitol and I don't see any reason why this woman couldn't walk into this Capitol with an armband around her arm. We had some problems here and maybe the first problems can be excused because they came on us and they were new but this is the second time and these were women. You know they were mothers and they were wives and citizens and they came down and they weren't going to tear the Capitol dome off, and I think that just in a matter of good taste our employees should handle these people in a better fashion. I just don't believe that this is the thinking of we Senators and I object to it and I think many of us do. I just can't believe that this is going to help our state and help the image of our state government.

"I just went outside again and there was a man with a holster and a gun on his hip and I wondered what in the world is he doing out here? What is he doing out here with this gun? I just don't think these women are a threat to our security and I think it is bad and I personally just don't feel that we were being represented properly and I think that it was a mistake and I just felt a little ashamed and I had to say it right here on the floor."

Senator Henry: "Senator Pritchard, perhaps we have had some troubles here and first I want to tell you that I intend to vote for your bill if I ever get the chance but that is not an issue in this case.

"Number one, our employee had full authority to handle any situation that needed handling under Senate Concurrent Resolution No. 17 but this is the crux of the matter. We are in Olympia passing laws and we are passing rules and regulations and we expect them to be kept and Mr. Sidney Levine who is the head of this march that was down here, or whatever you want to call it, on March 24 was given the authorization by William Schneider who is one of your Governor's department heads, given full authority to hold a demonstration between 11:00 a.m. and 2:30 p.m. and 'by virtue of the authority vested in me and pursuant to administrative regulations 2236 etc.'

"It said number one: 'They may hold a demonstration on the Capitol grounds or on the steps outside the legislative building for the purpose of displaying signs and placards expressing beliefs of the group.' Number two: 'Such demonstration shall be conducted in a peaceful and orderly manner. No picketing or patrolling shall be conducted within the confines of the capitol building' and finally, 'the entire demonstration shall be conducted in accordance with the rules promulgated by the department of general administration.' And further, 'any material deviation from the conditions set forth above shall forthwith terminate this approval.'

"Now, I don't think that our employees are in for any criticism because under Senate Concurrent Resolution No. 17 it covers legislative chambers, committee rooms, hearing rooms, legislative rooms, including all areas in the rotunda therein as well as the committee rooms, hearing rooms and offices in the public lands building and public health building.

"So perhaps if there is any criticism and I don't want to criticize a fellow Senator but they were practically inside the rotunda at, I understand, your invitation and also our newly elected attorney general said we had no authority up there. We do have the authority, all they had to do was abide by the rules."

Senator Pritchard: "I am inclined to agree if there was going to be a demonstration, that they should do so outside the grounds but we had arranged for some speakers as they do every noon to speak in the rotunda. This has been going on for about three months. We arranged for some speakers to talk to the people. The attorney general, the Governor was scheduled but he had a luncheon. He was scheduled to talk at 10:00 a.m. The attorney general spoke and the people talked and they talked for half an hour. I don't think that is a demonstration.

"Now I went to the door and asked the people to leave their signs outside and to come in and they did so and then in the middle of the demonstration some of them went out and got their signs. I will just say it once again, this is not a demonstration. Heaven's sakes, people were talking to a group about some legislation and it just doesn't wash, as far as I am concerned, to haul out a technicality. When this sixty-five year old, gray haired lady walked through that door with her armband on, I personally don't want an employee of the Senate telling her that she can't come in."

MESSAGES FROM THE HOUSE

March 28, 1969.

Mr. President: The House has passed SENATE JOINT MEMORIAL NO. 13, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 28, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 147,
HOUSE BILL NO. 148,
HOUSE BILL NO. 159,
SUBSTITUTE HOUSE BILL NO. 239,
SUBSTITUTE HOUSE BILL NO. 303,
HOUSE BILL NO. 490,
HOUSE BILL NO. 721,
HOUSE BILL NO. 888,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 28, 1969.

Mr. President: The Speaker has signed:
SENATE BILL NO. 37,
SENATE BILL NO. 253,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE JOINT MEMORIAL NO. 13,
HOUSE BILL NO. 147,
HOUSE BILL NO. 148,
HOUSE BILL NO. 159,
SUBSTITUTE HOUSE BILL NO. 239,
SUBSTITUTE HOUSE BILL NO. 303,
HOUSE BILL NO. 490,
HOUSE BILL NO. 721,
HOUSE BILL NO. 888.

MESSAGE FROM THE HOUSE

March 27, 1969.

Mr. President: The House has passed SENATE BILL NO. 177, with the following amendments:

In line 3 of the title after "RCW 35.67.340;" and before "and" on line 4 insert "adding a new section to chapter 7, Laws of 1963 and to chapter 35.13 RCW; adding a new section to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.14 RCW;"

On page 2, after section 3, insert two new sections to read as follows:

"NEW SECTION. Sec. 4. There is added to chapter 7, Laws of 1963 and to chapter 35.13 RCW a new section to read as follows:

"Whenever a portion of a water or sewer district equal to at least sixty percent of the area or sixty percent of the assessed valuation of the real property included within the district falls or lies within a city or town by reason of any original incorporation of such city or town or by reason of annexation, or both, or by reason of any consolidation or merger of cities or towns, the city or town may acquire all of the facilities of such water district or sewer district under the procedure prescribed for acquisition of water district or sewer district facilities pursuant to annexations under RCW 35.13.220, 35.13.243 and 35.13.250 as now exist or hereafter amended: PROVIDED, That as a condition precedent to such acquisition the city or town shall offer to employ every full time employee of the district who is employed by the district on the date on which such city or town acquires the district facilities.

"Whenever a city or town employs a person who was employed immediately prior thereto by the district, arrangements shall be made:

"(1) For the retention of service credits under the pension plan of the district pursuant to RCW 41.04.070 through 41.04.110.

"(2) For the retention of all sick leave standing to the employee's credit in the plan of such district.

"(3) For a vacation with pay during the first year of employment equivalent to that to which he would have been entitled if he had remained in the employment of the district.

"NEW SECTION. Sec. 5. There is added to chapter 119, Laws of 1967 ex. sess. and to chapter 35A.14 RCW a new section to read as follows:

"Whenever a portion of a water or sewer district equal to at least sixty percent of the area or sixty percent of the assessed valuation of the real property included within the district falls or lies within a city or town by reason of any original incorporation of such city or town or by reason of annexation, or both, or by reason of any consolidation or merger of cities or towns, the city or town may acquire all of the facilities of such water district or sewer district under the procedure prescribed for acquisition of water district or sewer district facilities pursuant to annexations under RCW 35A.14.350, 35A.14.360 and 35A.14.600 as now exist or hereafter amended: PROVIDED, That as a condition precedent to such acquisition the city or town shall offer to employ every full time employee of the district who is employed by the district on the date on which such city or town acquires the district facilities.

"Whenever a city or town employs a person who was employed immediately prior thereto by the district, arrangements shall be made:

"(1) For the retention of service credits under the pension plan of the district pursuant to RCW 41.04.070 through 41.04.110.

"(2) For the retention of all sick leave standing to the employee's credit in the plan of such district.

"(3) For a vacation with pay during the first year of employment equivalent to that to which he would have been entitled if he had remained in the employment of the district." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Atwood, the Senate concurred in the House amendments to Senate Bill No. 177.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 177, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 3; absent or not voting, 4; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall-39.

Voting nay: Senators Durkan, Greive and Guess-3.

Absent or not voting: Senators Andersen, Herr, McCutcheon, Wilson-4.

Excused: Senators Huntley, Twigg, Uhlman-3.

SENATE BILL NO. 177, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 27, 1969.

Mr. President: The House has passed SENATE BILL NO. 179 with the following amendments:

On page 2, section 2, line 2, after "membership" and before "in" insert "or nonmembership"

On page 2, section 4, line 24, after "membership" insert "or nonmembership" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Marquardt, the Senate concurred in the House amendments to Senate Bill No. 179.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 179, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe,

Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Walgren, Washington, Williams, Woodall—39.

Voting nay: Senators Durkan, Sandison—2.

Absent or not voting: Senators Holman, McCutcheon, Pritchard, Talley, Wilson—5.

Excused: Senators Huntley, Twigg, Uhlman—3.

SENATE BILL NO. 179, as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

ENGROSSED SENATE BILL NO. 411, by Senators Uhlman, Herr and Atwood (by departmental request):

Authorizing the water pollution control commission to grant loans for water pollution facilities.

The Senate resumed consideration of Engrossed Senate Bill No. 411.

On motion of Senator Lewis (Brian), the following amendment was adopted:

On page 3, beginning on line 12, strike all of section 2 and renumber section 3 as section 2.

On motion of Senator Holman, the following amendment was adopted:

On page 2, section 1, line 20, after "determine" insert "": PROVIDED, That such terms and conditions shall, with respect to each such advance, require repayment of principal on a schedule which is no less favorable to the commission that *pari passu* with the repayment of indebtedness to others incurred subsequent to the date of such advance."

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 411 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 411, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall—44.

Absent or not voting: Senators Connor, Wilson—2.

Excused: Senators Huntley, Twigg, Uhlman—3.

ENGROSSED SENATE BILL NO. 411, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 477, by Senators Washington, Henry, Faulk and McCormack:

Authorizing development of police academy.

The bill was read the second time by sections.

Senator Walgren moved adoption of the following amendment by Senators Walgren and Elicker:

On page 2, section 2, line 30, strike subsection (g) and substitute the following:

"(g) To investigate and make recommendation to the legislature concerning the establishment and construction of a police academy."

Debate ensued.

POINT OF INQUIRY

Senator Durkan: "Would Senator Washington yield to a question? Senator Washington, as I read the proposed amendment it says 'to construct a police academy'. It would appear to me that you are giving them the authority to take such necessary financial commitments as they see fit such as, hiring an architect, engineer, and entering into a commitment to buy land. I can see under this authority where, as broad as it is, that we could be committing ourselves to something which you have just said you don't want to happen."

Senator Washington: "This is merely one of their powers. The way I interpret this is one of the many powers that they do have. If they do have funds available to commence finding out how much it will cost, where it should be located, then if they have that money available, they could go ahead and do that but if they are going to come in and ask us for additional funds, they are going to have to make this presentation."

Senator Durkan: "Then are you saying, as the sponsor of this bill, that if there is not an appropriation they have no authority under this proposed amendment to take any financial steps or commit the state of Washington, this body or any other body as far as the construction of the police academy?"

Senator Washington: "That is correct. The same way we have given the highway department the power to construct highways but they can't construct those highways until they come in and get further appropriation and authority from us."

Senator Durkan: "Thank you."

PERSONAL PRIVILEGE

Senator Henry: "Point of personal privilege."

The President: "The Senator will speak on his point."

Senator Henry: "I would like to respond to Senator Durkan. He did win the argument. My bill would have permitted everybody to have reflectorized plates but the way it is now you have to pay for them to get them and they are self-amortizing."

POINT OF INQUIRY

Senator Dore: "Would Senator Washington yield to a question? Senator Washington, isn't the police academy to be built with funds to be appropriated to Dr. Slavin's agency? Isn't that in the budget bill right now?"

Senator Washington: "If it is, I am not aware of it."

Senator Dore: "I think it is. I am not confident that it is not in the bill and in fact that was the testimony before the committee that this was some of the money. I think some part of that \$5 million and I am just wondering, is this going to be done by this commission or done by some other agency? Who is going to appoint the agency to disburse the money? Because in the budget bill in the conference committee you will earmark this money to be administered by some agency. Is it your intent that the police academy, assuming we put the language in the budget, should then administer the funds to carry out the intent of this bill?"

Senator Washington: "From the technical end if there is money available and if it has been so approved, I would say that they would then have the power to go ahead and construct. The only thing I am saying that without having the appropriation, without having the funds available, they would not be able to construct the academy."

Senator Dore: "That is not my question. My question is, assuming that we put it in the budget setting up the enabling legislation to receive these funds to build a police academy, assuming that we do that, is it your intention then that this commission would then build the academy?"

Senator Washington: "Yes, it would be. The point I am making is that we would not have state funds without the appropriation of those funds put into this academy. Now, there will be funds for this source and like sources from federal funds and I feel that if they are able to secure those federal funds then we are not particularly concerned as a state body."

Further debate ensued.

MOTION

On motion of Senator Gissberg, there being no objection, Senate Bill No. 477 was ordered placed at the end of the second reading calendar for Monday, March 31, 1969.

HOUSE BILL NO. 572, by Representatives Hurley, Leland and Perry:

Reporting and recording motor vehicle accidents.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 572 was

advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Washington yield to a question? Senator Washington, we have been, up until this time and I believe will continue to charge \$1.50 for the production of such an abstract for the insurance companies, and all the department did was furnish certified abstracts which just enumerated the accidents in which a person was involved. Now we are requiring much more work of the department. They have to indicate the total number of vehicles involved, whether the vehicles were illegally parked, moving, or whether such vehicles were occupied at the time of the accident and I would assume that this could involve a certain amount of research time for the employees of the department and there has been no effort to change the fee which is to be charged.

"Do you not feel that perhaps there should be some adjustment necessary or will the department question as to whether or not this would involve additional time?"

Senator Washington: "The department indicated that there would be some additional time. However, they did not, as I recall, come up with any particular figure as to the amount and did not object to the bill although they indicated that there would be some additional time involved.

"It was the general feeling of the committee that we were actually getting more information than requested by the insurance companies as a protection to the public."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 572 and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall—43.

Absent or not voting: Senators McCutcheon, Pritchard, Wilson—3.

Excused: Senators Huntley, Twigg, Uhlman—3.

HOUSE BILL NO. 572, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 517, by Senators McDougall, Knoblauch, and Twigg:
Regulating junkyards.

The bill was read the second time by sections.

On motion of Senator McDougall, the following amendment was adopted:

On page 5, line 8, add a new section as follows:

"*NEW SECTION. Sec. 10.* This act is necessary for the immediate preservation of the public peace, health and safety, the support of state government and its existing public institutions, and shall take effect immediately."

On motion of Senator McDougall, the following amendment to the title was adopted:

On line 5 of the title, strike "and" and after "penalties" insert "; and declaring an emergency"

On motion of Senator McDougall, the rules were suspended, Engrossed Senate Bill No. 517 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 517, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch,

Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall—40.

Absent or not voting: Senators Connor, Cooney, Gissberg, McCutcheon, Metcalf, Wilson—6.

Excused: Senators Huntley, Twigg, Uhlman—3.

ENGROSSED SENATE BILL NO. 517, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 540, by Senators Stender, Mardesich and Peterson (Ted):

Authorizing the issuance of group motor vehicle policies to the members, employees, and officers of labor unions.

The bill was read the second time by sections.

The Secretary began reading an amendment by Senator Stender.

POINT OF ORDER

Senator Greive: "Point of order, we have been following a procedure which is highly illegal in the Senate and this is just another. You can't amend a bill four or five times in one crack and I am going to raise a point of order without even knowing what this is. These amendments are amendments to a bill which should be presented section by section and amended unless you want to suspend the rules and . . ."

Senator Stender: "Mr. President, I am willing to have them handled separately, they are written up. We have been doing it all session, Senator Greive, as you well know, on some of your own amendments they have been the same way. I am willing to take them separately if you desire. They are written separately and I would suggest the reading clerk read them separately."

MOTION

On motion of Senator Mardesich, Senate Bill No. 540 was ordered to follow Senate Bill No. 243 on today's second reading calendar.

ENGROSSED HOUSE BILL NO. 769, by Representatives Whetzel, Garrett, Cunningham, and Conner:

Disposing of stolen and abandoned vehicles and hulks.

The bill was read the second time by sections.

On motion of Senator Guess, the rules were suspended, Engrossed House Bill No. 769 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 769, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall—42.

Absent or not voting: Senators Canfield, Connor, Gissberg, Wilson—4.

Excused: Senators Huntley, Twigg, Uhlman—3.

ENGROSSED HOUSE BILL NO. 769, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 243, by Senators Sandison, Ryder, Lewis (Harry), Atwood, Bailey, Keefe, Knoblauch, Foley, Williams, Washington, Pritchard, Guess, Dore, Talley, Uhlman, Odegaard, Walgren, Faulk, Huntley, Twigg and Newschwander (by Advisory Council on Public Higher Education request):

Creating a council on higher education in the state of Washington.

MOTION

On motion of Senator Sandison, Senate Bill No. 243 was ordered placed at the beginning of the second reading calendar for Saturday, March 29, 1969.

SENATE BILL NO. 540, by Senators Stender, Mardesich and Peterson (Ted):

Authorizing the issuance of group motor vehicle policies to the members, employees, and officers of labor unions.

The Senate resumed consideration of Senate Bill No. 540 on second reading.

On motion of Senator Stender, the following amendment was adopted:

On page 1, section 1, line 9, after "or" and before "organization" insert "employee"

On page 1, section 1, line 10, after "union" and before "who" insert "or employee organization"

On page 1, section 1, line 16, after "of any labor union" and before "organization" insert "employee"

On motion of Senator Mardesich, the rules were suspended and the following amendments read in full:

On page 1, section 1, line 8, after "(1)" insert "(a)"

On page 1, section 1, following "amended." on line 14, insert a new subsection as follows:

"(b) A policy issued to any employee welfare trust fund as defined in RCW 48.52.010 for the purpose of providing the benefits authorized in subsection (a) hereof."

On page 1, section 2, line 22, strike "to any or all applicants of a labor union or organization."

Debate ensued.

The motion carried and the amendments were adopted.

On motion of Senator Stender, the rules were suspended, Engrossed Senate Bill No. 540 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 540, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall-40.

Absent or not voting: Senators Atwood, Bailey, Connor, Greive, Lewis (Harry), Wilson-6.

Excused: Senators Huntley, Twigg, Uhlman-3.

ENGROSSED SENATE BILL NO. 540, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:30 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, March 29, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

SIXTEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, March 29, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Matson, McDougall, Keefe, Washington, Huntley and Peterson (Ted). On motion of Senator Atwood, Senators Matson and McDougall were excused. On motion of Senator Bailey, Senators Keefe and Washington were excused. On motion of Senator Twigg, Senator Huntley was excused. There being no objection, Senator Peterson (Ted) was excused.

The Color Guard, consisting of Pages Ron Hodge, Color Bearer, and Barbara Hopp, presented the Colors. Reverend Maurice Haehlen, pastor of the United Churches of Olympia, offered prayer as follows:

"Let us pray: Almighty God our Heavenly Father, we thank Thee this day for the rich heritage we have in this country and particularly now as it is personified in Dwight Eisenhower; We pray that those qualities that have endeared him to men of courage and industry and patience might now inspire us to do the tasks that are at hand before us in the business of this day; to this end bless this day's activity. Amen."

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

REPORTS OF STANDING COMMITTEES

March 27, 1969.

SENATE BILL NO. 26, extending to all local governments the requirement that Washington residents be employed on public works contracts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Ridder, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 80, permitting use of average of inventory for taxation of goods in transit (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Donohue, Faulk, Greive, Guess, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 21, 1969.

SENATE BILL NO. 403, clarifying priority of personal property tax lien (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Connor, Cooney, Donohue, Dore, Faulk, Foley, Greive, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Sandison, Stortini, Twigg, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 611, exempting certain rights from inheritance tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Faulk, Greive, Lewis (Harry), McCormack, Mardesich, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

SENATE BILL NO. 616, authorizing granting of franchises, licensing, and conducting of greyhound racing meets in certain cities (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill 616 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Anderson, Cooney, Foley, Gissberg, Lewis (Brian), McCormack, Newschwander, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

SENATE BILL NO. 645, relating to boiler inspector certificates and fees (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Foley, Gissberg, Greive, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 733, relating to conveyances used in winter sports (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: That Substitute Senate Bill No. 733 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Foley, Gissberg, Greive, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 737, providing state assistance to school districts for the construction and modernization of common school plant facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 742, making an appropriation for the operation of child care centers (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 742 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Connor, Dore, Faulk, Foley, Gissberg, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

SENATE BILL NO. 744, prescribing restrictions against conflicts of interest (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, McCormack, McCutcheon, Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 748, allowing a refund for any excise tax previously paid on a totally destroyed motor vehicle (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Cooney, Donohue, Greive,

Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE JOINT MEMORIAL NO. 3, providing for return to the states of three percent of federal income tax collected therein (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Donohue, Dore, Faulk, Foley, Greive, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE JOINT MEMORIAL NO. 11, memorializing Congress to permit taxation of national banks (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Cooney, Donohue, Faulk, Foley, Greive, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE JOINT RESOLUTION NO. 8, abating ad valorem taxes in urban renewal areas (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Donohue, Dore, Faulk, Foley, Greive, McCormack, Mardesich, Marquardt, Odegaard, Ridder, Sandison, Stortini, Uhlman, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE JOINT RESOLUTION NO. 9, applying ad valorem taxes accruing from urban renewal improvement to pay costs of urban renewal (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Donohue, Dore, Faulk, Foley, Greive, McCormack, Mardesich, Marquardt, Odegaard, Ridder, Ryder, Sandison, Stortini, Uhlman, Williams, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED HOUSE BILL NO. 55, registering vehicles under reciprocal/proportional registration plan (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Elicker, Guess, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

ENGROSSED HOUSE BILL NO. 232, providing procedure for issuance of county warrants (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

HOUSE BILL NO. 310, changing bases for grants to political subdivisions for pollution control projects (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

ENGROSSED HOUSE BILL NO. 331, creating community municipal corporations and prescribing their duties (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Faulk, Guess, McDougall, Peterson (Lowell), Pritchard, Ridder, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 344, authorizing tax refunds (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED HOUSE BILL NO. 348, allowing department of revenue to exchange tax information with cities and towns (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Cooney, Dore, Faulk, Foley, Greive, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED HOUSE BILL NO. 358, requiring periodic reappraisals for taxes (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Faulk, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Stortini, Twigg, Uhlman, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

HOUSE BILL NO. 392, limiting actions against medical review committees (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Twigg, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

ENGROSSED HOUSE BILL NO. 467, creating a governor's advisory youth council (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

HOUSE BILL NO. 542, removing certain ad valorem taxes on mobile homes or trailers (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Greive, McCormack, Marquardt, Odegaard, Pritchard, Ridder, Sandison, Stortini, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 25, 1969.

HOUSE BILL NO. 550, basing retired judges' retirement pay and widows' benefits on salary provided for by statute (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Day, Donohue, Faulk, Greive, Lewis (Harry), McCormack, Newschwander, Odegaard, Pritchard, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

ENGROSSED HOUSE BILL NO. 606, relating to nonprofit horse racing meets (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Knoblauch, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

HOUSE BILL NO. 645, regulating county roads (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

HOUSE BILL NO. 659, exemption from business and occupation tax certain amounts or value received by taxing districts for payments to capital (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Greive, Lewis (Harry), McCormack, Mardesich, Odegaard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

HOUSE BILL NO. 711, authorizing contracts to provide services for rehabilitation of convicted felons (reported by Committee on Public Institutions):

Recommendation: Do pass.

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 6, 1969.

HOUSE JOINT MEMORIAL NO. 7, commemorating the inauguration of schedule contract air mail service from Pasco, Wn. to Elko, Nevada (reported by Committee on Highways):

Recommendation: Without recommendation.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Elicker, Guess, Knoblauch, Lewis (Brian), Peterson (Lowell), Pritchard, Ridder, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

HOUSE JOINT MEMORIAL NO. 16, memorializing Congress to enact S.1198, an act authorizing a multi-state tax compact (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Cooney, Donohue, Dore, Faulk, Foley, Greive, McCormack, Mardesich, Metcalf, Odegaard, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 28, 1969.

Mr. President: The House has passed:
 HOUSE BILL NO. 45,
 ENGROSSED HOUSE BILL NO. 76,
 SUBSTITUTE HOUSE BILL NO. 250,
 ENGROSSED HOUSE BILL NO. 278,
 SUBSTITUTE HOUSE BILL NO. 415,
 ENGROSSED HOUSE BILL NO. 691,
 ENGROSSED HOUSE BILL NO. 777,
 SUBSTITUTE HOUSE BILL NO. 850,
 ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 28, 1969.

Mr. President: The House has passed:
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 329,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 330,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 859,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 766, by Senators McCormack, Ridder, Washington, Connor, Durkan, Mardesich and Williams:

An Act relating to state and local government; and prescribing employment practices. Referred to Committee on State Government.

SENATE BILL NO. 767, by Senators Canfield, Donohue and Day:

An Act relating to environmental quality and the public health, safety, and welfare; imposing regulations affecting commercial distributors of certain beverages; levying a tax upon beverage containers, and specifying a use for the proceeds thereof; and adding a new chapter to Title 82 RCW.

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

SENATE BILL NO. 768, by Senators Ridder, McCormack, Henry and Stortini:

An Act relating to registration of voters; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE BILL NO. 769, by Senator Durkan:

An Act relating to landlord and tenant; amending section 1, chapter 106, Laws of 1953 and RCW 59.12.030; adding a new chapter to Title 59 RCW; and providing penalties.

Referred to Judiciary Committee.

HOUSE BILL NO. 45, by Representatives Barden, Leckenby, Gallagher, Grant, Chatalas and Litchman (by Joint Committee on Governmental Cooperation request):

An Act relating to housing standards in cities, towns, and counties; amending section 35.80.010, chapter 7, Laws of 1965 as amended by section 1, chapter 7, Laws of 1965 as amended by section 1, chapter 111, Laws of 1967 and RCW 35.80.010; amending section 35.80.020, chapter 7, Laws of 1965 as amended by section 2, chapter 111, Laws of 1967 and RCW 35.80.020; and amending section 35.80.030, chapter 7, Laws of 1965 as amended by section 3, chapter 111, Laws of 1967 and RCW 35.80.030.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 76, by Representatives Chatalas, Barden, Bagnariol, Francis, Grant, King, Merrill and Ceccarelli:

An Act relating to intoxicating liquor; amending section 2, chapter 263, Laws of 1957 and RCW 66.24.410; adding a new section to Title 66 RCW; and repealing section 243, chapter 249, Laws of 1909 and RCW 66.44.220.

Referred to Committee on Liquor Control.

SUBSTITUTE HOUSE BILL NO. 250, by Committee on State Government and Legislative Procedures:

An Act relating to voter registration; amending section 29.07.080, chapter 9, Laws of 1965 and RCW 29.07.080; amending section 29.07.140, chapter 9, Laws of 1965 and RCW 29.07.140; amending section 29.07.160, chapter 9, Laws of 1965 and RCW 29.07.160; amending section 29.10.040, chapter 9, Laws of 1965 and RCW 29.10.040; amending section 29.10.120, chapter 9, Laws of 1965 and RCW 29.10.120; adding a new section to chapter 9, Laws of 1965 and to chapter 29.10 RCW; repealing section 29.10.010, chapter 9, Laws of 1965 and RCW 29.10.010; and repealing section 29.10.020, chapter 9, Laws of 1965 and RCW 29.10.020.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 278, by Representatives Schumaker, Haussler, Newhouse, Benitz and Gladder:

An Act relating to crimes and punishments; exempting Canadian citizens engaged in hunting or in bona fide shooting contests from special firearms licensing for aliens; and amending section 1, chapter 109, Laws of 1953 and RCW 9.41.170.

Referred to Judiciary Committee.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 329, by Committee on Public Health and Welfare:

Creating a department of social and health services.

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

ENGROSSED SUBSTITUTE HOUSE BILL NO. 330, by Committee on Labor and Employment Security:

An Act relating to state government; creating a department of manpower and industry and prescribing its composition, structure, powers, duties and functions; transferring to the jurisdiction of the department of manpower and industry the powers, duties and functions of the department of employment security and the department of labor and industries; abolishing the department of employment security and the department of labor and industries; adding a new chapter to Title 49 RCW; amending section 43.17.010, chapter 8, Laws of 1965 as reenacted by section 1, chapter ---, Laws of 1969 (SB 14) and RCW 43.17.010; amending section 43.17.020, chapter 8, Laws of 1965 as reenacted by section 2, chapter ---, Laws of 1969 (SB 14) and RCW 43.17.020; amending section 40, chapter 35, Laws of 1945, as last amended by section 1, chapter 286, Laws of 1955, and RCW 50.12.010; adding a new section to chapter 1, Laws of 1961, and to chapter 41.06 RCW; repealing section 7, chapter 35, Laws of 1945, section 1, chapter 215, Laws of 1947 and RCW 50.04.060; repealing section 38, chapter 35, Laws of 1945, section 8, chapter 215, Laws of 1947, section 3, chapter 8, Laws of 1953 ex. sess. and RCW 50.08.010; repealing section 41, chapter 35, Laws of 1945, and RCW 50.12.020; repealing section 51.08.040, chapter 23, Laws of 1961 and RCW 51.08.040; repealing section 51.08.060, chapter 23, Laws of 1961 and RCW 51.08.060; and providing effective dates.

Referred to Committee on State Government.

SUBSTITUTE HOUSE BILL NO. 415, by Committee on Public Health and Welfare:

An Act relating to public health; creating new sections; and amending section 9, chapter 51, Laws of 1967 ex. sess. and RCW 70.05.050.

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

ENGROSSED HOUSE BILL NO. 691, by Representatives Haussler, Spanton and Andersen:

An Act relating to justices of the peace and constables; increasing the fees of salaries and nonsalaried justices of the peace; amending section 1, chapter 66, Laws of 1893 as last amended by section 1, chapter 143, Laws of 1919 and RCW 3.16.070; and amending section 2, chapter 66, Laws of 1893 and RCW 3.16.080.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 777, by Representatives Zimmerman, Brouillet and O'Dell:

An Act relating to the membership of the governor's advisory committee on salaries; requiring the state personnel board to establish maximum salaries for statutory assistant directors; amending section 43.03.020, chapter 8, Laws of 1965 as amended by section 1, chapter 19, Laws of 1967 and RCW 43.03.028; amending section 43.03.040, chapter 8, Laws of 1965 and RCW 43.03.040; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.03 RCW.

Referred to Committee on State Government.

SUBSTITUTE HOUSE BILL NO. 850, by Committee on Business and Professions:

An Act relating to intoxicating liquor and class H licenses; and amending section 23S-3

added to chapter 62, Laws of 1933 ex. sess. by section 3, chapter 5, Laws of 1949, as amended by section 3, chapter 143, Laws of 1965 ex. sess., and RCW 66.24.420.

Referred to Committee on Liquor Control.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 859, by Committee on Transportation:

Creating a state department of transportation, and prescribing its powers and duties.

Referred to Committee on State Government.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Lynch, Smythe, King, Kirk and Marsh (by Advisory Council on Public Higher Education request):

Authorizing a private higher education study.

Referred to Committee on Higher Education and Libraries.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 177,

SENATE BILL NO. 179.

MOTION

Senator Holman moved that the Committee on Rules and Joint Rules be relieved of further consideration of Senate Bill No. 286 and that the bill be placed at the beginning of second reading calendar for today.

POINT OF ORDER

Senator Greive: "Point of order."

The President: "For what purpose does Senator Greive rise?"

CALL OF THE SENATE

Senator Greive: "To make a motion of higher rank under Rule 21. I demand a Call of the Senate."

The demand was sustained by Senators Connor and Stortini.

QUESTION OF CONSIDERATION

Senator Gissberg raised the question of consideration on the motion of Senator Holman.

POINT OF ORDER

Senator Holman: "Point of order."

The President: "For what purpose does Senator Holman rise?"

Senator Holman: "I had the floor and I did not relinquish it."

Senator Gissberg: "Mr. President, contrary to the suggestion of Senator Holman that he had the floor, he did not have the floor. He simply rose and made a motion. The President put the motion but did not recognize Senator Holman for the purpose of giving him the floor at that time. In order to get the floor of the Senate it requires two things, one, the Chair recognizes you for the purpose of making a motion. You make the motion, the President then puts it and recognizes again somebody for the purpose of speaking. That was not the case. The President had not recognized anyone at this point to speak on the motion. I have now attained the floor for the purpose of raising a question of consideration and that has to be put immediately."

Senator Greive: "According to Rule 102 and 199 a motion of higher rank is the one to be put first, that is Reed's Rules and our Rule 21, a question of consideration is higher than a motion under a subsidiary motion."

Senator Holman demanded a roll call on the question of consideration and the demand was sustained by Senators Bailey, Canfield, Knoblauch, Connor, Dore, Peterson (Lowell), Stortini, Cooney and Durkan.

PARLIAMENTARY INQUIRY

Senator Bailey: "Parliamentary inquiry. The question of consideration is raised only on the motion by Senator Holman?"

REPLY BY THE PRESIDENT

The President: "Senator Gissberg has raised the question of consideration on the motion presented by Senator Holman."

PARLIAMENTARY INQUIRY

Senator Dore: "Point of parliamentary inquiry. A vote 'aye' means what and a vote 'no' means what?"

REPLY BY THE PRESIDENT

The President: "A vote 'aye' means that the Senate is voting to consider the motion by Senator Holman. A vote 'no' means that the Senate will not consider the motion by Senator Holman."

PARLIAMENTARY INQUIRY

Senator Pritchard: "What is the number of the bill that we are considering?"

REPLY BY THE PRESIDENT

The President: "Senate Bill No. 286."

ROLL CALL

The Secretary called the roll on the question of consideration of the motion by Senator Holman and the Senate refused to consider the motion by the following vote: Yeas, 6; nays, 36; absent or not voting, 1; excused, 6.

Voting yea: Senators Elicker, Faulk, Holman, Metcalf, Pritchard, Uhlman-6.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall-36.

Absent or not voting: Senator Day-1.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington-6.

STATEMENT FOR JOURNAL

I voted for the motion of consideration by Senator Gissberg on Senate Bill No. 286, for the reason that I believe the Senate has the obligation to vote on this measure, whether it acts affirmatively or negatively.

(signed) Senator Wes Uhlman.

MOTIONS

On motion of Senator Greive, the rules were suspended and the Senate advanced to the seventh order of business.

Senator Pritchard moved that Senator Day be excused.

POINTS OF ORDER

Senator Gissberg: "Point of order. A motion to suspend the rules is of higher priority than the motion put by Senator Pritchard but I don't think it makes any difference, I would speak against the motion so as not to excuse Senator Day."

Senator Pritchard: "It appears to me that this has been the problem and if this gentleman is away from here, why not excuse him and go on with the order of the day."

Senator Greive: "Point of order. I move to suspend the rules and he is not debating in any sense what I did and furthermore under Rule 28 it only requires a short explanation, going directly to the merits of the bill and so I suggest that Senator Pritchard for the moment is out of order. He may make that motion if he wishes to at a later time."

Senator Pritchard: "Since Senator Gissberg also discussed it, I think it is open for me to discuss it. I don't understand all the maneuvering here but it seems to me if a man is not here, let's excuse him."

Senator Woodall: "Point of order. The main question at the moment of highest rank is the motion of Senator Greive to suspend the rules and immediately advance to the order of the day. That should now be put."

The motion carried and the Senate advanced to the seventh order of business.

MOTION

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

SECOND READING

SENATE BILL NO. 243, by Senators Sandison, Ryder, Lewis (Harry), Atwood, Bailey, Keefe, Knoblauch, Foley, Williams, Washington, Pritchard, Guess, Dore, Talley, Uhlman, Odegaard, Walgren, Faulk, Huntley, Twigg and Newschwander (by Advisory Council on Public Higher Education request):

Creating a council on higher education in the state of Washington.

REPORT OF STANDING COMMITTEE

March 7, 1969.

SENATE BILL NO. 243, creating a council on higher education in the state of Washington (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 4, line 33, after "colleges" and before "appointed" insert "and one community college president"

On page 4, section 6, line 29, after "president-representatives" and before "shall" strike "of the accredited institutions of the state" and insert "appointed by the governor"

On page 5, section 9, line 27, after "council," strike all of the material down to and including "consultants." on page 6, section 9, line 3, and add a new paragraph as follows:

"In fulfilling the duties under this chapter, the council shall make extensive use of those state agencies with responsibility for implementing and supporting higher education plans and policies, e.g., appropriate legislative groups, the higher education institutions, the central budget agency, and the state board for community college education. Outside consulting and service agencies may also be employed. The council may compensate these groups and consultants in appropriate ways."

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Foley, Holman, Huntley, Lewis (Harry), Ryder, Uhlman, Williams, Wilson.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendments were adopted.

On motion of Senator Gissberg, the following amendments were adopted:

On page 2, section 3, line 4, after "council" strike all the matter down to and including "duties" on line 5 and insert "upon the prior approval of the joint committee on higher education, may perform any of the following functions"

On page 6, section 11, line 14 after "make" strike "public" and after "and the" strike "legislature" and insert "joint committee on higher education"

On motion of Senator Greive, the following amendment was adopted:

On page 3, section 3, line 20, after "education," and before "study" insert "and in conjunction with such legislative interim committee on higher education as may be in existence."

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 243 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Ridder: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, what is the budgeted item for this coordinating council on higher education?"

Senator Lewis (Harry): "The Governor had \$576,000 in his budget."

Senator Ridder: "Would Senator Sandison yield to a question? Senator Sandison, we have just established an interim committee on higher education. What essentially is the budget proposed for the higher education interim committee?"

Senator Sandison: "In the bill they are asking for \$100,000. Again, let me point out there is really not too much connection. The purpose of an interim committee is to recommend legislation for the following session of the legislature."

Senator Guess: "Would Senator Sandison yield? Senator, if we can run the interim committee for \$100,000, what is going to be the pressure for \$500,000?"

Senator Sandison: "Let me give you a few facts. At the present time you have no way of knowing what high school students are going to college in this state. At the present time in the southwestern part of Washington a great many of our people are attending institutions in neighboring states, in Oregon and Idaho. There are requests that there be a reciprocal set up made. We have no way of knowing what students are attending those institutions. There is the problem of making the determination for instance for the graduate center in Spokane which is being asked for."

"If you will recall in the original request for a graduate center in Spokane for engineering I think when it was all over there were four people who were interested in it. This is the type of study that they are going to need. There are going to be people that make determinations on these things. If you leave that up to the institutions, they will always make a determination which is better for the institution."

Senator Guess: "And this is going to cost \$500,000?"

Senator Sandison: "Yes, it could very easily. These people do not come very cheaply and there is going to be need for quite a few people."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 243, and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Dore, Durkan, Elicker, Faulk, Foley, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—35.

Voting nay: Senators Cooney, Donohue, Gissberg, Greive, Guess, McCormack, Mardesich—7.

Absent or not voting: Senator Day—1.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—6.

ENGROSSED SENATE BILL NO. 243, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Sandison, Engrossed Senate Bill No. 243 was ordered immediately transmitted to the House.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Honorable Clyde Tisdale, former State Senator, and appointed a special committee consisting of Senators Bailey, Greive, Woodall and Gissberg to escort Senator Tisdale to a place of honor upon the rostrum.

Senator Tisdale was introduced by Senator Woodall and with leave of the Senate business was suspended to permit Senator Tisdale to address the Senate.

The committee of honor escorted the Honorable Clyde Tisdale from the Senate Chamber.

SUBSTITUTE HOUSE BILL NO. 592, by Committee on Local Government:
Increasing compensation of fire commissioners.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Substitute House Bill No. 592 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 592, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Wilson, Woodall—40.

Absent or not voting: Senators Day, Pritchard, Williams—3.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—6.

SUBSTITUTE HOUSE BILL NO. 592, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:55 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SENATE BILL NO. 576, by Senators Washington and McDougall:
Permitting operating agencies to issue revenue bonds and warrants.

MOTION

On motion of Senator Greive, Senate Bill No. 576 was referred to the Committee on Rules and Joint Rules.

SENATE BILL NO. 360, by Senators Peterson (Lowell), Bailey, Wilson, Pritchard and Canfield (by departmental request):

Withdrawing public lands for the benefit of the public.

MOTION

On motion of Senator Greive, Senate Bill No. 360 was ordered to hold its place on the second reading calendar for Monday, March 31, 1969.

SENATE BILL NO. 96, by Senators Atwood and Uhlman:
Notifying guardians in probate.

REPORT OF STANDING COMMITTEE

February 27, 1969.

SENATE BILL NO. 96, notifying guardians in probate (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On line 20, after "services" and before the period insert:

" : PROVIDED, HOWEVER, That where a surviving spouse is the sole beneficiary under the terms of a will, the court may grant a motion by the executor to waive the appointment of a guardian ad litem for a person who is the natural issue of such surviving spouse and who is incompetent solely for the reason of his being under twenty-one years of age"

Signed by: Senators Uhlman, Chairman, Atwood, Foley, Greive, Holman, Ridder, Twigg, Walgren.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendment was adopted.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 96 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 96, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Cooney, Day, Donohue, Durkan, Uhlman—5.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—6.

ENGROSSED SENATE BILL NO. 96, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 137, by Senators Holman, Twigg, and Dore:

Enacting the uniform rendition of accused persons act.

REPORT OF STANDING COMMITTEE

February 13, 1969.

SENATE BILL NO. 137, enacting the uniform rendition of accused persons act (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 20, after "section" and before "of" strike "2" and insert "4"

On page 3, beginning on line 14, strike all of new section, sec. 9.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Holman, McCormack, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Holman, the committee amendments were adopted.

On motion of Senator Holman, the following amendment to the title was adopted:

On line 2 of the title after "RCW" strike all the matter down to and including "emergency"

On motion of Senator Holman, the rules were suspended, Engrossed Senate Bill No. 137 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 137, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Day, Donohue—2.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—6.

ENGROSSED SENATE BILL NO. 137, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 197, by Senators Uhlman, Wilson and Marquardt (by departmental request):

Amending the state militia law.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 197 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 197, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Wilson, Woodall—40.

Absent or not voting: Senators Day, Donohue, Williams—3.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—6.

SENATE BILL NO. 197, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 226, by Senators Ridder, Lewis (Harry) and Stortini:

Requiring safety glass in campers.

REPORT OF STANDING COMMITTEE

January 30, 1969.

SENATE BILL NO. 226, requiring safety glass in campers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 6, strike the whole of subsection (4) and insert the following:

"(4) No person shall sell or offer for sale, nor shall any person operate a motor vehicle registered in this state which is equipped with, any camper manufactured after the effective date of this 1969 amendatory act, unless such camper is equipped with safety glazing material of a type approved by the state commission on equipment wherever glazing materials are used in outside windows and doors."

On page 2, section 1, line 28, after "commission on" strike "approval" and insert "equipment"

On page 2, line 33, strike all of new section 2.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Keefe, Knoblauch, McCormack, McDougall, Ryder, Twigg.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendments were adopted.

On motion of Senator Ridder, the following amendment to the title was adopted:

On line 2 of the title after "46.37.430" strike all the matter down to and including "emergency" on line 3

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 226 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 226, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Donohue, Durkan—3.

Excused: Senators Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—6.

ENGROSSED SENATE BILL NO. 226, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Senator Henry, having voted on the prevailing side, served notice that he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 226 passed the Senate.

MOTIONS

On motion of Senator Bailey, Senator Donohue was excused.

On motion of Senator Woodall, the Senate immediately considered Senate Bill No. 756 on second reading.

SENATE BILL NO. 756, by Senators Woodall, Herr and Greive:

Validating certain municipal bonds.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 756 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 756, and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 1; excused, 7.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—38.

Voting nay: Senators Andersen, Marquardt, Metcalf—3.

Absent or not voting: Senator Day—1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 756, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, Senate Bill No. 756 was ordered immediately transmitted to the House.

SENATE BILL NO. 289, by Senators Lewis (Harry), Matson and Odegaard (by departmental request):

Providing personnel services and receiving federal funds for personnel services.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Senate Bill No. 289 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 289, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senator Day—1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 289, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 307, by Senators Lewis (Harry), Uhlman and Elicker (by departmental request):

Allowing local government agencies to destroy records under specific standards.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Senate Bill No. 307 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 307, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senator Day-1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington-7.

SENATE BILL NO. 307, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 325, by Senators Pritchard, Wilson and Walgren (by Legislative Council request):

Providing for leasing of escheat estates to the state.

The bill was read the second time by sections.

On motion of Senator Pritchard, the rules were suspended, Senate Bill No. 325 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 325, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall-41.

Absent or not voting: Senator Day-1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington-7.

SENATE BILL NO. 325, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House has passed:

SENATE BILL NO. 65,
ENGROSSED SENATE BILL NO. 120,
ENGROSSED SENATE BILL NO. 146,
ENGROSSED SENATE BILL NO. 198,
SENATE BILL NO. 202,
SENATE BILL NO. 203,
SENATE BILL NO. 241,
SENATE BILL NO. 270,
SENATE BILL NO. 273,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SECOND READING

SENATE BILL NO. 338, by Senators McDougall and Day:
Regulating sale of prophylactics.

MOTION

On motion of Senator Bailey, Senate Bill No. 338 was ordered to hold its place on the second reading calendar for Monday, March 31, 1969.

SENATE BILL NO. 339, by Senators Stortini, Talley and Faulk:
Fixing compensation of commissioners of drainage districts.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Senate Bill No. 339 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 339, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 2; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Stender—2.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 339, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 361, by Senators Peterson (Lowell), Sandison, Talley and Canfield (by departmental request):

Protecting forest products from fire danger.

REPORT OF STANDING COMMITTEE

SENATE BILL NO. 361, protecting forest products from fire danger (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 21, after "back" and before "pump" strike "pack" and insert "pack"

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Talley.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the committee amendment was not adopted.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Bill No. 361 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 361, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senator Day—1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 361, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 362, by Senators Peterson (Lowell), Herr, Talley and Henry (by departmental request):

Authorizing assessments of state lands by various taxing districts.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Bill No. 362 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 362, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 3; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Day, Durkan, Mardesich—3.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 362, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL No. 363, by Senators Peterson (Lowell), Gissberg, Mardesich, Holman, Sandison and Atwood (by departmental request):

Selling state lands, procedure.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Bill No. 363 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 363, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senator Day—1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 363, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 371, by Senators Walgren, Elicker and Herr:

Providing for revision of city officials compensation.

The bill was read the second time by sections.

On motion of Senator Walgren, the rules were suspended, Senate Bill No. 371 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 371, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senator Day—1.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 371, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 472, by Senators Ridder, Holman, Greive and Marquardt:
Providing for a register of blind persons.

REPORT OF STANDING COMMITTEE

March 28, 1969.

SENATE BILL NO. 472, providing for a register of blind persons (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 3 after "information" and before "as" insert "pertaining to blindness"

Signed by: Senators Day, Chairman; Cooney, Elicker, Greive, Holman, Keefe, McDougall, Odegaard, Peterson (Lowell), Woodall.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendment was adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 472 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 472, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 2; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Durkan—2.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

ENGROSSED SENATE BILL NO. 472, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

President Pro Tempore Henry assumed the Chair.

SENATE BILL NO. 494, by Senators Uhlman, Holman and Walgren (by Judicial Council request):

Changing supreme court fees.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Senate Bill No. 494 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 494, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 2; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Durkan—2.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 494, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 505, by Senators Holman, Atwood and Uhlman (by Judicial Council request):

Applying the statute of limitations on civil actions.

REPORT OF STANDING COMMITTEE

March 6, 1969.

SENATE BILL NO. 505, applying the statute of limitations on civil actions (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On line 12, after "*complaint*" and before the period insert "*PROVIDED FURTHER, That the statute shall not be tolled as to any defendant not so served*"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Holman, Ridder, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 505 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 505, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 4; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Day, Durkan, Pritchard, Ryder—4.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

ENGROSSED SENATE BILL NO. 505, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 524, by Senator Twigg:

Setting certain attorney fees.

The bill was read the second time by sections.

On motion of Senator Twigg, the rules were suspended, Senate Bill No. 524 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 524, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 4; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Day, Durkan, Guess, Pritchard—4.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

SENATE BILL NO. 524, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 710, by Senator Cooney:

Relating to electric utilities.

REPORT OF STANDING COMMITTEE

March 8, 1969.

SENATE BILL NO. 710, relating to electric utilities (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation. Do pass with the following amendments:

On page 1 strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 159, Laws of 1967 and RCW 54.44.010 are each amended to read as follows:

"It is declared to be in the public interest and for a public purpose that cities of the first class, public utility districts, *member utilities* and regulated electrical companies be permitted to participate together in the development of nuclear and other thermal power facilities as hereinafter provided as one means of achieving economies of scale and thereby promoting the economic development of the state and its natural resources to meet the future power needs of the state and all its inhabitants.

"Sec. 2. Section 2, chapter 159, Laws of 1967 and RCW 54.44.020 are each amended to read as follows:

"In addition to the powers heretofore conferred upon cities of the first class and public utility districts organized under chapter 54.04 RCW, any such cities and public utility districts which operate electric generating facilities or distribution systems shall have power and authority to participate and enter into agreements with each other, *with electric cooperatives which are subject to the jurisdiction of the members they serve, herein called member utilities*, and with electrical companies which are subject to the jurisdiction of the Washington utilities and transportation commission or the public utility commissioner of Oregon, hereinafter called "regulated utilities," for the undivided ownership of nuclear and other thermal power generating plants and facilities, and related transmission facilities, hereinafter called "common facilities", and for the planning, financing, acquisition, construction, operation and maintenance thereof. *In addition to the powers heretofore conferred upon member utilities by any statute and/or their charter, they are hereby authorized to enter into such agreements with any other utility or combination of utilities as authorized by this act.* It shall be provided in such agreements that each city or public utility district shall own a percentage of any common facility equal to the percentage of the money furnished or the value of property supplied by it for the acquisition and construction thereof and shall own and control a like percentage of the electrical output thereof.

"Each participant shall defray its own interest and other payments required to be made or deposited in connection with any financing undertaken by it to pay its percentage of the money furnished or value of property supplied by it for the planning, acquisition and construction of any common facility, or any additions or betterments thereto. The agreements shall provide a uniform method of determining and allocating operation and maintenance expenses of the common facility.

"Each city, public utility district, member utility and regulated utility participating in the ownership or operation of a common facility shall pay all taxes chargeable to its share of the common facility and the electric energy generated thereby under applicable statutes as now or hereafter in effect.

"In line one of the title after "utilities" insert "; and authorizing certain public utility districts, member utilities, and cities of the first class to participate with each other and with regulated electrical companies in the planning, financing, acquisition, construction, ownership, operation and maintenance of nuclear and other thermal power plants and related transmission facilities; amending section 1, chapter 159, Laws of 1967 and RCW 54.44.010; and amending section 2, chapter 159, Laws of 1967 and RCW 54.44.020"

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, Newschwander, Stortini, Twigg, Washington. The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendments were adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 710 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 710, and the bill passed the Senate by the following vote: Yeas, 36; nays, 2; absent or not voting, 4; excused, 7.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—36.

Voting nay: Senators McCutcheon, Talley—2.

Absent or not voting: Senators Day, Dore, Durkan, Pritchard—4.

Excused: Senators Donohue, Huntley, Keefe, McDougall, Matson, Peterson (Ted), Washington—7.

ENGROSSED SENATE BILL NO. 710, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 2:45 p.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon. Monday, March 31, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

EIGHTEENTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, March 31, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Lewis (Harry) and Uhlman. On motion of Senator Ridder, Senator Uhlman was excused. There being no objection, Senators Dore and Lewis (Harry) were excused.

The Color Guard, consisting of Pages Sidney Anker, Color Bearer, and Greg Cody, presented the Colors. Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Mighty God, loving Father, today as our nation pauses to honor and mourn one of its outstanding men, our thirty-fourth President, Dwight David Eisenhower, we pause to ask you to comfort his family and loved ones. Father, we as a nation need men who can inspire us, who possess strong values, who in humility can turn to you for wisdom and guidance. Lord, how many men are there in this room, in this nation, who still possess these qualities? We pray that you will continue to provide for us men of greatness and that as a people we will have the discernment to choose them for our leaders. Amen."

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

REPORTS OF STANDING COMMITTEES

March 31, 1969.

SENATE BILL NO. 648, regulation of insurance premium financing (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Keefe, Knoblauch, Lewis (Brian), Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

SENATE BILL NO. 764, providing automatic data processing services for the legislature (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Huntley, McCormack, McCutcheon, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

SENATE BILL NO. 766, prescribing employment practices for state and local governments (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, McCormack, McCutcheon, Marquardt, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED HOUSE BILL NO. 61, regulating motor vehicles and motor vehicle drivers (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Elicker, Guess, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.
 ENGROSSED HOUSE BILL NO. 777, prescribing membership and duties for governor's advisory commission on salaries (reported by Committee on State Government):
 MAJORITY recommendation: Do pass.
 Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, McCormack, McCutcheon, Marquardt, Newschwander.
 Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 31, 1969.

Mr. President: The House has passed:
 SENATE BILL NO. 462,
 SENATE BILL NO. 463,
 ENGROSSED SENATE BILL NO. 502,
 SUBSTITUTE SENATE BILL NO. 518,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 SENATE BILL NO. 65,
 SENATE BILL NO. 120,
 SENATE BILL NO. 146,
 SENATE BILL NO. 198,
 SENATE BILL NO. 202,
 SENATE BILL NO. 203,
 SENATE BILL NO. 241,
 SENATE BILL NO. 270,
 SENATE BILL NO. 273.

March 31, 1969.

Mr. President: The Speaker has signed SUBSTITUTE HOUSE BILL NO. 592 and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 31, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 65,
 SENATE BILL NO. 120,
 SENATE BILL NO. 146,
 SENATE BILL NO. 177,
 SENATE BILL NO. 179,
 SENATE BILL NO. 198,
 SENATE BILL NO. 202,
 SENATE BILL NO. 203,
 SENATE BILL NO. 241,
 SENATE BILL NO. 270,
 SENATE BILL NO. 273,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 29, 1969.

Mr. President: The Speaker has signed:
 HOUSE BILL NO. 572,
 HOUSE BILL NO. 769,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

March 29, 1969.

Mr. President: The Speaker has signed SENATE JOINT MEMORIAL NO. 13 and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 770, by Senators Washington, Henry, Bailey and Talley:
 An Act relating to state government; establishing the industrial development authority; and describing its powers, duties, functions and responsibilities.
 Referred to Committee on Commerce and Regulatory Agencies.

SENATE BILL NO. 771, by Senators Talley, Foley and Gissberg.

An Act relating to public utility districts; empowering them to acquire, construct, maintain, operate and add to sewer systems; defining their authority with respect to such sewer systems; and adding a new section to chapter 54.16 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SENATE CONCURRENT RESOLUTION NO. 23, by Senators Washington, Huntley and McCormack:

Creating a legislative interim committee on water resources.

Referred to Committee on Agriculture and Horticulture.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Roald Fryxell, assistant professor of anthropology at Washington State University and Dr. Richard D. Daugherty, professor of anthropology at Washington State University and appointed a special committee consisting of Senators McCormack, Donohue, Washington, Huntley and Bailey to escort the two visitors to a place upon the rostrum.

SENATE RESOLUTION 1969-EX-17

By Senators McCormack, Donohue, Washington and Huntley:

WHEREAS, Mr. Roald Fryxell and Dr. Richard D. Daugherty of the department of anthropology of Washington State University have during recent years directed archaeological and geochronological research at the Marmes Rockshelter in Franklin county in the state of Washington; and

WHEREAS, This research and exploration has led to a series of brilliant and profound discoveries concerning the origins of man in the western world and establishing dates of occupation and cultural patterns of the prehistoric men who occupied North America; and

WHEREAS, These discoveries have been hailed throughout the scientific world for their immense contribution to our knowledge in the fields of archaeology and geochronology; and

WHEREAS, This research and these discoveries have brought great credit to the state of Washington and to Washington State University and to Richard Daugherty and Roald Fryxell;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington, with great pride in and deep appreciation for the tireless effort, the scientific endeavor, the brilliant research, and the profound discoveries of Roald Fryxell and Richard D. Daugherty, does hereby declare that Richard D. Daugherty and Roald Fryxell are distinguished citizens of the state of Washington; and

BE IT FURTHER RESOLVED, That copies of this resolution shall be suitably inscribed and presented to Roald Fryxell and Richard D. Daugherty.

On motion of Senator McCormack, the resolution was adopted.

The President presented each of the visitors the distinguished citizens' award.

On behalf of the Senate, Senator McCormack presented each of the visitors a pointing trowel suitably engraved as a symbol of the ceremony.

With leave of the Senate, business was suspended to permit the visitors to address the Senate.

The committee of honor escorted the visitors from the Senate Chamber.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed to attend memorial services for Dwight David Eisenhower in the House Chambers. (See House Journal for Services).

AFTERNOON SESSION

The President called the Senate to order at 1:50 p.m.

Senators Greive, Henry and McCormack demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Dore and Lewis (Harry) who had previously been excused.

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

SIGNED BY THE PRESIDENT

The President has signed:
HOUSE BILL NO. 572,
HOUSE BILL NO. 769.

SECOND READING

SENATE JOINT RESOLUTION NO. 24, by Senators McCormack, Durkan, Bailey, Mardesich, Ridder, Knoblauch, Peterson (Lowell), Foley, Herr, Connor, Henry, Uhlman, Walgren, Odegaard, Stortini and Sandison:

Establishing tax reform by amending the Constitution to authorize a state graduated net income tax, by reducing the property tax, removing the sales tax from food and drugs, and eliminating the business and occupation tax.

The resolution was read the second time in full.

Senator Williams moved adoption of the following amendment by Senators Williams, Atwood, Ryder and Holman:

On page 3, line 3, after "resort." strike the remainder of the resolution and insert:
"NEW SECTION. Article VII, section 4. Notwithstanding any other provision of this Constitution, the legislature shall have the power,

"(a) To impose a tax upon income from whatever source derived, at a rate which may be in excess of that permitted by section 2 of this Article VII: PROVIDED, HOWEVER, That the tax may be imposed only at a single uniform rate;

"(b) To provide for allowance of credits, exclusions, exemptions, and deductions to be used in determining the amount of income subject to tax or in computing such tax: PROVIDED, HOWEVER, That the amount of such credits, exclusions, exemptions and deductions may not be determined solely by the amount of income otherwise subject to tax; and

"(c) For purposes of simplifying administration and facilitating compliance by taxpayers, to adopt by reference any federal statutes relating to the determination of taxable income, both as enacted at the time of adoption and as amended after the time of adoption.

"This section 4 shall be effective only upon the approval and ratification of the amendment to section 2 of this Article VII as set forth in this resolution.

"BE IT FURTHER RESOLVED, That the foregoing proposal to amend Article VII, section 2, as amended by Amendment 17, and the foregoing proposal to amend Article VII to add a new section 4 shall be submitted at the election in such a manner that the people may vote for or against the two proposals separately.

"BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendments to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Williams yield to a question? Senator, first of all you have taken the McCormack resolution, Senate Joint Resolution No. 24 and you have stricken by this amendment, I haven't seen exactly what you have stricken, have you stricken the entire bill?"

Senator Williams: "No, we have left parts. This part only deals with the matter of the nature of the income tax."

Senator McCutcheon: "The rest of it you leave intact?"

Senator Williams: "This amendment does not touch that, no."

Senator McCutcheon: "Have you any idea how much your proposal that you are talking about might raise over and above our present revenues?"

Senator Williams: "Senator McCutcheon, of course we are talking now about a constitutional amendment. There are no figures built into either Senator McCormack's proposal or the one we are offering. The rates and exemptions and the deductions will determine the final amounts of dollars coming in. At this stage we have been debating the form of the taxation that will be allowed under the Constitution."

Senator McCutcheon: "You have no figures on which would be the most remunerative?"

Senator Williams: "It depends entirely on the rates imposed. These matters before us now do not impose a rate. That will be a question of what rates are put into the legislation following the constitutional amendment if the constitutional amendment is adopted."

Senator McCutcheon: "I happen to know what Senator McCormack's constitutional amendment is and he has computations on that."

Senator Williams: "There are a number of packages that would go along with these and they have varying figures, \$200 million is one figure that has been mentioned by some groups but it varies entirely with what rates you want to put in."

Senator McCutcheon: "It could be \$200 million under yours just as well as under his."

Senator Williams: "It could be under any system. We could get a sales tax to amount to \$200 million if you wanted to go high enough."

Senator McCutcheon: "You have the sales tax tied in and if your amendment carries, I presume you are going to vote for the bill?"

Senator Williams: "No, the sales tax is not tied into it, Senator McCutcheon."

Senator McCutcheon: "It is not tied in . . . locked in?"

Senator Williams: "No."

Senator McCutcheon: "It is not different from Senator McCormack's?"

Senator Williams: "No, he does not lock it in either. Neither locks it in."

Senator McCutcheon: "Now, as I read it, I thought that as long as there is a graduated net income tax there shall be no sales tax on food, this is the way Senator McCormack's reads."

Senator Williams: "You said sales tax. Now if you are going to talk about food . . ."

Senator McCutcheon: "Now, there are other sales taxes of course. I would like to ask you and it is obvious to me that this will raise more revenue than is now being raised or probably will raise more revenue than our present system?"

Senator Williams: "It is entirely a matter of what rates are set, yes. I think, Senator McCutcheon, we are talking right now about the form of tax structure we want or provisions in the Constitution as to the form of tax structure."

Senator McCutcheon: "One more question and then I will sit down. John J. O'Connell and Governor Daniel J. Evans during the election both said that we would not need any more taxes in 1969. In view of your statement and what has come out here about proposed revenue measures, how can you justify an added burden on the people. Who am I to follow John J. O'Connell or Governor Evans? Your advice on this matter would be greatly appreciated. You see, they both said that we don't need any taxes this year if my memory serves me correctly."

Senator Williams: "I believe they both advocated tax reform."

Senator McCutcheon: "Are you advising me then that I can't follow their advice, I have to follow yours, is that it?"

Senator Williams: "No, I am following their advice and want tax reform. We want some relief from the special levies problem. We want more balanced . . ."

Senator McCutcheon: "How do you meet this question directly? How can I justify a vote for this in view of the fact that both of them have said that we don't need any more taxes?"

Senator Williams: "Well, Senator McCutcheon, very briefly, it is a matter of where the taxes are placed and I think we are particularly concerned with solving the special levy problem, which these will do."

Senator Canfield: "Would Senator Williams yield to a question? Senator Williams, I want to be sure I understood you correctly and I do understand your discussion of subsection (a) in the amendment with reference to the single rate tax but if I heard you correctly you said this did not disturb the rest of the bill. Did I hear you incorrectly on that?"

Senator Williams: "The amendment does not deal with the rest of the bill. Well, it doesn't deal with the parts of the bill pertaining to property tax and those matters."

Senator Canfield: "May I pursue that then with this question? I believe that you referred to exclusions under subsection (b) whereas the Senate Joint Resolution No. 24 specifically spells out two exclusions in the areas of sales tax and in the business and occupation tax. Would you please clarify that?"

Senator Williams: "Senator Canfield, in our amendment we have provisions to provide for the allowance of credit, exclusions, exemptions and deductions."

Senator Canfield: "And those would be set. However, as I read the amendment, in the discretion of the legislature, would not be written into the measure?"

Senator Williams: "That is right."

Senator Canfield: "And thirdly, you have another thing in here which is interesting. You adopt by reference some federal statutes with which I am not familiar and I just wanted to point out that I think we are considering some changes which are beyond simply the single rate versus the graduated net proposals. Am I correct?"

Senator Williams: "The matters of reference are purely administration matters within the framework of the single rate."

Senator Canfield: "I see nothing in Senate Joint Resolution No. 24 to adopt by reference."

Senator Williams: "The essential difference is administrative only. It still maintains the uniform rate."

Further debate ensued.

Senator Atwood: "Would Senator Durkan yield to a question? Senator Durkan, was I correct in understanding you that you don't want any constitutional limit on this either the single or the graduated written into the Constitution?"

Senator Durkan: "You were incorrect, what I said was I felt that the responsibility for tax reform should lie with the legislature and I think that the legislature should establish, like the federal government establishes, the rates. Now, if that answers your question, Senator."

Senator Atwood: "I notice that in the upper part of this Senate Joint Resolution No. 24 there is a limitation of twenty-five percent and I know that Senator Durkan has a twenty-five percent ceiling on a clean twenty-five percent. Now, in response to Senator McCutcheon I know you have the impression that this is a tax increase but until we see what the bill does that goes with this Senate Joint Resolution No. 24 or whatever resolution we pass, there is no way of telling then how much money we are going to raise, but the rates that we have assumed here, I think Senator McCormack's is 3.8, and I think if he has the graduated net on corporations like he wishes and together with the B & O tax exclusion that corporations will be at the ceiling in order to get away with the exclusion . . . writing in the exclusion of the B & O.

"Now, I'm sure we are all well aware that there are several proposals in the House. In fact they are very close to an agreement on this and I would be hopeful that we always keep in mind the bill that goes with this and it is very difficult to argue in generalities on the constitutional resolution that is now before this body. I would point out to you, Senator McCutcheon, that the reason for this effort in tax reform is the fact that the schools and the school districts throughout the state are facing more and more the pressures of special levies. We are right now at the \$190 million level in special levies and when people talk about this is not a tax increase you must realize that we are talking about devoting almost all of this additional revenue if in fact it passes to the solution of the special levy problem, so these people can legitimately argue that in truth and in fact it is not an overall tax increase. I would agree with what you say that in the long run it would most likely be a tax increase as the years go by assuming this should pass, but in any event we are faced with an unequal burden on the property tax in this state at this time and it's going to get a lot worse as time progresses. We are projecting for the biennium 1970-71 well over \$250 million if we don't do something in this area. And this is why we're asking the people for a vote either on the single rate or some other type of constitutional amendment and I have no doubt that it would be very easy to kill this thing if it is misunderstood.

"I would be hopeful that this legislature would be able to at least present something to the people for their consideration and I think it's incumbent upon all of us here in the event that something does get on the ballot that we try to explain it in these terms. I have no doubt that it would be a very tough package indeed to sell."

Senator Durkan: "In further response, I would like the record to show, Senator, so there won't be any misunderstanding that when I talk about tax reform and the right of the legislature to respond to the needs of the people and you asked me the question, I recognize ceilings and limitations but within that broad area and I want to make it perfectly clear, I feel that the legislature should have this right to respond and I wouldn't want you or anyone else to misunderstand how I feel about Senate Joint Resolution No. 1."

MOTIONS

On motion of Senator Greive, the rules were suspended and Senator Elicker was excused.

On motion of Senator Ryder, the Senate recessed at 3:25 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:25 p.m.

SECOND READING

The Senate resumed consideration of Senate Joint Resolution No. 24 on second reading and the pending amendment by Senators Williams, Atwood, Ryder and Holman.

Senator McCormack demanded a roll call on the amendment by Senators Williams, Atwood, Ryder, and Holman and the demand was sustained by Senators Foley, Marquardt, Bailey, Sandison, Durkan, Ryder, Pritchard, Andersen and Canfield.

PARLIAMENTARY INQUIRY

Senator Bailey: "Point of parliamentary inquiry."

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

Senator Bailey: "Would a vote 'aye' then indicate that we were voting for the Senators Williams, Atwood, Ryder and Holman amendment for a flat or single rate income tax, and a vote 'nay' would mean that we were in effect leaving it open so that we could enact a graduated net income tax?"

REPLY BY THE PRESIDENT

The President: "The President believes that a vote 'aye' will be a vote for a single rate income tax and in essence a vote 'nay' could possibly mean that the Senator was in favor of a graduated net income tax. However, in the case of the President, this would not be true as he is not in favor of either one."

ROLL CALL

The Secretary called the roll and the amendment by Senators Williams, Atwood, Ryder and Holman was not adopted by the following vote: Yeas, 21; nays, 27; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams, Woodall—21.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—27.

Excused: Senator Elicker—1.

Senator Stender moved adoption of the following amendment:

On page 2, line 10, after "election" strike the semicolon and insert "[:] : *PROVIDED, That this subsection shall not authorize any school district to make a levy for maintenance and operation purposes, as that term is defined by law;*"

Debate ensued.

The motion failed and the amendment was not adopted.

MOTIONS

On motion of Senator Atwood, the rules were suspended and Senator Newschwander was excused.

On motion of Senator McCormack, Senate Joint Resolution No. 24 was ordered to hold its place on the second reading calendar for Tuesday, April 1, 1969 on a rising vote.

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

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

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having given notice, Senator Henry moved that the Senate do now reconsider the vote by which Senate Bill No. 197 passed the Senate.

The motion carried.

MOTION

On motion of Senator Henry, Senate Bill No. 197 was returned to second reading.

On motion of Senator Henry, the following amendment was adopted:

On page 6, section 9, line 29, after "conditions" and before the period insert: "": *PROVIDED, That the commissioned officers of the Washington state guard, upon reaching the age of sixty-four years shall be retired by order of the commander in chief in the next higher rank to that held at the time of such retirement"*

On motion of Senator Gissberg, the following amendment was adopted:

On page 2, section 1, line 2, after "guard." strike the remainder of the section.

On motion of Senator Gissberg, the following amendment to the title was adopted:

On page 1, beginning on line 2 of the title strike “, including the establishment of a naval militia”

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 197 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 197, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Odegaard, Pritchard—2.

Excused: Senator Elicker—1.

ENGROSSED SENATE BILL NO. 197, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President has signed:

SUBSTITUTE HOUSE BILL NO. 592.

PERSONAL PRIVILEGE

Senator Metcalf: “I would like to have it recorded in the journal that today is the day that the Arabs sunk the Washington State Navy.”

MOTION

At 4:40 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, April 1, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,

Elected Secretary of the Senate May 12, 1969.

NINETEENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, April 1, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Weedy Hagen, Color Bearer, and Tom Giesecke, presented the Colors. Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Heavenly Father for those of us who are Christians this is a special week. During it we remember our Lord and the last days before his crucifixion. His life and death seemed recusant. His standards were love and selflessness and honesty and truth. To many people all that seemed naive and foolish. In fact it got him killed. He did not die a hero and yet he was the greatest person who ever lived.

"Father, help each one of us to understand what it means to be great. Help these men as they struggle with very difficult problems and decisions to have some understanding about true virtue.

"We pray this in the Name of Him before whom every knee shall bow, Jesus Christ, our Lord. Amen."

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

MOTION

Senator Greive moved that 6,000 additional copies of Senate Bill No. 1 be printed.

POINT OF INQUIRY

Senator Woodall: "Would Senator Greive yield to a question? Senator Greive, is there extraordinary demand or is someone using this to circularize to voters or what? What is the need of 6,000?"

Senator Greive: "There is an extraordinary demand for this piece of legislation. It is very sought after by the elderly people who feel that it is a great salvation and it gives them some tax relief and we are constantly running out of copies and therefore it is our feeling that we should have them."

Senator Woodall: "How many members' names appear on this bill?"

Senator Greive: "I am afraid we would have to look that up. All I know is there are a number."

Senator Woodall: "Two candidates, I understand, appear on it. One for governor and one for mayor, is that correct?"

Senator Greive: "Something like those executive request bills that you so strongly support, Senator."

The motion carried.

PERSONAL PRIVILEGES

Senator Gissberg: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Gissberg: "I just want to express my personal disappointment on the action of the minority in attempting to stop the printing of bills which are of substantial public importance which are sought to be disseminated to the public.

"This is a bill that is before this legislature and most assuredly has a tremendous public interest and I am disappointed because there have been abuses of the printing privileges by at least one member of the minority I know of who had printed at least 3,500 copies of material which I thought was done in an improper manner at least.

"I am sorry to have to get up and say this but that is just the way I feel about it. I certainly don't wish to wash any dirty linen out here on the floor and will not but I was disappointed to see the man that I was concerned about get up and vote as he did on this matter."

Senator Atwood: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Atwood: "I am a little chagrined about the move to print 6,000 copies of this bill. It is readily available and especially at Senate expense when our expenses are running extremely high at this stage of the proceedings. It does shock me to see at this stage when we are late in the session to print this many copies and I think it is patently clear that it is used to put pressure on the House."

REPORTS OF STANDING COMMITTEES

March 31, 1969.

SENATE BILL NO. 113, providing salary changes for county prosecutors (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended, but that the Judiciary Committee amendments on pages 3 and 4 not be adopted.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Day, Dore, Faulk, Gissberg, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Pritchard, Ridder, Walgren, Washington, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

SENATE BILL NO. 249, providing annual pension increases for certain retired persons (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Conner, Cooney, Day, Foley, Gissberg, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Pritchard, Ridder, Sandison, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

SENATE BILL NO. 454, providing for construction and financing of state buildings and parking facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Andersen, Atwood, Canfield, Connor, Day, Donohue, Dore, Faulk, Lewis (Harry), Marquardt, Metcalf, Newschwander, Pritchard, Ryder, Stortini, Twigg, Walgren, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

SENATE BILL NO. 455, authorizing bonds and refunding bonds for east capitol site (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Faulk, Lewis (Harry), Marquardt, Metcalf, Newschwander, Pritchard, Ryder, Stortini, Twigg, Walgren, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

SENATE BILL NO. 539, appointing registered agents for foreign nonprofit corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Gissberg, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 637, relating to water districts maintaining sewer systems (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Pritchard, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

SENATE BILL NO. 760, prescribing filing fees for chattel liens (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Gissberg, Holman, McCormack, Ridder, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 29, 1969.

SENATE CONCURRENT RESOLUTION NO. 23, creating a legislative interim committee on water resources (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Day, Knoblauch, McDougall, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

ENGROSSED HOUSE BILL NO. 15, requiring voter's pamphlet to contain absentee ballot application form (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass.

Signed by: Senators McCutcheon, Chairman; Cooney, Donohue, Greive, Keefe, McCormack, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 66, establishing boundary review boards (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Pritchard, Ridder, Stortini, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, providing for eye protection in institutions of learning (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, McCutcheon, Marquardt, Metcalf, Odegaard, Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

ENGROSSED HOUSE BILL NO. 278, exempting Canadians from alien gun licensing (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Gissberg, Holman, McCormack, Ridder, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

ENGROSSED HOUSE BILL NO. 311, making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Keefe, McDougall, Odegaard.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

ENGROSSED HOUSE BILL NO. 381, limiting duty to support stepchildren (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Gissberg, Holman, McCormack, Ridder, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 421, implementing law relating to transportation of common school pupils in school buses (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Ridder, Chairman; Elicker, McCutcheon, Marquardt, Odegaard, Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

ENGROSSED HOUSE BILL NO. 437, providing for transfer of county property where not more than fifty registered voters in the area to be transferred (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

ENGROSSED HOUSE BILL NO. 499, requiring monthly financial reports of school districts (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Elicker, McCutcheon, Marquardt, Metcalf, Odegaard, Stender, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

ENGROSSED HOUSE BILL NO. 515, establishing a medical examiner system (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Keefe, McCutcheon, McDougall, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

March 27, 1969.

ENGROSSED HOUSE BILL NO. 539, authorizing interlocal cooperative agreements between cities and counties for bus service (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, Guess, McDougall, Pritchard, Stortini, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

SUBSTITUTE HOUSE BILL NO. 563, providing for environmental quality (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

ENGROSSED HOUSE BILL NO. 632, collecting and enforcing the annual license fees for corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Gissberg, Holman, McCormack, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

HOUSE BILL NO. 639, changing metro council to include the elected county executive and method of annexation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Pritchard, Ridder, Stortini, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

HOUSE BILL NO. 695, relating to industrial insurance and rights of action against third party (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Foley, Gissberg, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

HOUSE JOINT MEMORIAL NO. 9, memorializing Congress as to handicapped persons (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Holman, Keefe, McDougall, Newschwander, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

HOUSE JOINT MEMORIAL NO. 15, memorializing Congress for funds for Columbia River fishery development program (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

March 31, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 482 and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

March 29, 1969.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 151 with the following amendment:

Strike everything after the enacting clause on page 1 and insert the following:

“NEW SECTION. Section 1. That a budget is hereby adopted and subject to the provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1969, and ending June 30, 1971, out of the several funds of the state hereinafter named.

STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution...	\$ 1,027,564
General Fund Appropriation for public utility district excise tax distribution	\$ 9,223,680
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution.....	\$ 120,022
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution....	\$ 13,172,400
Motor Vehicle Excise Fund Appropriation for motor vehicle excise tax distribution	\$ 18,483,618
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution	\$110,705,321
Liquor Board Revolving Fund Appropriation for liquor profits distribution	\$ 31,979,000

STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution.....	\$ 22,755,423
General Fund Appropriation for federal flood control funds distribution....	\$ 30,000
General Fund Appropriation for federal grazing fees distribution.....	\$ 15,955

STATE TREASURER—BOND RETIREMENT AND INTEREST

Highway Bond Retirement Fund Appropriation.....	\$ 55,068,528
Public School Building Bond Redemption Fund 1949 Appropriation.....	\$ 5,102,080
Public School Building Bond Redemption Fund 1955 (1965 Refunded) Appropriation	\$ 4,502,363
Public School Building Bond Redemption Fund 1957 Appropriation.....	\$ 9,189,900
Public School Building Bond Redemption Fund 1959 Appropriation.....	\$ 4,704,351
Public School Building Bond Redemption Fund 1961 Appropriation.....	\$ 7,042,616
Public School Building Bond Redemption Fund 1963 Appropriation.....	\$ 8,724,160
Public School Building Bond Redemption Fund 1965 Appropriation.....	\$ 2,426,478
Common School Building Bond Redemption Fund Appropriation.....	\$ 2,953,500
University of Washington Bond Retirement Fund Appropriation.....	\$ 2,705,311
Washington State University Bond Retirement Fund Appropriation.....	\$ 815,231
Central Washington State College Bond Retirement Fund Appropriation....	\$ 330,696
Eastern Washington State College Bond Retirement Fund Appropriation....	\$ 331,700

Western Washington State College Bond Retirement Fund Appropriation.....	\$ 425,026
Institutional Building Bond Redemption Fund 1949 Appropriation.....	\$ 2,551,560
Institutional Building Bond Redemption Fund 1957 Appropriation.....	\$ 3,410,130
State Building Construction Bond Redemption Fund Appropriation.....	\$ 8,358,183
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation	\$ 5,157,587
State Building and Higher Education Bond Redemption Fund 1967 Approp- riation	\$ 1,816,800
Juvenile Correctional Institutional Building Bond Redemption Fund Approp- riation	\$ 604,160
General Administration Bond Retirement Fund Appropriation.....	\$ 727,489
State Building Construction Bond Redemption Fund 1965 Appropriation.....	\$ 1,170,000
State Building Construction Bond Redemption Fund 1967 Appropriation.....	\$ 473,952
War Veterans' Compensation Bond Retirement Fund Appropriation.....	\$ 9,532,979
World Fair Bond Redemption Fund Appropriation.....	\$ 1,917,000
Outdoor Recreational Bond Redemption Fund Appropriation.....	\$ 681,742
Water Pollution Control Bond Redemption Fund Appropriation.....	\$ 977,688

STATE LEGISLATURE

General Fund Appropriation	
Senate Expenses and salaries of members.....	\$ 445,500
House of Representatives Expenses and salaries of members.....	\$ 1,002,375
Joint Committee on Education.....	\$ 275,533
Legislative Council: <i>Provided</i> , That not more than \$15,000 will be used as a planning grant to determine the future scope of the State Capitol Museum, to determine the need for capital construction funds and to determine the feasibility of construction of a new museum on either the Capitol campus or The Evergreen State College campus.....	\$ 370,693
Legislative Budget Committee.....	\$ 317,520
Motor Vehicle Fund Appropriation Joint Committee on Highways.....	\$ 80,000

SUPREME COURT

General Fund Appropriation.....	\$ 2,013,160
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LAW LIBRARY

General Fund Appropriation.....	\$ 377,234
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COURT OF APPEALS

General Fund Appropriation.....	\$ 1,043,460
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COURT ADMINISTRATOR

General Fund Appropriation.....	\$ 221,443
General Fund Appropriation for Superior Court Judges.....	\$ 1,917,904
General Fund Appropriation	
Judges' Retirement Fund Contributions.....	\$ 263,946
Additional Judges' Retirement Fund Contributions in accordance with RCW 2.12.070	\$ 295,067

JUDICIAL COUNCIL

General Fund Appropriation.....	\$ 75,819
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PUBLIC PENSION COMMISSION

General Fund Appropriation.....	\$ 137,142
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PERMANENT STATUTE LAW COMMITTEE

General Fund Appropriation: <i>Provided</i> , That legislators are to be provided upon request with a copy of the administrative code.....	\$ 453,581
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OFFICE OF THE GOVERNOR

General Fund Appropriation	
Executive Operations	\$ 852,028
Investigation and Emergency Purposes—to be distributed on vouchers approved by the Governor.....	\$ 20,000

Extradition Expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives when approved by the Governor (including prior claims).....	\$ 60,000
Mansion Maintenance	\$ 52,000

SPECIAL APPROPRIATIONS TO THE GOVERNOR

General Fund Appropriation

Governor's Emergency, to be allocated for the carrying on of the critically necessary work of any agency: *Provided*, That \$450,000 may be allotted by the Governor for surveys and installations: *Provided*, That not to exceed \$100,000 may be used for payment of rent and relocation expenses upon certification by the Budget Director that insufficient funds are available for this purpose from any other source: *Provided*, That not more than \$20,000 may be allocated to defray the expenses of the Western Governor's Conference: *Provided further*, That not to exceed \$500,000 may be allocated for payments of tort claims in accordance with RCW 4.92.160 and 4.92.170.....

For salary adjustments based on the salary survey findings adopted by the State Personnel Board and subsequent revisions thereto, and employee benefits, including classified and exempt positions, to be allotted to those agencies whose employees are all or in part funded within the General Fund	\$ 1,850,000
For additional state support of the Employees Health Insurance to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board.....	\$ 1,865,000
For allocation to state agencies, departments and institutions to meet any catastrophe, disaster or unforeseen or unanticipated condition or circumstance or abnormal change of condition or circumstance affecting the functions of the state agency, department or institutions: <i>Provided</i> , That no expenditure shall be made herefrom except such as shall be certified by the Governor as meeting the requirements hereof and has been approved by a sixty per cent majority each of the Legislative Budget Committee and the Legislative Council.....	\$ 3,000,000
For additional support of data processing activities to be allocated after consultation with the Data Processing Advisory Committee.....	\$ 2,510,000
Council of State Governments.....	\$ 38,500
Advisory Commission on Intergovernmental Relations.....	\$ 3,000

LIEUTENANT GOVERNOR

General Fund Appropriation.....	\$ 49,000
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SECRETARY OF STATE

General Fund Appropriation: <i>Provided</i> , That \$550,000 shall be available only for initiative and referendum, voters' and candidates' pamphlet, and related legal and other advertising purposes.....	\$ 1,376,989
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STATE TREASURER

General Fund Appropriation.....	\$ 633,767
General Fund-Investment Reserve Account Appropriation.....	\$ 395,765
Motor Vehicle Fund Appropriation.....	\$ 3,951
Motor Vehicle Excise Fund Appropriation:	
<i>Provided</i> , That the amount herein appropriated shall be allocated by the State Treasurer to the municipal research council in accordance with Chapter 108, Laws of 1969.....	\$ 284,000

STATE AUDITOR

General Fund Appropriation:	
State Auditor	\$ 1,738,886
Payment of supplies and services furnished in previous bienniums.....	\$ 250,000
Criminal cost bills.....	\$ 30,000
Motor Vehicle Fund Appropriation.....	\$ 104,677

ATTORNEY GENERAL

General Fund Appropriation.....	\$ 2,209,218
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CENTRAL BUDGET AGENCY

General Fund Appropriation.....	\$	3,161,279
General Fund Appropriation to carry out the provisions of RCW 79.44 relating to assessments against state-owned lands: <i>Provided</i> , That any expenditure from this appropriation on behalf of an agency which is financed by other than General Fund moneys shall be repaid to the General Fund from any balances in the fund or funds which finance such agency and no appropriation shall be necessary to effect such repayment.....	\$	175,000
General Fund Appropriation to carry out the provisions of RCW 41.40.370 relating to employers' contributions to state employees' retirement.....	\$	2,000

PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation.....	\$	9,983,813
Motor Vehicle Excise Fund Appropriation.....	\$	108,191

DEPARTMENT OF PERSONNEL

Personnel Service Revolving Fund Appropriation: <i>Provided</i> , That \$15,000 or the maximum amount established by law shall be available for administration and for payment of Employees' Suggestion Awards	\$	3,070,088
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CAPITOL COMMITTEE

General Fund—Capital Building Construction Account Appropriation.....	\$	30,000
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WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Retirement System Expense Fund Appropriation.....	\$	1,241,746
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FINANCE COMMITTEE

General Fund—Investment Reserve Account Appropriation.....	\$	345,697
General Fund—Water Pollution Control Facilities Account Appropriation....	\$	33,450
General Fund—Common School Building Construction Account Appropriation	\$	30,435
General Fund—State Building and Higher Education Construction Account Appropriation.....	\$	58,403
General Fund—Outdoor Recreation Account Appropriation.....	\$	23,192
Motor Vehicle Fund Appropriation.....	\$	125,150
Motor Vehicle Fund—Urban Arterial Trust Account Appropriation.....	\$	110,625

CONSTITUTIONAL REVISION COMMISSION

General Fund Appropriation.....	\$	25,000
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DEPARTMENT OF REVENUE

General Fund Appropriation: <i>Provided</i> , That funds received as reimbursements pursuant to chapter 84.41 RCW are hereby appropriated to the Department of Revenue in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1971, may be allotted in advance of receipts.....	\$	11,423,452
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TAX APPEALS BOARD

General Fund Appropriation.....	\$	191,172
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UNIFORM LAW COMMISSION

General Fund Appropriation.....	\$	8,996
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DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation.....	\$	8,161,269
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INSURANCE COMMISSIONER

General Fund Appropriation: <i>Provided</i> , That \$575,960 shall be available solely for the support of the Fire Safety and Regulation Program.....	\$	2,166,376
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ACCOUNTANCY BOARD

General Fund Appropriation.....	\$	113,550
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JOURNAL OF THE SENATE

ATHLETIC COMMISSION	
General Fund Appropriation.....	\$ 26,500
CEMETERY BOARD	
General Fund—Cemetery Account Appropriation.....	\$ 16,530
HORSE RACING COMMISSION	
Racing Commission Fund Appropriation: <i>Provided</i> , That if there are more than 350 racing days during the 1969-71 biennium, the Governor is hereby authorized to allocate such additional funds as may be required.....	\$ 947,191
LIQUOR CONTROL BOARD	
Liquor Board Revolving Fund Appropriation.....	\$ 26,222,295
PHARMACY BOARD	
General Fund Appropriation.....	\$ 458,362
UTILITIES AND TRANSPORTATION COMMISSION	
Public Service Revolving Fund Appropriation.....	\$ 5,168,388
BOARD FOR VOLUNTEER FIREMEN	
Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$ 36,462
WASHINGTON STATE PATROL	
Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 33,318,828
VEHICLE EQUIPMENT SAFETY COMMISSION	
Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 5,000
LAW ENFORCEMENT OFFICERS' TRAINING COMMISSION	
General Fund Appropriation.....	\$ 180,846
TRAFFIC SAFETY COMMISSION	
Highway Safety Fund Appropriation.....	\$ 2,624,304
DEPARTMENT OF CIVIL DEFENSE	
General Fund Appropriation.....	\$ 1,479,108
DEPARTMENT OF MOTOR VEHICLES	
General Fund Appropriation.....	\$ 1,649,859
General Fund—Architect's License Account Appropriation.....	\$ 114,117
General Fund—Commercial Automobile Driver Training Schools Account Appropriation	\$ 3,359
General Fund—Optician's Account Appropriation.....	\$ 12,142
General Fund—Optometry Account Appropriation.....	\$ 33,866
General Fund—Professional Engineer's Account Appropriation.....	\$ 207,660
General Fund—Real Estate Commission Account Appropriation.....	\$ 1,183,595
General Fund—Sanitararians' Licensing Account Appropriation.....	\$ 8,149
General Fund—Board of Psychological Examiners' Account Appropriation....	\$ 10,618
Highway Safety Fund Appropriation.....	\$ 10,978,015
Motor Vehicle Fund Appropriation.....	\$ 9,859,911
MILITARY DEPARTMENT	
General Fund Appropriation.....	\$ 2,132,554
Armory Fund Appropriation.....	\$ 822,779
SUPERINTENDENT OF PUBLIC INSTRUCTION	
(Including Board of Education)	
General Fund Appropriations	
Office of the Superintendent of Public Instruction and Board of Education, including \$150,000 for the Pacific Science Center: <i>Provided</i> , That the Superintendent of Public Instruction shall report to the next duly assembled legislature on progress toward the implementation of a planning, programming, and budgeting system.....	\$ 4,658,687

General Fund Appropriation for General Apportionment:

Provided, That it is the intent that \$78,032,352 be distributed by the Superintendent of Public Instruction to be allocated over the 1969-71 biennium to local school districts, of which \$69,802,114 is contained in this appropriation and \$8,230,238 which is to be appropriated by the 42nd Session of the Legislature, to be used as salary increases, including related OASI and retirement costs, the individual amounts to be negotiated under the terms of RCW 28.72: *Provided*, That the weighting schedule to be used in computing the apportionment of funds for each district for 1969-71 shall be based on the following factors:

- Each full time student enrolled..... 1.0
- Each student, grades 7-12, an added..... .3
- Each full time student enrolled in an approved vocational class in grades 9-12 where excess costs can be documented and where the classes are approved by the state Superintendent, an added... 1.0
- Each identified culturally disadvantaged child receiving an approved program, an added..... .1

A factor, established by the Superintendent of Public Instruction, designed to reimburse each district for costs resulting from staff education and experience greater than the minimum in the average salary schedule in use by Washington school districts.

For school districts enrolling fewer than 250 students in grades 9-12 and for non-high districts judged remote and necessary by the State Board of Education and for elementary schools judged remote and necessary by the State Board of Education within a district and which enroll fewer than 100 students, weighting factors as submitted by the Superintendent of Public Instruction to the Forty-first Legislature:

Provided, That not to exceed \$10,391,593 is included for vocational-technical institutes, and not to exceed \$1,154,203 is included for adult education: *Provided*, That not to exceed \$512,865 may be used for programs for gifted children: *Provided*, That not to exceed \$1,060,000 is included for use by the Superintendent for School District emergencies: *Provided further*, That no portion of these funds shall be allocated to a school district which expends, or anticipates expending, moneys in excess of their certified budget or budget extensions thereto as filed with the Office of the Superintendent of Public Instruction and Board of Education.....\$627,975,632

General Fund Appropriation of two mills of property tax to be distributed in accordance with Chapter, Laws of 1969.....\$ 64,928,000

General Fund Appropriation of Mobile Home Excise Tax to be distributed...\$ 1,593,345

General Fund Appropriation of state forest funds to be distributed.....\$ 600,000

Allocation to Intermediate Districts and County Superintendents of Schools:

Provided, That any intermediate district established pursuant to RCW 28.19.190 shall receive an additional allotment from this appropriation in the amount of 20¢ per service unit per year. Those intermediate districts established pursuant to RCW 28.19.190 during the first year of the 1969-71 biennium shall be entitled to such an additional allotment during the second year of the biennium.....\$ 1,429,893

General Fund Appropriations:

Supplementary Education and Cultural Enrichment.....\$ 1,000,000

State Institutions\$ 5,496,994

Distribution to counties for school districts:

Handicapped Children-Excess Costs.....\$ 40,407,171

Cerebral Palsy Center.....\$ 412,769

Elementary and Secondary Education Act of 1965.....\$ 29,970,000

To carry out the provisions of Public Law 85-864

(National Defense Education Act of 1958).....\$ 3,172,000

Education of Indian Children.....\$ 420,000

Civil Defense\$ 110,000

Adult Basic Education.....\$ 600,000

School Lunch and School Milk Programs.....\$ 10,840,000

Grants to Teachers of the Handicapped.....\$ 180,000

Teacher Education and Development.....\$ 3,910,070

Assistance to Blind Students (RCW 28.76.130).....\$ 13,600

General Fund Appropriation: *Provided*, That not to exceed \$4,054,000 shall be available for urban and/or racial and disadvantaged educational programs as may hereinafter be provided by law including not to exceed \$100,000 for State office administration expenses\$ 4,054,000
 General Fund—Driver Education Account Appropriation.....\$ 4,544,021

STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund Appropriations
 For Administrative Expenses of the Board\$ 862,744
 For Distribution to the Community Colleges in accordance with Chapter 28.85 RCW: *Provided*, That \$5,027,008 may be used only for new programs to enrich, innovate and improve community college education and may not be added to FTE computation: *Provided further*, That the State Board for Community Colleges will report in full on the uses and results of the various programs to the 1971 session of the legislature.....\$ 97,750,609

WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION

General Fund Appropriation.....\$ 45,000

COUNCIL ON HIGHER EDUCATION

General Fund Appropriation: *Provided*, That \$117,280 is hereby made available for carrying on the functions of the Higher Education Facilities Commission, of which not more than \$50,000 shall be from state sources: *Provided further*, That if legislation to create a Council on Higher Education is not enacted by the 41st Legislature, the Higher Education Facilities Commission shall continue to function in accordance with RCW 28.90.....\$ 543,430

OCEANOGRAPHIC COMMISSION OF WASHINGTON

General Fund Appropriation.....\$ 225,300

UNIVERSITY OF WASHINGTON

General Fund Appropriation: *Provided*, That \$4,700,000 shall be available for the continuing operation of Harborview Hospital as a teaching resource for the University of Washington.....\$147,153,172
 Accident Fund Appropriation.....\$ 350,000
 Medical Aid Fund Appropriation.....\$ 350,000

WASHINGTON STATE UNIVERSITY

General Fund Appropriation.....\$ 70,024,567

EASTERN WASHINGTON STATE COLLEGE

General Fund Appropriation.....\$ 18,178,613

CENTRAL WASHINGTON STATE COLLEGE

General Fund Appropriation.....\$ 21,315,734

THE EVERGREEN STATE COLLEGE

General Fund Appropriation.....\$ 2,838,437

WESTERN WASHINGTON STATE COLLEGE

General Fund Appropriation.....\$ 23,531,537

COMPACT FOR EDUCATION

General Fund Appropriation: *Provided*, That \$10,000 shall be available exclusively for travel and expenses of the commissioners.....\$ 31,000

COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION

(Division of Vocational Education)

General Fund Appropriation.....\$ 13,457,751

TEACHERS' RETIREMENT SYSTEM

Teachers' Retirement Fund Appropriation: *Provided*, That the administrators of the System cooperate with the Office of the Superintendent of Public Instruction and the State Board for Community Colleges in arriving at uni-

form records and projections of employees' salaries and the number of employees in public elementary and secondary schools, and community colleges which the Teachers' Retirement System will serve during the ensuing biennium\$ 795,663
 General Fund Appropriation.....\$ 62,069,296

EDUCATIONAL TELEVISION COMMISSION

General Fund Appropriation.....\$ 5,000

STATE LIBRARY

General Fund Appropriation.....\$ 3,979,433

ARTS COMMISSION

General Fund Appropriation: *Provided*, That not more than \$166,944 shall be from state sources.....\$ 256,944

WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....\$ 215,240

EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....\$ 161,878

STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation.....\$ 125,740

General Fund—State Capitol Historical Association Museum Account Appropriation\$ 41,000

DEPARTMENT OF INSTITUTIONS

Schools for the Sensory Handicapped

General Fund Appropriation.....\$ 4,604,997

DEPARTMENT OF INSTITUTIONS

Mental Hospitals and Mental Health Community Grant-In-Aid

General Fund Appropriation: *Provided*, That \$2,500,000 shall be available for Community Mental Health Grant-In-Aid and \$1,104,434 shall be available as state matching for community mental health facility construction.....\$ 47,141,182

DEPARTMENT OF INSTITUTIONS

Olympic Center

General Fund Appropriation.....\$ 1,750,491

DEPARTMENT OF INSTITUTIONS

General Fund Appropriation

Group Homes for the Mentally Retarded.....\$ 405,000

Schools for the Mentally Retarded.....\$ 41,529,916:

Provided, That inter-program transfers may be made between the above amounts to the extent that the workload of any such program exceeds or is less than the estimates contained within the budget: *Provided*, That \$576,000 shall be available for Epton Day Care Centers: *Provided*, That \$170,000 shall be available for community retardation planning: *Provided further*, That \$343,487 shall be available for community mental retardation facility construction\$ 43,024,403

DEPARTMENT OF INSTITUTIONS

Adult Correction, Including Probation and Parole Services and Work-Release Subsidy

General Fund Appropriation

Division of Probation and Parole Services.....\$ 4,140,550

Work-Release Subsidy\$ 100,000

Adult Correction Institutions\$ 24,762,336:

Provided, That inter-program transfers may be made among the above amounts to the extent that the workload of any such program exceeds or is less than the estimates contained within the budget: *Provided further*, That the Work-Release Subsidy shall be available to provide essential expenses for indigent persons from agencies of the Division of Adult Cor-

rections proposed for work-release assignments and/or when such assignments are too distant to permit housing of participants in an Adult Correction Institution of the Department of Institutions.....\$ 29,002,886

DEPARTMENT OF INSTITUTIONS

Juvenile Rehabilitation

General Fund Appropriation

Probation Subsidy Grants to Counties.....\$ 969,404
 Juvenile Parole Services.....\$ 2,861,837
 Juvenile Delinquency Prevention and Control.....\$ 1,779,200
 Operation of Juvenile Institutions and Group Homes.....\$ 23,979,157:
Provided, That inter-program transfers may be made among the above amounts to the extent that the workload of any such program exceeds or is less than the estimates contained within the budget.....\$ 29,589,598
 General Fund—Probation Services Account.....\$ 969,404

VETERANS' REHABILITATION COUNCIL

General Fund Appropriation.....\$ 649,837

DEPARTMENT OF INSTITUTIONS

Veterans' Homes

General Fund Appropriation.....\$ 4,542,806

DEPARTMENT OF INSTITUTIONS

Headquarters

General Fund Appropriation.....\$ 8,023,796

BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation.....\$ 631,014

DEPARTMENT OF HEALTH

General Fund Appropriation: *Provided*, That the Director of the Department of Health is authorized to allocate \$300,000 from state sources for the support of local kidney centers upon assurance that such allocations will not diminish local support and shall be allocated by the Department of Health on the basis of patients served at each center supported by these funds: *Provided*, That those patients who are still being treated by kidney home machines when federal matching funds are terminated on June 30, 1969, shall not be affected by such termination and that sufficient funds shall be made available to continue treatment of those patients beyond June 30, 1969: *Provided*, That \$400,000 shall be available for matching grants for community comprehensive health centers as defined in Chapter 4, Laws of 1967 ex. sess.: *Provided*, That such grants are not to exceed 10 per cent of the total cost of any center: *Provided further*, That \$268,000 be allocated to Edgecliff Sanitarium for necessary repairs.....\$ 25,317,452

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation.....\$496,791,126

The Department of Public Assistance is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payment if necessary, and to effect all economies possible in the administration of such programs during the 1969-71 biennium in order that expenditures for said biennium shall not exceed \$80,000,000 herein appropriated: *Provided*, That payments to applicants or recipients from this appropriation due to increased costs of living and rates for supplies or services shall not be increased unless it has been clearly determined that adequate funds are available to provide for the increased rates during the remainder of the biennium: *Provided*, That the Department of Public Assistance shall ascertain that state nursing home facilities are not available before making payments for care rendered to state public assistance recipients by out-of-state nursing homes: *Provided*, That no payments of general assistance shall be made from this appropriation unless the applicant or recipient for general assistance has resided in the state of Washington for

three out of the last four years immediately preceding the date of application: *Provided*, That a person referred to and accepted by the Division of Vocational Rehabilitation for rehabilitation under an approved plan, which plan includes maintenance payments, shall not be eligible to receive general assistance: *Provided*, That the Director may make payments of emergency general assistance to an applicant or recipient notwithstanding the residence provision above for a period of not to exceed ninety days if a denial of assistance would cause undue hardship: *Provided*, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty per cent of the amount which would be paid to such recipient if he were living in his own home: *Provided*, That where a dependent child lives with his mother and a stepfather or an adult male person assuming the role of a spouse to the mother although not legally married to her, the amount of the grant shall be computed after consideration is given to the income and resources of the stepfather or such adult male person and the State Department of Public Assistance shall determine if the stepfather or such adult male person is able to support the child either wholly or in part; said determination shall be based upon a standard which takes into account the stepfather's or such adult male person's income, resources, and expenses under regulations set forth by the Department of Public Assistance; a natural father is not relieved of any legal obligation to support his children by the liability for their support imposed upon their stepfather or adult male person by this proviso: *Provided*, That all the various vendors shall be required to furnish adequate, documented evidence of the cost of providing their particular services, care or supplies, in the form, to the extent and at such times that the Department of Public Assistance may determine; the designated purpose of such information is the valuation and justification of vendor rates in order to establish rates and fees that are substantiated by vendor costs; the decision of the Department of Public Assistance on such rates and fees shall be final: *Provided*, That effective July 1, 1969, the Department of Public Assistance shall not pay less than \$11.50 per day for licensed Class I nursing home care, \$9.25 per day for licensed Class II nursing home care, and \$7.30 per day for licensed intermediate care facility care, and these per diem rates shall not be reduced by the department during the 1969-71 biennium: *Provided*, That notwithstanding the provisions of section 7 of this act federal matching funds received in the month of July, 1969, may be credited to the 1967-1969 biennium to the extent necessary to fund expenditures for the 1967-1969 biennium: *Provided*, That if any part of this act shall be found to be in conflict with Federal requirements which are a prescribed condition to the allocation of Federal funds to the State, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet Federal requirements which are a necessary condition to the receipt of Federal funds by the State.

General Fund Appropriation for medical services and supplies including adjustment of hospital costs not in excess of the unexpended balance of the 1967-1969 appropriation or allotment for this purpose.....\$ 1,300,000

OFFICE OF ECONOMIC OPPORTUNITY

General Fund Appropriation: *Provided*, That \$750,000 shall be available for support or supplementation of Head Start projects approved for Federal funds: *Provided further*, That the Office of Economic Opportunity report back to the 1970 legislature on innovative programs which have been initiated\$ 2,796,248

BOARD AGAINST DISCRIMINATION

General Fund Appropriation.....\$ 616,918

BOARD OF INDUSTRIAL INSURANCE APPEALS

Accident Fund Appropriation.....\$ 860,551
 Medical Aid Fund Appropriation.....\$ 860,551

DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation.....	\$ 9,904,040
General Fund—Electrical License Account Appropriation.....	\$ 2,128,418
Accident Fund Appropriation.....	\$ 4,227,741
Medical Aid Fund Appropriation.....	\$ 13,249,374

COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION
DIVISION OF VOCATIONAL REHABILITATION

General Fund Appropriation: *Provided*, That not more than \$4,706,466 is from state sources: *Provided further*, That it is the intent of the Legislature that special attention be given to clients referred by the Department of Public Assistance and that payments for maintenance by the Division of Vocational Rehabilitation to these clients are specifically authorized: *Provided*, That it is the intent of the Legislature that emphasis be given to a cooperative use of resources between the Division of Vocational Rehabilitation, the Department of Institutions, the Department of Labor and Industries and the Department of Employment Security: *Provided*, That not more than \$990,000 of which the state share shall not exceed \$198,000 shall be available for services in connection with maintenance and operation of programs for artificial kidney centers and kidney transplants: *Provided further*, That not more than \$275,625 of state funds shall be available for programs for the mentally retarded as authorized by chapter, Laws of 1969 (House Bill No. 13).....

General Fund Appropriation for medical services and supplies including adjustments of hospital costs not in excess of the unexpended balance of the 1967-69 appropriation or allotment for this purpose.....	\$ 23,068,541
	\$ 25,000

EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation.....	\$ 6,473,740
Unemployment Compensation Administration Fund Appropriation.....	\$ 31,673,470
Administrative Contingency Fund Appropriation.....	\$ 160,000

POLLUTION CONTROL COMMISSION

General Fund Appropriation.....	\$ 2,531,905
General Fund—Water Pollution Control Facilities Account Appropriation.....	\$ 9,000,000

PARKS AND RECREATION COMMISSION

General Fund Appropriation.....	\$ 9,859,850
Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within the state parks.....	\$ 300,000

INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appropriation: <i>Provided</i> , That not to exceed \$537,369 will be used for administrative expense.....	\$ 9,780,773
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DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation: <i>Provided</i> , That no more than \$10,000 shall be used for the Expo-70 World's Fair.....	\$ 2,918,552
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DEPARTMENT OF WATER RESOURCES

General Fund Appropriation.....	\$ 3,981,254
General Fund—Reclamation Revolving Account Appropriation.....	\$ 372,080
Basic Data Fund Appropriation.....	\$ 165,000

DEPARTMENT OF FISHERIES

General Fund Appropriation.....	\$ 12,019,112
General Fund—Lewis River Hatchery Account Appropriation.....	\$ 28,220

DEPARTMENT OF GAME

Game Fund Appropriation.....	\$ 15,158,615
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DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation.....	\$ 10,769,753
General Fund—Contingency Forest Fire Suppression Account Appropriation..	\$ 450,000

General Fund—Forest Development Account Appropriation.....	\$ 3,698,023
General Fund—Resource Management Cost Account Appropriation.....	\$ 12,458,352

DEPARTMENT OF AGRICULTURE

General Fund Appropriation.....	\$ 5,014,179
General Fund—Commercial Feed Account Appropriation.....	\$ 159,432
General Fund—Commission Merchants Account Appropriation.....	\$ 148,089
General Fund—Egg Inspection Account Appropriation.....	\$ 252,534
General Fund—Feeds and Fertilizer Account Appropriation.....	\$ 8,938
General Fund—Agricultural Mineral and Lime Account Appropriation.....	\$ 160,539
General Fund—Nursery Inspection Account Appropriation.....	\$ 113,171
General Fund—Seed Account Appropriation.....	\$ 267,631
Grain and Hay Inspection Fund Appropriation.....	\$ 3,073,097

AERONAUTICS COMMISSION

General Fund Appropriation.....	\$ 161,108
General Fund—Aircraft Search and Rescue, Safety and Education Account Appropriation	\$ 68,002
General Fund—Aeronautics Account Appropriation.....	\$ 512,157

PUGET SOUND PILOTAGE COMMISSION

General Fund—Puget Sound Pilotage Account Appropriation.....	\$ 7,985
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CANAL COMMISSION

General Fund Appropriation: <i>Provided</i> , That this appropriation shall be for a one-year period	\$ 33,142
General Fund—Harbor Improvement Account Appropriation.....	\$ 10,000

"NEW SECTION. Sec. 2. The following sums, or so much thereof as shall severally be found necessary are hereby appropriated out of the several funds indicated for the period from the effective date of this act to June 30, 1971, except as otherwise provided.

TRANSFER

General Fund—Investment Reserve Account Appropriation for Transfer to the General Fund on June 29, 1971 pursuant to Chapter, Laws of 1969.....	\$ 19,600,000
General Fund Appropriation: <i>Provided</i> , That \$100,000 shall be available for the purpose of developing and implementing plans for educational programs to serve the urban and/or racial and disadvantaged students of the state as may hereinafter be provided by law.....	\$ 100,000

"NEW SECTION. Sec. 3.

General Fund Appropriation for distribution to cities and towns as follows:
Provided, That population data employed in such distribution shall be de-
termined by the State Planning and Community Affairs Agency.
The State Treasurer shall distribute to the cities and towns in four equal quarterly pay-
ments on the last day of September, December, March and June of fiscal year of 1969-70
the sum of \$16,000,000 in accordance with the following factors:

- "(a) Forty per cent to all cities and towns;
- "(b) Twenty per cent to cities of 20,000 or more population;
- "(c) Twenty per cent to cities and towns maintaining police departments of five or
more full time equivalent positions for fully paid persons engaged in police work,
exclusive of any clerical positions;
- "(d) Twenty per cent to cities and towns maintaining fire departments of five or
more full time equivalent positions for fully paid persons engaged in fire fighting, ex-
clusive of any clerical personnel.

"Each city or town shall share in the amount distributed under each factor in the
proportion which its population bears to the total population of all cities and/or towns
receiving funds under that factor. The State Treasurer shall determine eligibility as
to police and fire departments by reference to the approved and adopted municipal
budgets which shall be submitted to him at such time and in such manner as he may
prescribe.

"NEW SECTION. Sec. 4.

General Fund Appropriation for assistance to those counties which receive approval by the Department of Revenue of a plan for revaluation of all real property within the county.....	\$ 4,000,000
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Provided, That each county to receive funds must submit a plan for review
by the Department of Revenue. This plan must demonstrate how the

county intends to revalue all real property within the county. The Department of Revenue will, after approving such plan or plans and the amount to be allocated, certify to the State Treasurer that the county is eligible for grant assistance in carrying out the revaluation plan. The Department of Revenue will also be responsible for certifying the amounts to be disbursed to the State Treasurer on a quarterly basis and that the county is engaged in carrying out the plan and is eligible for grant assistance. The plan may provide for direct contracts between the Department of Revenue and appraisal firms, in which case necessary disbursements may be made directly to the appraisal firms, pursuant to such contracts.

"NEW SECTION. Sec. 5. The word "agency" used herein means and includes every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.

"The phrase "agencies headed by elective officials" used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above-named officials serve.

"NEW SECTION. Sec. 6. In order to carry out the provisions of these appropriations and the state budget, the budget director, with the approval of the governor, may:

"(1) Allot all or any portion of the funds herein appropriated or include in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: PROVIDED, That the budget director shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; Western Washington State College; The Evergreen State College; Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of chapter 15.66 RCW; the legislative branch of state government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: PROVIDED, HOWEVER, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.

"(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.

"(3) Prescribe procedures and forms to carry out the above.

"(4) Allot funds from appropriations in this act in advance of July 1, 1969; for the sole purpose of authorizing agencies to order goods, supplies or services for delivery after July 1, 1969: PROVIDED, That no expenditures may be made from the appropriations contained in section 1 until after July 1, 1969.

"NEW SECTION. Sec. 7. Except as otherwise provided in this act, any receipts from federal or other sources or from gifts or grants in excess of those estimated in the budget may be received and allotted by the governor. In the event that receipts shall be less than those estimated in the budget from any source the appropriation shall be limited to the amount received and allotments made as provided in section 6. Receipts for purposes of this section shall include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period. Whenever possible, the receipt of federal or other funds which are not anticipated by the governor's budget or the legislature shall be used to support regular programs instead of using appropriated funds.

"NEW SECTION. Sec. 8. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

"NEW SECTION. Sec. 9. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the budget director may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriations shall be necessary to effect such repayment.

"NEW SECTION. Sec. 10. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, there is also appropriated such

further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

"**NEW SECTION.** Sec. 11. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the budget director which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed. Such services may include, but shall not be limited to, a data processing service bureau in the Department of General Administration and further centralized payroll and vendor payment processing.

"**NEW SECTION.** Sec. 12. All contract personal services contracts except those for medical and health care shall be filed with the Central Budget Agency and the Legislative Budget Committee prior to obligating any portion of the appropriations approved in this act.

"**NEW SECTION.** Sec. 13. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTIONS

Senator Greive moved that the Senate refuse to concur in the House amendments to Substitute Senate Bill No. 151.

Senator Atwood moved that the Senate do concur in the House amendments to Substitute Senate Bill No. 151.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Knoblauch, Herr, Uhlman, Donohue, Ryder, Atwood, Metcalf, Stortini and Walgren.

ROLL CALL

The Secretary called the roll and the motion by Senator Atwood to concur in the House amendments to Substitute Senate Bill No. 151 was lost by the following vote: Yeas, 21; nays, 28.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams, Woodall—21.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—28.

The motion by Senator Greive carried. The Senate refused to concur in the House amendments and asked the House to recede therefrom.

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 22 with the following amendments:

On line 1 of the title, after "punishment;" strike the remainder of the title and insert "amending section 111, chapter 249, Laws of 1909 and RCW 9.69.080; and prescribing penalties."

Beginning on line 4, strike the remainder of the section and insert:

"Section 1. Section 111, chapter 249, Laws of 1909 and RCW 9.69.080 are hereby amended to read as follows:

"Every person who shall wilfully prevent or attempt to prevent, or who shall wilfully conspire to prevent, by persuasion, threats, or otherwise, any person from appearing before any court, or officer authorized to subpoena witnesses, as a witness in any action, proceeding, trial, [or] investigation, hearing, inquiry, or other proceedings authorized by

law, with intent thereby to obstruct the course of justice, shall be guilty of a [gross misdemeanor] felony and shall be punished by imprisonment in the state penitentiary for a term of five years."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Woodall, the Senate concurred in the House amendments to Engrossed Senate Bill No. 22.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 22, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Ryder—1.

ENGROSSED SENATE BILL NO. 22, as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 34 with the following amendments:

In line 1 of the title after the semicolon after "education" and before "amending" strike "and"

In line 3 of the title after "28.05.050" and before the period insert "; amending section 28A.05.050, chapter —, Laws of 1969 (HB 58) and RCW 28A.05.050; and providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted"

On page 1, section 1, line 12, after "States" strike everything down to and including the period on line 21 and insert the following: ", and the equivalent of a one-semester course of study in the state of Washington's history and government. No person shall be graduated from [any eighth grade or] high school without completing such courses of study: PROVIDED, That students in the twelfth grade who have not completed such a course[s] of study in *Washington's history and state government* because of previous residence outside the state [shall be graduated upon having received special instruction in Washington history and government as may be determined by the local school authorities as equivalent to the one semester course required by this section] *may have the foregoing requirement waived by their principal.*"

On page 1, following line 27, add two new sections to read as follows:

"Sec. 2. Section 28A.05.050, chapter —, Laws of 1969 (HB 58) and RCW 28A.05.050 are each amended to read as follows:

"To promote good citizenship and a greater interest in and better understanding of our national and state institutions and system of government, the state board of education shall prescribe a one-year course of study in the history and government of the United States, and the equivalent of a one-semester course of study in the state of Washington's history and government [or Pacific Northwest history and government]. No person shall be graduated from [any eighth grade or] high school without completing such courses of study: PROVIDED, That students in the twelfth grade who have not completed such a course of study in *Washington's history and state government* because of previous residence outside the state [shall be graduated upon having received special instruction in Washington or northwest history and government as may be determined by the local school authorities as equivalent to the one semester course required by this section] *may have the foregoing requirement waived by their principal.*"

"NEW SECTION. Sec. 3. The forty-first legislature has before it a bill proposing a complete revision of the education laws of this state (1969 HB 58). The provisions of section 1 of the instant bill seek to change existing laws. The provisions of section 2 seek to change correlative provisions of the proposed 1969 education code if such code becomes

law. It is the intent of the legislature that the provisions of section 1 shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of section 1 shall expire and the provisions of section 2 shall concomitantly become effective."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Stortini, the Senate concurred in the House amendments to Engrossed Senate Bill No. 34.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 34, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—45.

Voting nay: Senators Elicker, Washington—2.

Absent or not voting: Senators Durkan, Ryder—2.

ENGROSSED SENATE BILL NO. 34, as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 180 with the following amendments:

On page 1, line 9 of the title after "19.28.180;" insert "adding a new section to chapter 19.28 RCW;"

On page 6 add a new section following section 3 as follows:

"NEW SECTION. Sec. 4. There is added to chapter 19.28 RCW a section to read as follows:

"At the time of registration the applicant shall furnish to the director satisfactory evidence that the applicant has procured and has in effect public liability and property damage insurance covering the applicant's electrical operations in the sum of not less than twenty thousand dollars for injury or damage to property and fifty thousand dollars for injury or damage including death to any one person and one hundred thousand dollars for injury or damage including death to more than one person.

"In the event that such insurance shall cease to be effective the registration of the electrician or electrical contractor shall be suspended until such insurance shall be reinstated."

Remember the remaining section consecutively.

On page 8, section 4, line 3, after "schedule:" and before "family residence" strike "Single" and insert "for plug-in mobile homes, recreational vehicles or portable appliances, no fee; for single"

On page 8a, section 4, line 2, after "the" and before "fee" insert "maximum", and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTIONS

On motion of Senator Stortini the Senate concurred in the House amendment to page 8, section 4, line 3 of Engrossed Senate Bill No. 180.

On motion of Senator Mardesich, the question was divided.

Senator Woodall moved that the Senate do not concur in the House amendments to page 1, line 9 of the title and to page 6 and asks the House to recede therefrom.

Debate ensued.

POINT OF INQUIRY

Senator Stender: "Would Senator Woodall yield to a question? Senator Woodall, I don't quite follow just what you are referring to that it puts the little guy out. Who is the little guy to whom you are referring?"

Senator Woodall: "I am referring to one-man operators that we have in rural areas that they are attempting to bring in under this act which when we sent it over to the House we provided that those presently in get to continue which made it fine."

"Now by adding this new language you are saying that any one of these small operators who does not come up with this amount of insurance is automatically suspended and we are suggesting that this addition by the House is not needed, that the bill was in proper form when it went over to the House."

The motion by Senator Woodall carried.

PARLIAMENTARY INQUIRY

Senator Mardesich: "Did we take any action on the amendment to page 8a, section 4, line 2? I don't recall."

REPLY BY THE PRESIDENT

The President: "The Senate has requested of the House that it recede from the House amendment on page 8, Senator Mardesich."

Senator Mardesich: "Yes, but there is another amendment on 8a. I would think that we would concur in that amendment. We haven't taken any action on that as I recall."

The President: "Yes, that was included in Senator Woodall's motion."

Senator Mardesich: "Is Senator Woodall available because I think the two subjects are entirely unrelated and I'm not so sure he meant to do that."

Senator Stortini: "Mr. President, we haven't taken any action on 8a and that is a completely different amendment."

Senator Mardesich: "I didn't get that to be the gist of Senator Woodall's motion at least."

Senator Peterson (Ted): "Senator Stortini is right. That wasn't included at all in Senator Woodall's motion. This just sets the fee of \$4.50 from the \$10.00 which was normal on a home so this should be an amendment that should be passed on."

POINT OF ORDER

Senator Mardesich: "Point of order, Mr. President."

The President: "The Senator will state his point of order."

Senator Mardesich: "Is it the Secretary's position that Senator Woodall's motion included not only the amendment to the title and the amendment to page 8 but as well the amendment to page 8a?"

REPLY BY THE PRESIDENT

The President: "The Secretary advised the President that Senator Stortini had told him that the amendment 'NEW SECTION, Sec. 4,' and the amendment on page 8a were related and that if the first amendment other than the amendment to the title were rejected then the one to page 8a would have to be rejected. That was the Secretary's understanding from Senator Stortini."

Senator Mardesich: "I made the motion to divide the issues and this was a separate amendment and my motion was accepted."

The President: "The President believes that Senator Stortini should explain the situation."

Senator Stortini: "Thank you, Mr. President. We have two separate amendments on page 8. It refers basically to plug-ins whereas on page 8a we talk about the maximum fee not to be more than \$4.50. I believe we should concur with each amendment separately."

Senator Woodall: "The first vote was on Senator Stortini's motion that we do concur on the amendment on fees which you inquired of him about and which was explained. We concurred on that amendment."

Senator Mardesich: "I made the motion to divide the issues."

Senator Woodall: "And it was because we voted first on concurring with the one amendment which Senator Stortini moved on. The other two amendments, one merely says add a new section and the other one was a new section."

Senator Mardesich: "But there are in fact four amendments."

Senator Woodall: "All right. Perhaps there is one we have not acted upon."

MOTIONS

On motion of Senator Mardesich, the Senate concurred in the House amendment to Engrossed Senate Bill No. 180 on page 8a, section 4, line 2.

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 201, with the following amendments:

On page 1, line 2 of the title after "RCW 79.01.484" and before the period insert "and declaring an emergency"

On page 3 add a new section as follows:

"NEW SECTION. Sec. 2. This 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Peterson (Lowell), the Senate concurred in the House amendments to Engrossed Senate Bill No. 201.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 201, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Durkan, Peterson (Ted), Ryder—3.

ENGROSSED SENATE BILL NO. 201, as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Senator Ryder was excused.

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 229 with the following amendments:

On page 4, section 2, line 10 of the engrossed bill, before "unlawful" strike "not" which is the Senate amendment by the Committee on Judiciary on page 4, section 2, line 10 of the printed bill

On page 6, section 4, line 19 of the engrossed bill and the printed bill, after "(1)" strike "Change the rights of shareholders with respect to" and insert "Permit less than a unanimous vote of the shareholders of a corporation having cumulative voting on July 1, 1967, to limit or eliminate"

On page 7, section 5, line 22 of the engrossed bill and the printed bill, after "services" insert "from the corporation" and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Engrossed Senate Bill No. 229.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 229, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Atwood, Durkan, Pritchard, Talley, Twigg—5.

Excused: Senator Ryder—1.

ENGROSSED SENATE BILL NO. 229, as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 31, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 492 with the following amendments:

On page 3, section 6, line 17, after "*over the*" strike "*state-owned accreted non-trust lands*" and insert "*accreted non-trust lands in which the state has an interest*"

On page 4 add a new section after section 7 as follows:

"*NEW SECTION. Sec. 8. No provision of this 1969 amendatory act shall be construed as affecting any private or public property rights.*"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Bailey, the Senate concurred in the House amendments to Engrossed Senate Bill No. 492.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 492, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Atwood, Connor, Durkan, Gissberg, Metcalf—5.

Excused: Senator Ryder—1.

ENGROSSED SENATE BILL NO. 492, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 31, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 662 with the following amendments:

On page 1, line 2 of the title, after "tion" and before the period insert "; and declaring an emergency"

On page 1, section 1, line 5, after "authorized to" strike "make their" and insert "lease"

On page 1, section 1, line 5, after "buses" and before "to" strike "available"

On page 1, section 1, line 9, after "a" and before the period, strike "district" and insert "scout troop"

On page 1, section 1, line 11, after the period add a new sentence as follows: "The school directors may establish the criteria for bus use and lease, including, but not limited to, minimum costs, and driver requirements."

On page 1 add a new section as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing institutions, and shall take effect immediately."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Day, the Senate concurred in the House amendments to Engrossed Senate Bill No. 662.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 662, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Durkan—1.

Excused: Senator Ryder—1.

ENGROSSED SENATE BILL NO. 662, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 29, 1969.

Mr. President: The House passed SENATE BILL NO. 376 with the following amendment:

On page 1, line 3, after "Section 1." strike the remainder of the section and insert: "The board of county commissioners of each county may purchase liability insurance with such limits as they may deem reasonable for the purpose of protecting their officials and employees against liability for personal or bodily injuries and property damage arising from their acts or omissions while performing or in good faith purporting to perform their official duties."

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Walgren moved that the Senate concur in the House amendment to Senate Bill No. 376.

POINTS OF INQUIRY

Senator Dore: "Would Senator Walgren yield to a question? Senator Walgren, is there any provision in the organic act where these commissioners would have to put this insurance

for all the employees out for bid because there could be a substantial amount of money involved?"

Senator Walgren: "There is no provision which would guarantee the bid requirement."

Senator Dore: "Do you think it would be desirable to put a restriction that these public bodies are all regulated by county commissioners?"

Senator Walgren: "What I mean to say, Senator Dore, there is no requirement in this particular bill. It may very well be required under the existing law. I'm not sure."

Senator Dore: "Would Senator Sandison yield to a question? Senator, are the county commissioners now required to submit their business out for bids to get the highest and cheapest bid to the people?"

Senator Sandison: "It is my own personal experience in the counties with whom I have been connected, all three of them ask for bids on insurance. However, it is not a final thing and they do negotiate to a certain extent but the lower bidder always has the in."

Senator Dore: "Are you satisfied then that the amendment is written to protect the interests of the people?"

Senator Sandison: "Yes, it seems fair to me."

The motion by Senator Walgren carried and the Senate concurred in the House amendment to Senate Bill No. 376.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 376, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Connor, Lewis (Harry), Pritchard—3.

Excused: Senator Ryder—1.

SENATE BILL NO. 376, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 462,

SENATE BILL NO. 463,

SENATE BILL NO. 502,

SUBSTITUTE SENATE BILL NO. 518.

FIRST READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 482, by Committee on State Government and Legislative Procedures:

An Act relating to political parties, providing for party conventions and caucuses; adding new sections to chapter 9, Laws of 1965 and to chapter 29.42 RCW; and prescribing penalties.

Referred to Committee on Constitution, Elections, and Legislative Processes.

Senator Canfield moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-16

By Senators Canfield, Donohue, Day, Wilson and Lewis (Brian):

WHEREAS, The widespread littering of our roadsides with discarded beverage containers and other types of litter has reached a point where it has not only damaged the

appearance of our environment, but has become a threat to the public health, safety and welfare; and

WHEREAS, It is necessary to take measures to control this growing form of waste pollution before it becomes an even more serious menace; and

WHEREAS, The beverage and allied industries have agreed to cooperate fully with and to lend wholehearted support to a legislative study aimed at finding a practical solution to the problem;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the legislative council is requested to undertake a study of the pollution problem caused by the littering of roadsides with discarded bottles, cans, and other types of litter; that it undertake such study in cooperation with the beverage and allied industries; and that it recommend feasible ways in which the problem might be attacked and solved.

BE IT FURTHER RESOLVED, That the results of this study, together with the recommendations pursuant thereto, be presented to the next regular session of the legislature for its consideration.

Senator Lewis (Harry) moved adoption of the following amendments:

On page 1, line 1, after "with" strike "discarded beverage containers and other" and insert "all"

On line 9 after "WHEREAS," strike "The beverage and allied industries have" and insert "Industry has"

On line 14 after "with" strike "discarded bottles, cans, and other types of"

On line 16 after "with" strike "the beverage and allied industries" and insert "industry"

Debate ensued.

The motion failed and the amendments were not adopted on a rising vote. There being no objection, Senator Lewis (Harry) withdrew his remaining amendment.

The motion by Senator Canfield carried and the resolution was adopted.

MOTION

At 11:30 a.m., on motion of Senator Greive, the Senate recessed until 11:55 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:55 a.m.

SECOND READING

SENATE JOINT RESOLUTION NO. 24, by Senators McCormack, Durkan, Bailey, Mardesich, Ridder, Knoblauch, Peterson (Lowell), Foley, Herr, Connor, Henry, Uhlman, Walgren, Odegaard, Stortini and Sandison:

Establishing tax reform by amending the Constitution to authorize a state graduated net income tax, by reducing the property tax, removing the sales tax from food and drugs, and eliminating the business and occupation tax.

On motion of Senator McCormack, the rules were suspended, Senate Joint Resolution No. 24 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator McCormack yield to a question? Senator McCormack, if the terms of this bill are so sweeping on line 16 and I am reading with your permission from the bill itself, 'PROVIDED FURTHER, That notwithstanding any other provisions of this Constitution the legislature shall have the power to provide for enforcement of the provisions of this Article by vesting in state or local agencies or both the power to value and assess property for purposes of taxes imposed for any state or local purpose.'

"Now the question I am going to ask is, does that empower the county to levy sales taxes other than on food? Does it empower the counties and cities to levy income taxes? Would you like to answer that?"

Senator McCormack: "Yes, I would be happy to answer, Senator McCutcheon.

"That section has nothing to do with income taxes or sales taxes or local taxes. However, to answer the question for which you are trying to find the answer, I think what you are trying to ask is would we, the legislature, have the authority to grant to local government, cities and counties, the authority to levy income taxes or sales tax. My answer to your question is, yes, the same as we can now. We can now authorize cities and counties to levy sales taxes. We can now authorize cities and counties to levy gross income taxes. The only difference between the present situation and the situation that would apply under the passage of tax reform would be that the authority we could give to cities and counties would be to levy graduated income taxes rather than flat income taxes."

Senator McCutcheon: "One more question. In order to enforce that, thank you for your candor on the other question, under this Senate Joint Resolution No. 24 you have a right to call in the power to assess property and to enlist the local agencies in enforcing any action you might pass. That means, does it not, that the Ryder decision would be overridden and among other things, they would shift all the taxation to the state level."

Senator McCormack: "Now, Senator McCutcheon, the answer to the question if the legislature would have the power to require equalization, this is what we are getting at. Today we know perfectly well that some counties in the state of Washington historically have refused to equalize their property taxes with the rest of the state of Washington. Some county assessors simply are cheating on behalf of their people and as a result when we have programs for matching money for the state of Washington to provide education programs and money for cities and counties, we find some counties not carrying their load, simply cheating by not paying their fair share of the property tax. At the present time this is a very confused constitutional area. For instance, the county assessor is not a constitutional office. We could abolish it at any time."

POINT OF ORDER

Senator McCutcheon: "Point of order."

The President: "Senator McCutcheon will state his point of order."

Senator McCutcheon: "It seems Senator McCormack has answered the question."

Senator McCormack: "I was only about half done, Senator but if you don't want . . ."

Senator McCutcheon: "I know you are only about half done but you have answered it."

Senator McCormack: "Thank you, Senator."

POINT OF INQUIRY

Senator Williams: "Would Senator McCormack yield to a few questions? Senator McCormack, as I see it we are debating not so much as to whether we want tax reform but which constitutional amendment we would like to put on the ballot to the people. You have shown a number of charts, etc. which I suppose deal with particular bills because the numbers there would have to relate to particular bills and not necessarily a constitutional amendment, isn't that correct?"

Senator McCormack: "They are tied to hypothetical income tax rates, the one percent to ten percent income tax program that you have . . ."

Senator Williams: "And these rates and provisions are not in the constitutional amendment."

Senator McCormack: "No, they are not provided in the Constitution."

Senator Williams: "In a number of states which have a graduated income tax as this would permit, they allow the federal tax to be deducted in computing the state income tax, do they not?"

Senator McCormack: "Yes, they do."

Senator Williams: "And under your constitutional amendment, that would be allowable, would it not?"

Senator McCormack: "Under this constitutional amendment the legislature would make that determination."

Senator Williams: "And if they elected to do so that would shift the weight quite a bit from your charts, would it not?"

Senator McCormack: "Yes."

Senator Williams: "The higher income people would be paying quite a substantial less amount."

Senator McCormack: "Yes, very definitely. Since I do not advocate that I think it would be very unwise. I don't believe the legislature would allow it. I did not consider it as a factor in this tax program."

Senator Williams: "Now, going to the other end of the spectrum, you had a certain personal exemption I suppose in your schedule that you allow?"

Senator McCormack: "We used the same exemptions and deductions as used in the federal system."

Senator Williams: "Of \$600 a person?"

Senator McCormack: "That is correct."

Senator Williams: "Is it not a fact that if, as opposed to your \$600 and a graduated net, if one moves a personal exemption to \$1,000 and gets a single rate uniform tax, the lower income people, those under \$5,000 or \$6,000 would pay even less taxes, would they not?"

Senator McCormack: "The ones with families would but the ones without families would not. Single persons and married couples would still be hit much harder than they would under a graduated system. Senior citizens would be hard hit under that program."

Senator Williams: "Not if you had a double exemption for senior citizens."

Senator McCormack: "This is true. Of course, it is quite possible, Senator Williams, to take a flat tax and by a whole array of exemptions and deductions make it look like a graduated tax. My question as I asked yesterday is why bother. If you are going to make it like a graduated tax, why tie the legislature into not doing so, why not let it be a graduated tax."

PERSONAL PRIVILEGE

Senator McCutcheon: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator McCutcheon: "Senator Holman said that he had a statement signed by every Senator in the Puget Sound region, in fact in twenty-four districts representing King county and Pierce county and he asked me to sign this and the only reason I am mentioning this, Senator Holman, is so those who come running up to you and say 'who is that culprit who didn't sign?' you can tell him that it was John McCutcheon who didn't sign and you can tell them why I told you that. What I was asked to sign calls for support of a tax reform bill I have never seen.

"Now there is another reason why I didn't sign it and that is because I felt a little compunction about telling people in other school districts how to vote. My district is half way in the country and half way in the city of Tacoma but when we came to our own last special levy, I would also like to have you tell them, these people who will come up and say 'who was it?' that I went on the air and praised Dr. Angelo Gaudrone and I praised our Tacoma system and I urged the passage of our special millage levy and it carried by ninety percent. I thank you."

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 24 and the resolution failed to pass the Senate by the following vote: Yeas, 22; nays, 26; excused, 1.

Voting yea: Senators Bailey, Connor, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, McCormack, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Uhlman, Walgren, Washington—22.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Newschwander, Peterson (Ted), Pritchard, Stender, Talley, Twigg, Williams, Wilson, Woodall—26.

Excused: Senator Ryder—1.

Senate Joint Resolution No. 24, having failed to receive the constitutional two-thirds majority, was declared lost.

PROTEST

I protest the action of the Democrat leadership in placing Senate Joint Resolution No. 24 on the Senate Calendar either (1) knowing that it did not have substantial Democrat support or (2) not knowing it had insufficient votes for a reasonable chance of passage.

A real attempt at compromise was clearly in order because some of the tax reform and property tax relief is absolutely vital this session.

My vote for Senate Joint Resolution No. 24 was for the purpose of (1) providing a vehicle for responsible tax reform, (2) trying to get things moving toward a final solution and (3) demonstrating that even with Republican votes the Democrat version of the unlimited income tax cannot muster sufficient votes to pass a Democrat-controlled Senate.

(signed) Senator Jack Metcalf.

MOTION

At 1:05 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

SECOND READING

HOUSE BILL NO. 650, by Representatives Marzano, Leland and Garrett:
Prescribing the responsibility for certain motor vehicle size, weight and load violations.

REPORT OF STANDING COMMITTEE

March 10, 1969.

HOUSE BILL NO. 650, prescribing the responsibility for certain motor vehicle size, weight and load violations (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 8, after "vehicle," and before "but" strike "object or contrivance"

On page 1, section 1, line 10, after "operator" and before "owner" strike "and the" and insert "and/or"

On page 1, section 1, line 11, after "chapter" and before the period insert "with the primary responsibility to be that of the owner"

On page 1, after the period on line 11, add two new sections as follows:

"NEW SECTION. Sec. 2. There is added to chapter 12, Laws of 1961 and to chapter 46.16 RCW a new section to read as follows:

"Whenever an act or omission is declared to be unlawful in chapter 46.16 RCW, if the operator of the vehicle is not the owner of such vehicle, but is so operating or moving the same with the express or implied permission of the owner, then the operator and/or owner shall both be subject to the provisions of this chapter with the primary responsibility to be that of the owner.

"NEW SECTION. Sec. 3. There is added to chapter 12, Laws of 1961 and to chapter 46.37 RCW a new section to read as follows:

"Whenever an act or omission is declared to be unlawful in chapter 46.37 RCW, if the operator of the vehicle is not the owner of such vehicle, but is so operating or moving the same with the express or implied permission of the owner, then the operator and/or owner shall both be subject to the provisions of this chapter with the primary responsibility to be that of the owner."

In line 1 of the title after the semicolon and before "and" insert "adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW; adding a new section to chapter 12, Laws of 1961 and to chapter 46.37 RCW;"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Faulk, Guess, Huntley, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Sandison, Stender, Talley, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, House Bill No. 650 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 650 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day,

Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Keefe—1.

Absent or not voting: Senator Pritchard—1.

Excused: Senator Ryder—1.

HOUSE BILL NO. 650, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 613, by Representatives Cunningham, Conner, Leland, Evans and Bozarth:

Allowing temporary permit for commercial driver licenses.

The bill was read the second time by sections.

On motion of Senator Gissberg, the following amendment was adopted:

On page 2, section 2, following line 26 insert a new subsection to read as follows:

“(c) Where by contract, written or implied, a labor union is required upon notice to furnish qualified and competent drivers, the department may accept the certification of the dispatching union official that the driver is qualified and competent to drive the particular equipment.”

On motion of Senator Washington, the rules were suspended, House Bill No. 613 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 613, as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators McCormack, Newschwander, Pritchard—3.

Excused: Senator Ryder—1.

HOUSE BILL NO. 613 as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 754, by Senators Durkan and Sandison:

Establishing a drug testing laboratory at the University of Washington.

REPORT OF STANDING COMMITTEE

March 27, 1969.

SENATE BILL NO. 754, establishing a drug testing laboratory at the University of Washington (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass with the following amendment:

On line 12, strike all the material down to the period and insert “borne by the party for the benefit of whom the testimony of such employees is requested”

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Holman, Huntley, McCormack, Ryder, Wilson.

The bill was read the second time by sections.

Senator Sandison moved adoption of the committee amendment.

POINT OF INQUIRY

Senator Stender: "Would Senator Holman yield to a question? Senator Holman, what does this amendment do?"

Senator Holman: "Senator Stender, the bill said that if an employee of this drug testing laboratory was appearing as an expert witness in a criminal case that his traveling expenses and per diem would be chargeable to the governmental unit conducting the criminal trial and it seemed to the committee that he might possibly be called by the defendant who would want his testimony and the defendant should pay his expenses.

"Now, of course, if the defendant was indigent then the public defender or the county in which he was being tried, would pay it but if I am a defendant and I want some expert testimony, I should certainly pay for my witness."

Senator Stender: "One further question. What is the law now in regards to this type of matter?"

Senator Holman: "That is the way it is now."

Senator Stender: "What is the amendment for then?"

Senator Holman: "Well, this bill would purport to in every case, charge the state or the county with the expenses of the expert witness whether the person who called for it could pay for it or not."

Senator Stender: "Isn't an expert witness a witness that serves both sides of a case?"

Senator Holman: "No, Senator."

Senator Stender: "He is prejudiced to one side or the other?"

Senator Holman: "It isn't a question of prejudice. It is who calls him as a witness to substantiate his side of the case."

The motion carried and the committee amendment was adopted.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 754 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 754, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Andersen, Herr, Pritchard—3.

Excused: Senator Ryder—1.

ENGROSSED SENATE BILL NO. 754, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 76, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Extending urban renewal provisions to all counties.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 76 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 76, and the bill passed the Senate by the following vote: Yeas, 34; nays, 8; absent or not voting, 6; excused, 1.

Voting yea: Senators Andersen, Bailey, Connor, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—34.

Voting nay: Senators Canfield, Cooney, Day, Donohue, Guess, Huntley, Keefe, Twigg—8.

Absent or not voting: Senators Atwood, Durkan, McCormack, Matson, Peterson (Ted), Pritchard—6.

Excused: Senator Ryder—1.

SENATE BILL NO. 76, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 77, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Authorizing self-liquidation of urban renewal costs.

The bill was read the second time by sections.

On motion of Senator Lewis, the following amendment was adopted:

On page 5, section 6, line 6, after "shall" strike "compute" and insert "compute"

PARLIAMENTARY INQUIRY

Senator Lewis (Brian): "Parliamentary inquiry. In reading the bill on page 2, new section 2, line 15, I am wondering if in the typing of the bill there is some language that has been left out because line 15, subsection 5 doesn't seem to make sense the way it stops where it does. I am wondering if Senator Greive can tell us if there has been some language left out in the typing of the bill."

Senator Greive: "Yes, Mr. President. There are two words that shouldn't be in the bill. I don't know where they got 'shall include'. I would ask for a momentary hesitation and see if the Secretary would draw me an amendment that would strike the words 'shall include' on line 15."

MOTION

On motion of Senator Greive, Engrossed Senate Bill No. 77 was ordered placed on today's second reading calendar immediately following Senate Bill No. 55.

SENATE BILL NO. 78, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Authorizing tax abatement in urban renewal areas for certain low income families.

The bill was read the second time by sections.

POINT OF INQUIRY

Senator Day: "Would Senator Greive yield to a question? Senator, I have a copy of the urban renewal code. Now in order for Senate Bill No. 76 and Senate Bill No. 77 to be effective, would it be necessary for the city or municipality involved to adopt this specific code?"

Senator Greive: "You will have to let me see the code. I wouldn't know without looking at it."

Senator Day: "For example, it states in the code under room separation, 'no room used for the preparation of food shall be used for sleeping purposes. No room housing a water closet shall open directly into any room used for the preparation of food.' In many homes built say thirty years ago, there is a water closet that opened off the kitchen but I don't think that makes the facility unsanitary."

Senator Greive: "If you will tell me where the code is as I am totally unfamiliar with the code. As far as I know, I don't believe there is anything necessary to make these bills effective other than the constitutional amendment. I don't know of any reason why there would have to be any particular code. Now, any particular local area if it so desires can adopt the code and there are some model codes but there is nothing required that those codes be adopted as far as I know."

Senator Day: "It is my understanding, Senator, that unless the code adopted by a city which utilizes federal urban renewal assistance has certain obligations, these obligations are in the nature of an appurtenance to the federal government that investment of federal public funds to remove blight will be protected by local public and private action to discourage further blight. In other words, for them to participate in the federal funds that these bills facilitate they would have to adopt a minimum code which was at least as restrictive as this code, as I understand it."

Senator Greive: "I think I have the answer to that. Senate Bill No. 78, the one we are discussing, does not contemplate any federal money. There would be no federal strings whatsoever so you can just forget this code as far as Senate Bill No. 78. That deals with existing facilities and it is urban renewal in a sense that the state or local area can participate but it has nothing whatsoever to do with federal government so it has no federal string and the federal act would not apply."

"Now, the others where they are supplying two-thirds of the money, it is another story but you understand that before they can make a federal act apply, they have to give us three to one money. I presume like anyone else if you are giving three to one money to build something then they probably have something to say with exactly how that is built, etc. and I don't think you would have any quarrel with that if we are talking about new houses and apparently that is what they are talking about."

"This Senate Bill No. 78 has absolutely nothing to do with the federal government. It is merely something that is a tool given to a local area that has a particular problem to solve in order to solve their own problem without the intervention of the federal government."

Senator Day: "What about Senate Bill No. 76, the one we just passed?"

Senator Greive: "Senate Bill No. 76 is another question. Senate Bill No. 76 is to be put over and that contemplates one part local to three parts federal government and then it also provides that we can supply at the state level a certain percentage of money to help the local. It provides for funding so that we will get it back. I don't think anybody should quarrel too much with those regulations provided they are talking about new houses and that is what they are talking about."

MOTION

On motion of Senator Guess, Senate Bill No. 78 was ordered placed on today's second reading calendar immediately following Senate Bill No. 499.

SENATE BILL NO. 79, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Relocating displacees of urban renewal projects.

The bill was read the second time by sections.

Senator Williams moved adoption of the following amendment:

On page 2, section 5, line 28 after "rehabilitation." insert as sections 5, 6, 7 and 8 the following:

"NEW SECTION. Sec. 5. The director of state planning and community affairs is authorized to adopt rules and regulations not inconsistent with the provisions of this 1969 amendatory act or federal laws and rules and regulations promulgated thereunder to implement the relocation assistance, expenses and payments provided herein to the end that the same shall be reasonable, fair and uniform. Such rules and regulations shall include, but not be limited to, provisions relating to the following where applicable:

"(1) Limitations on the allowable compensable distance of a move;

"(2) Limitations regarding compensable allowable time for temporary storage of personal property;

"(3) A moving expense allowance,

"(4) Methods and procedures for providing relocation advisory assistance and the methods and procedures for determining the average price for a comparable dwelling;

"(5) Defining decent, safe and sanitary dwellings;

"(6) Eligibility for relocation assistance, expenses and payments, the procedures for making a claim and the methods and procedures for determining the amounts thereof; and

"(7) Procedures for review of a determination of eligibility or the amount of payment.

"NEW SECTION. Sec. 6. "No payment received by a displaced person under this 1969 amendatory act shall be considered as income for the purposes of any personal income tax or any tax imposed under Title 82 RCW as now or hereafter amended. Such payments shall not be considered as income or resources, and such payments shall not be deducted from

any amount which any recipient would otherwise be entitled, under Title 74 RCW, as now or hereafter amended.

"NEW SECTION. Sec. 7. "Nothing contained in this 1969 amendatory act shall be construed as creating in any proceeding brought under the power of eminent domain any element of damages not in existence on the effective date of this 1969 amendatory act.

"NEW SECTION. Sec. 8. "No displaced person lawfully occupying real property shall be required to move without at least ninety days written notice."

Renumber section 5 of the bill as section 9 and renumber the following sections consecutively.

Debate ensued.

The motion carried. The amendment was adopted.

Senator Greive moved adoption of the following amendment by Senator Williams:

On page 2, section 4, following line 28, add a new subsection as follows:

"(4) The maximum amount payable to any person or family by reason of the provisions of this act, over and above the amount regularly payable by reason of the condemnation proceedings, shall not exceed \$2,000."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Grieve, the rules were suspended, Engrossed Senate Bill No. 79 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Lewis (Brian): "Could I inquire, is the bill still on second reading."

REPLY BY THE PRESIDENT

The President: "It is on final passage at this time, Senator Lewis."

MOTION

On motion of Senator Greive, the rules were suspended and Engrossed Senate Bill No. 79 was returned to second reading.

POINT OF INQUIRY

Senator Lewis (Brian): "Perhaps Senator Greive could tell me, Senator, would you yield? I note that on page 2, section 4, the bill says 'whenever any person or family of low income is displaced by any condemnation proceeding whatever'. That doesn't say condemnation proceeding by the state. It could be a condemnation proceeding by the little podunk sewer district because they want to put in a sewer treatment plant. It could be a water district, it could be any one of these things.

"Now, I understand that obviously if low income people are going to be displaced, they are going to have a problem regardless of who is displacing them. But I would like to inquire if we have an estimate from Senator Durkan's committee or the people who produce these fiscal notes, what the potential cost this is going to be on state government because it is not only a question of removing people in urban renewal projects or even state highways. It is now any person anywhere, anytime removed under condemnation proceedings, the state is going to be picking up the tab and I think before we vote that we should know potentially what sort of cost we are talking about."

Senator Greive: "In looking this over it was our feeling that no fiscal note was necessary because it really didn't apply.

"In the first place, any state projects insofar as I know, we have none contemplated in the coming session that deal in a low income area, that is it doesn't present a problem at all.

"The highways would be the only exception and the highways have passed a similar piece of legislation earlier in the session so this is just a replay of exactly the same thing. So when you get down to local areas where this would apply, there I think it would be a hopeless maze and I don't see how we could determine anything. It would seem to me that the best we could do is pass the law and face both problems as they come.

"I am perfectly willing to argue the philosophy of this but I just don't see how a fiscal note could even be drawn."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 79

was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 79, and the bill passed the Senate by the following vote: Yeas, 26; nays, 20; absent or not voting, 2; excused, 1.

Voting yea: Senators Bailey, Connor, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams—26.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Stender, Twigg, Wilson, Woodall—20.

Absent or not voting: Senators Day, Talley—2.

Excused: Senator Ryder—1.

ENGROSSED SENATE BILL NO. 79, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 78, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Authorizing tax abatement in urban renewal areas for certain low income families.

There being no objection, on motion of Senator Guess the Senate resumed consideration of Senate Bill No. 78 on second reading.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 78 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 78, and the bill passed the Senate by the following vote: Yeas, 27; nays, 19; absent or not voting, 2; excused, 1.

Voting yea: Senators Bailey, Connor, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Uhlman, Washington—27.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Day, Donohue, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Matson, Peterson (Ted), Twigg, Walgren, Williams, Wilson, Woodall—19.

Absent or not voting: Senators Newschwander, Talley—2.

Excused: Senator Ryder—1.

SENATE BILL NO. 78, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 168, by Senator Holman:

Establishing a new garnishment law.

On motion of Senator Uhlman, Substitute Senate Bill No. 168 was substituted for Senate Bill No. 168 and the substitute bill placed on second reading, and read the second time by sections.

Senator Woodall moved adoption of the following amendment:

On page 4, section 1, line 1, strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 56, Laws of 1893 and RCW 7.32.010 are each amended to read as follows:

"(1) Except as is provided in subsection (2) of this section, the clerks of the superior courts in the various counties in the state may issue writs of garnishment returnable to their respective courts in the following cases:

"[(1)] (a) Where an original attachment has been issued in accordance with the statutes in relation to attachments.

"[(2)] (b) Where the plaintiff sues for a debt and makes affidavit that such debt is just, due and unpaid, and that the garnishment applied for is not sued out to injure either the defendant or the garnishee.

"[(3)] (c) Where the plaintiff has a judgment wholly or partially unsatisfied in the court from which he seeks to have a writ of garnishment issued.

"(2) A writ of garnishment which is not sought in order to satisfy an existing judgment shall not be issued by the clerk of the superior court against any employer for the purpose of garnisheeing any debt he owes his employee, unless the plaintiff sues for a debt and makes affidavit that such debt is just, due and unpaid and that he does believe and has sufficient reason to believe that the employee:

"(a) is not a resident of this state, or is about to move from this state; or

"(b) has concealed himself, absconded, or absented himself so that ordinary process of law cannot be served on him; or

"(c) has removed or is about to remove any of his property from this state, with intent to delay or defraud his creditors; or

"(d) has been guilty of a fraud in contracting the debt or incurring the obligation for which the action is brought.

"Sec. 2. Section 2, chapter 56, Laws of 1893 and RCW 7.32.020 are each amended to read as follows:

"[In the case mentioned in RCW 7.32.010(2)] Whenever the plaintiff seeks issuance of a writ of garnishment which is not sought in order to satisfy an existing judgement, such writ shall not be issued until such time as the plaintiff shall have executed a bond with [two or more good and sufficient sureties, to be] a surety approved by the clerk [issuing] who would issue the writ, which bond shall be payable to the primary defendant in the suit, in double the amount of the debt claimed therein, and which shall be conditioned that [he] plaintiff will prosecute his suit and pay all damages and costs that may be adjudged against him for wrongfully suing out such garnishment.

"Sec. 3. Section 3, chapter 56, Laws of 1893, as last amended by section 1, chapter 142, Laws of 1967, and RCW 7.32.030 are each amended to read as follows:

"Before the issuance of the writ of garnishment the plaintiff or someone in his behalf shall make application therefor by affidavit, stating the facts authorizing the issuance of the writ, including the amount alleged to be due, and that the plaintiff has reason to believe, and does believe, that the garnishee, stating his name and residence, is indebted to the defendant, or that he has in his possession, or under his control, personal property or effects belonging to the defendant, [or that the garnishee is a corporation and that the defendant is the owner of shares in such corporation or has an interest therein,] and shall pay to the clerk of the court a fee as provided by law. The party applying for the writ shall state in such application and affidavit whether or not the party who is to be the garnishee is the employer of the defendant.

"Sec. 4. Section 6, chapter 56, Laws of 1893, as amended by section 6, chapter 142, Laws of 1967, and RCW 7.32.100 are each amended to read as follows:

Said writ shall be substantially in the following form:

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF

Plaintiff

vs.

Defendant

No.

Garnishee

WRIT OF GARNISHMENT

THE STATE OF WASHINGTON TO:

Garnishee

AND TO:

Defendant.

The above-named plaintiff claims that the above-named defendant is indebted to plaintiff in the amount of \$, besides interest of \$, and estimated costs of suit of \$ (which may be more) and has applied for a writ of garnishment against you.

You are hereby commanded to answer this writ by filling in the attached form according to the instructions thereon; and you must mail or deliver the original of such answer to the court, one copy to the plaintiff or his attorney, and one copy to the defendant within twenty days after the service of the writ upon you.

If you owe the defendant any wages, salary or other compensation for personal services, then you shall do as follows:

(1) For each week of such wages, salary or other compensation for personal services you owe the defendant deduct fifty dollars.

(2) The total amount deducted above is exempt from garnishment, and you shall pay this amount to the defendant on the day you would customarily pay him such wages, salary or other compensation.

Unless directed by the court, do not pay any debt, including wages in excess of the above exemption or any other debt, owed the defendant when this writ was served, or deliver, sell or transfer, or recognize any sale or transfer of, any personal property or effects of the defendant [, including certificates of corporate shares,] in your possession or control when this writ was served; any such payment, delivery, sale or transfer is void as to so much of the debt, property or shares as are necessary to satisfy plaintiff's claim and costs for this writ with interest.

WHETHER OR NOT YOU OWE ANYTHING TO THE DEFENDANT, YOUR FAILURE TO ANSWER AS REQUIRED MAY MAKE YOU LIABLE FOR DEFENDANT'S CLAIMED DEBT TO PLAINTIFF. [NOTICE TO DEFENDANT: IF THE GARNISHEE IS A CORPORATION, AND IF YOU ARE THE OWNER OF ANY SHARES IN SUCH CORPORATION, YOU ARE HEREBY ORDERED NOT TO SELL, ASSIGN, TRANSFER, SECRETE, PLEDGE OR ENCUMBER SUCH SHARES UNLESS ALLOWED BY THE COURT. IF YOU FAIL TO COMPLY WITH THIS ORDER, YOU MAY BE PUNISHED FOR CONTEMPT.]

Witness, the Honorable _____, Judge of the Superior Court, and the seal thereof, this day of , 19

[Seal]

Attorney for Plaintiff
(or Plaintiff, if no attorney)

Clerk of the Superior Court

Address

By

Sec. 5. Section 9, chapter 56, Laws of 1893, as last amended by section 9, chapter 142, Laws of 1967, and RCW 7.32.130 are each amended to read as follows:

From and after the service of such writ of garnishment, it shall not be lawful, except as directed by the court, for the garnishee to pay any debt owing to the defendant at the time of such service, or to deliver, sell or transfer, or recognize any sale or transfer of, any personal property or effects belonging to the defendant [, including certificates of corporate shares,] in the garnishee's possession or under his control at the time of such service; and any such payment, delivery, sale or transfer shall be void and of no effect as to so much of said debt, personal property or effects, shares, or interest as may be necessary to satisfy the plaintiff's demand: PROVIDED, HOWEVER, That in case the garnishee is a banking association maintaining branch offices service must be made as provided for in RCW 7.32.120, and shall only be effective to attach the accounts, credits, or other personal property of the defendant in that particular branch upon which service is made and to which the writ is directed: PROVIDED, FURTHER, That this section shall have no effect as to any portion of a debt which is exempt from garnishment.

Sec. 6. Section 10, chapter 56, Laws of 1893, as amended by section 10, chapter 142, Laws of 1967, and RCW 7.32.150 are each amended to read as follows:

The answer of the garnishee shall be signed by him, under penalty of perjury, and the original delivered, either personally or by mail, to the clerk of the superior court, one copy to the plaintiff or his attorney, and one copy to the defendant. The answer shall be made on forms, served on the garnishee with the writ, as follows:

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF

Plaintiff
vs.

No.

Defendant
Garnishee

ANSWER TO WRIT OF
GARNISHMENT

At the time of service of the writ of garnishment on the garnishee there was due and owing from the garnishee to the above-named defendant \$ Garnishee has deducted from this amount \$, which is the exemption to which the defendant is entitled. The sum of \$ is a reasonable amount to be allowed garnishee as attorney's fee for making this answer. On the reverse side of this answer form, or on a schedule attached hereto, give the following information: (1) An explanation of the dollar amount stated, or reasons why there is uncertainty about your answer, if deemed necessary; (2) list all of the personal property or effects of defendant in the garnishee's possession or control when the writ was served [, (3) if the garnishee is a corporation in which the defendant is the owner of shares, list the number of shares owned by the defendant and the number of such shares in the garnishee's possession when the writ was served]. An attorney may answer for the garnishee.

Under penalties of perjury, I affirm that I have examined this answer, including accompanying schedules, and to the best of my knowledge and belief it is true, correct, and complete.

.....
Signature of Garnishee Date
.....
Signature of person answering for garnishee Connection with garnishee

Sec. 7. Section 11, chapter 56, Laws of 1893, as amended by section 12, chapter 142, Laws of 1967, and RCW 7.32.160 are each amended to read as follows:

Should it appear from the answer of the garnishee that he was not indebted to the defendant when the writ of garnishment was served on him, and that he had not in his possession or under his control any personal property or effects of the defendant [, including certificates of corporate shares when the writ was served], and should the answer of the garnishee not be controverted as hereinafter provided, and within [the time hereinafter provided] *twenty days*, the court shall enter judgement discharging the garnishee.

Sec. 8. Section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 13, Laws of 1963, and RCW 7.32.280 are each amended to read as follows:

[Thirty-five] *Fifty* dollars out of each week's wages, salary or other compensation regularly paid for personal services rendered by any person [having one or more individuals dependent upon him or her for support, and in addition thereto five dollars per week for each dependent] shall be exempt from garnishment, whether such wages, salary or other such compensation are paid, or to be paid, weekly, monthly, or at other regular intervals, and whether there be due the defendant wages, salary or other such compensation for one week or for a longer period [: PROVIDED, That the total amount exempted shall not exceed the sum of fifty dollars per week]. *Unless directed otherwise by the court, the garnishee shall determine and deduct the amount exempt under this section and shall pay this amount to the defendant.*

[Twenty-five dollars out of each week's wages, salary or other compensation of any person without dependents, shall be exempt from garnishment whether such wages, salary or other such compensation are paid, or are to be paid, weekly, monthly or at other regular intervals, and whether there is due the defendant wages, salary or other compensation for one week or for a longer period.]

No money due or earned as wages, salary or other compensation shall be exempt from garnishment under the provisions of RCW 6.16.020, as now or hereafter amended.

This section shall apply to garnishments in both the superior courts and justice courts in the state of Washington.

Sec. 9. Section 25, chapter 56, Laws of 1893, as amended by section 17, chapter 142, Laws of 1967, and RCW 7.32.300 are each amended to read as follows:

It shall be a sufficient answer to any claim of the defendant against the garnishee founded on any indebtedness of such garnishee or on the possession by him of any personal property or effects [, or where the garnishee is a corporation in which the defendant was the owner of shares of stock or other interest therein,] for the garnishee to show that such indebtedness was paid or such effects delivered [, or such shares of stock or other interest in such corporation were sold] under the judgment of the court in accordance with the provisions of [RCW 7.32.010 through 7.32.050 and 7.32.100 through 7.32.310] *this chapter as now or hereafter amended.*

Sec. 10. Section 1, chapter 160, Laws of 1909, as last amended by section 1, chapter 143, Laws of 1967, and RCW 12.32.010 are each amended to read as follows:

The justices of the peace in this state may issue writs of garnishment, returnable to their respective courts, where the plaintiff sues for a debt which is just, due and unpaid; or where the plaintiff has a judgment wholly or partially unsatisfied in the court from which he seeks to have the writ of garnishment issued: *PROVIDED, That a writ of garnishment which is not sought in order to satisfy an existing judgment shall not be issued against any employer for the purpose of garnisheeing any debt he owes his employee, unless the employee:*

- (1) *is not a resident of this state, or is about to move from this state; or*
- (2) *has concealed himself, absconded, or absented himself so that ordinary process of law cannot be served on him; or*
- (3) *has removed or is about to remove any of his property from this state, with intent to delay or defraud his creditors; or*
- (4) *has been guilty of a fraud in contracting the debt or incurring the obligation for which the action is brought.*

Sec. 11. Section 2, chapter 160, Laws of 1909, as last amended by section 2, chapter 143, Laws of 1967, and RCW 12.32.020 are each amended to read as follows:

Before the issuance of the writ of garnishment, the plaintiff, or someone in his behalf, shall make application therefor by affidavit, stating the facts authorizing the issuance of the writ and that he has reason to believe and does believe that the garnishee is indebted to the defendant, or has in his possession or under his control personal property or effects belonging to the defendant, [or is a corporation and that the defendant is the owner of shares thereof,] and that the garnishment applied for is not sued out to injure either the defendant or the garnishee. *The party applying for this writ shall state in such affidavit whether or not the party who is to be the garnishee is the employer of the defendant.*

Sec. 12. Section 4, chapter 160, Laws of 1909, as last amended by section 4, chapter 143, Laws of 1967, and RCW 12.32.040 are each amended to read as follows:
Said writ shall be substantially in the following form:

(Heading Optional)

IN THE JUSTICE COURT, DISTRICT NO. COUNTY, WASHINGTON

IN THE JUSTICE COURT, PRECINCT, COUNTY, WASHINGTON

BEFORE JUSTICE OF THE PEACE

Plaintiff

vs.

No.

WRIT OF GARNISHMENT

Defendant

Garnishee

THE STATE OF WASHINGTON TO:

Garnishee

AND TO:

Defendant.

The above-named plaintiff claims that the above-named defendant is indebted to plaintiff in the amount of \$, besides interest of \$, and estimated costs of suit of \$ (which may be more) and has applied for a writ of garnishment against you.

You are hereby commanded to answer this writ by filling in the attached form according to the instructions thereon; and you must mail or deliver the original of such answer to the court, one copy to the plaintiff or his attorney, and one copy to the defendant on or before the . . . day of, 19

If you owe the defendant any wages, salary, or other compensation for personal services, then you shall do as follows:

(1) *For each week of wages, salary or other compensation for personal services you owe the defendant deduct fifty dollars.*

(2) *The total amount deducted above is exempt from garnishment and you shall pay this amount to the defendant on the day you would customarily pay him such wages, salary or other compensation.*

Unless directed by the court, do not pay any debt, including wages in excess of the above exemption or any other debt, owed the defendant when this writ was served, or deliver, sell or transfer, or recognize any sale or transfer of, any personal property or effects of the defendant [, including certificates of corporate shares,] in your possession or control when this writ was served; any such payment, delivery, sale or transfer is void as to so much of the debt, property or shares as are necessary to satisfy plaintiff's claim and costs for this writ with interest.

WHETHER OR NOT YOU OWE ANYTHING TO THE DEFENDANT YOUR FAILURE TO ANSWER AS REQUIRED MAY MAKE YOU LIABLE FOR DEFENDANT'S CLAIMED DEBT TO PLAINTIFF.

[NOTICE TO DEFENDANT: IF THE GARNISHEE IS A CORPORATION, AND IF YOU ARE THE OWNER OF ANY SHARES IN SUCH CORPORATION, YOU ARE HEREBY ORDERED NOT TO SELL, ASSIGN, TRANSFER, SECRETE, PLEDGE OR ENCUMBER SUCH SHARES UNLESS ALLOWED BY THE COURT. IF YOU FAIL TO COMPLY WITH THIS ORDER YOU MAY BE PUNISHED FOR CONTEMPT.]

Dated this day of, 19

Attorney for Plaintiff
(or Plaintiff, if no attorney)

Justice of the Peace

Address

Address

Sec. 13. Section 8, chapter 160, Laws of 1909, as amended by section 8, chapter 143, Laws of 1967, and RCW 12.32.080 are each amended to read as follows:

From and after the service of such writ of garnishment, it shall not be lawful, except as directed by the court, for the garnishee to pay any debt owing to the defendant at the time of such service, or to deliver, sell or transfer, or recognize any sale or transfer of, any personal property or effects belonging to the defendant [, including certificates of corporate shares,] in the garnishee's possession or under his control at the time of such service; and any such payment, delivery, sale or transfer shall be void and of no effect as to so much of said debt, personal property or effects or shares as may be necessary to satisfy the plaintiff's demand: *PROVIDED, That this section shall have no effect as to any portion of a debt which is exempt from garnishment.*

Sec. 14. Section 10, chapter 160, Laws of 1909, as amended by section 9, chapter 143, Laws of 1967, and RCW 12.32.100 are each amended to read as follows:

The answer of the garnishee shall be signed by him, under penalty of perjury, and the original delivered, either personally or by mail, to the justice of the peace who issued said writ, one copy to the plaintiff or his attorney, and one copy to the defendant. The answer shall be made on forms, served on the garnishee with the writ, as follows:

(Heading Optional)

IN THE JUSTICE COURT, DISTRICT NO. COUNTY, WASHINGTON
IN THE JUSTICE COURT,PRECINCT, COUNTY, WASHINGTON
BEFORE JUSTICE OF THE PEACE

Plaintiff
vs.

Defendant

Garnishee

No.
ANSWER TO WRIT OF
GARNISHMENT

At the time of service of the writ of garnishment on the garnishee there was due and owing from the garnishee to the above-named defendant \$. Garnishee has deducted from this amount \$. . . . , which is the exemption to which the defendant is entitled. On the reverse side of this answer form, or on a schedule attached hereto, give the following information: (1) An explanation of the dollar amount stated, or reasons why there is uncertainty about your answer, if deemed necessary; (2) list all of the personal property or effects of defendant in the garnishee's possession or control when the writ was served [, (3) if the garnishee is a corporation in which the defendant is the owner of shares, list the number of shares owned by the defendant and the number of such shares in the garnishee's possession when the writ was served]. An attorney may answer for the garnishee.

Under penalties of perjury, I affirm that I have examined this answer, including accompanying schedules, and to the best of my knowledge and belief it is true, correct, and complete.

Signature of garnishee

Date

Signature of person answering for garnishee

Connection with garnishee

Sec. 15. Section 11, chapter 160, Laws of 1909, as amended by section 10, chapter 143, Laws of 1967, and RCW 12.32.110 are each amended to read as follows:

Should it appear from the answer of the garnishee that he was not indebted to the defendant when the writ of garnishment was served upon him and that he had not in his possession or under his control any personal property or effects of the defendant [, including certificates of corporate shares,] when the writ was served, and should the answer of the garnishee not be controverted as hereinafter provided and within twenty days, the court shall enter judgment discharging the garnishee.

NEW SECTION. Sec. 16. There is added to chapter 56, Laws of 1893 and to chapter 7.32 RCW a new section to read as follows:

Prior to the execution of a default judgment against a garnishee, or within sixty days after said execution, the superior court which had granted said judgment may review and modify or vacate the same where it is shown that the execution of said judgment would produce, or has produced, a harsh or unjust result.

NEW SECTION. Sec. 17. There is added to chapter 56, Laws of 1893 and to chapter 7.32 RCW a new section to read as follows:

Garnishment of corporate securities or shares shall be allowed under this chapter to the extent that such garnishment is not proscribed by chapter 62A.8 RCW, as now law or as hereafter amended.

NEW SECTION. Sec. 18. There is added to chapter 160, Laws of 1909 and to chapter 12.32 RCW a new section to read as follows:

Prior to the execution of a default judgment against a garnishee, or within sixty days after said execution, the justice court which had granted said judgment may review and modify or vacate the same where it is shown that the execution of said judgment would produce, or has produced, a harsh or unjust result.

NEW SECTION. Sec. 19. There is added to chapter 160, Laws of 1909 and to chapter 12.32 RCW a new section to read as follows:

Garnishment of corporate securities or shares shall be allowed under this chapter to the extent that such garnishment is not proscribed by chapter 62A.8 RCW, as now law or as hereafter amended.

NEW SECTION. Sec. 20. The following acts or parts thereof are hereby repealed: Section 17, chapter 56, Laws of 1893, as amended by section 15, chapter 142, Laws of 1967, and RCW 7.32.220; section 18, chapter 56, Laws of 1893 and RCW 7.32.230; section 19, chapter 56, Laws of 1893, as amended by section 16, chapter 142, Laws of 1967, and RCW 7.32.240; section 18, chapter 142, Laws of 1967 and RCW 7.32.245; section 17, chapter 160, Laws of 1909, as amended by section 11, chapter 143, Laws of 1967, and RCW 12.32.170; section 18, chapter 160, Laws of 1909 and RCW 12.32.180; section 19, chapter 160, Laws of 1909 and RCW 12.32.190; and section 13, chapter 143, Laws of 1967 and RCW 12.32.195.

POINT OF INQUIRY

Senator Canfield: "Would Senator Woodall yield to a question? Senator Woodall, as one of my legal advisors, Senator Uhlman whom I respect tremendously has referred to the bill under consideration as reform in garnishment and yet I would assume that the amendment which you suggest in another bill is also garnishment reform, is that correct?"

Senator Woodall: "That is correct."

Senator Canfield: "And I understand further that the amendment you suggest is substantially Senate Bill No. 118?"

Senator Woodall: "Yes, sir."

Senator Canfield: "And I understand that this is a legislative council study and was approved by the council?"

Senator Woodall: "Yes, sir."

Senator Pritchard demanded a roll call and the demand was sustained by Senators Holman, McDougall, Elicker, Uhlman, Donohue, Dore, Ridder, Washington and Marquardt.

ROLL CALL

The Secretary called the roll and the amendment by Senator Woodall was not adopted by the following vote: Yeas, 19; nays, 28; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Gissberg, Greive, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Newschwander, Talley, Twigg, Williams, Wilson, Woodall—19.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Herr, Holman, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington—28.

Absent or not voting: Senator Henry—1.

Excused: Senator Ryder—1.

On motion of Senator Greive, the following amendment was adopted:

On page 21, section 36, line 15, after "settled" and before ", the" strike "by the defendant"

Senator Greive moved adoption of the following amendment:

On page 21, section 36, lines 19 and 20, after "him" on line 19 and before "reasonable" on line 20 strike "damages for mental pain and suffering and"

Debate ensued.

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

Senator Uhlman moved adoption of the following amendment:

On page 21, section 37, line 23, after "this act," strike all the material down to and including "compensation" on line 27 and insert "an individual who is separated from his employment due to garnishment of his wages shall not be disqualified from receiving unemployment benefits because of such separation"

Debate ensued.

The motion carried and the amendment was adopted.

Senator Uhlman moved adoption of the following amendment:

On page 18, section 30, line 19, after "withheld" and before the period insert "PROVIDED, That amount deducted from an employee's compensation as contributions toward a participating pension or retirement program established pursuant to a collective bargaining agreement shall not be considered a part of disposable earnings"

Debate ensued.

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

Senator Woodall moved adoption of the following amendment:

On page 18, section 30, line 12, insert as section 30 the following:

"Sec. 30. Section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 13, Laws of 1963, and RCW 7.32.280 are each amended to read as follows:

"[Thirty-five] Fifty dollars out of each week's wages, salary or other compensation regularly paid for personal services rendered by any person [having one or more individuals dependent upon him or her for support, and in addition thereto five dollars per week for each dependent] shall be exempt from garnishment, whether such wages, salary or other such compensation are paid, or to be paid, weekly, monthly, or at other regular intervals, and whether there be due the defendant wages, salary or other such compensation for one week or for a longer period [: PROVIDED, That the total amount exempted shall not exceed the sum of fifty dollars per week]. Unless directed otherwise by the court, the garnishee shall determine and deduct the amount exempt under this section and shall pay this amount to the defendant.

[Twenty-five dollars out of each week's wages, salary or other compensation of any person without dependents, shall be exempt from garnishment whether such wages, salary or other such compensation are paid, or are to be paid, weekly, monthly or at other regular intervals, and whether there is due the defendant wages, salary or other compensation for one week or for a longer period.]

No money due or earned as wages, salary or other compensation shall be exempt from garnishment under the provisions of RCW 6.16.020, as now or hereafter amended."

Renumber the following sections.

The motion was lost on a rising vote and the amendment was not adopted.

Senator Woodall moved adoption of the following amendment:

On page 21, section 38, line 28, insert as section 38 the following:

"NEW SECTION. Sec. 38. The provisions of section 30 of this act shall take effect on July 1, 1970."

Renumber section 38 of the bill as section 39.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

There being no objection, Senator Woodall withdrew his last amendment from the Secretary's desk.

Senator Uhlman moved that the rules be suspended and Engrossed Substitute Senate Bill No. 168 be advanced to third reading.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Bailey, Donohue, Dore, Elicker, Faulk, Herr, Cooney, Ridder and Knoblauch.

ROLL CALL

The Secretary called the roll. The motion carried and Engrossed Substitute Senate Bill No. 168 was advanced to third reading by the following vote: Yeas, 33; nays, 15; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—33.

Voting nay: Senators Andersen, Atwood, Canfield, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Twigg, Williams, Woodall—15.

Excused: Senator Ryder—1.

Engrossed Substitute Senate Bill No. 168 was read the third time, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 168, and the bill passed the Senate by the following vote: Yeas, 40; nays, 8; excused, 1.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—40.

Voting nay: Senators Andersen, Canfield, Guess, Lewis (Harry), Metcalf, Newschwander, Twigg, Woodall—8.

Excused: Senator Ryder—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 168, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Uhlman, Engrossed Substitute Senate Bill No. 168 was ordered immediately transmitted to the House.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE BILL NO. 22,
SENATE BILL NO. 34,
SUBSTITUTE SENATE BILL NO. 201,
SENATE BILL NO. 229,
SENATE BILL NO. 376,
SENATE BILL NO. 492,
SENATE BILL NO. 662.

MOTION

At 4:45 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m.,
Wednesday, April 2, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, April 2, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen and Foley. On motion of Senator Atwood, Senator Andersen was excused. On motion of Senator Knoblauch, Senator Foley was excused.

The Color Guard, consisting of Pages Doug Marshall, Color Bearer, and Bernadette Behrens, presented the Colors. Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Almighty and gracious God, in these worrying, wearying days, we thank Thee for the invitation to come to Thee when we are weary and heavy-laden, burdened and exhausted, that we might find refreshment, strength, encouragement and new perspective. So, once again, as we begin deliberations for another day lengthening now in numbers, tedious and arduous of physical strength, exacting and demanding of intellect, surprise us with the joy of Thy presence and power. Lift us with the everlasting arms of faith and hope, motivate our thoughts and actions with the confidence of Thy Son, who steadfastly set His face and pursued His course to victory. Amen."

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 1, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 187: Changing the time when port commissioners may reestablish the boundaries of the districts from which they are elected.

SENATE BILL NO. 191: Providing administrative coordination in charter counties.

SENATE BILL NO. 211: Increasing county auditor's car tax collection fees.

SENATE BILL NO. 254: Regulating contract sales, terms and conditions of port districts.

SENATE BILL NO. 295: Authorizing highway commission to increase speed limit on any highway to seventy miles per hour where reasonable and safe.

SENATE BILL NO. 297: Providing mandatory retirement ages for justice court judges.

SENATE BILL NO. 301: Authorizing concurrent law enforcement on ferry wharves, terminals, and runs.

SENATE BILL NO. 357: Selling products of public lands.

SENATE BILL NO. 379: Regulating teaching contracts.

SENATE BILL NO. 499: Authorizing recognition of studded tires by highway commission.

SENATE BILL NO. 537: Regulating sale and disposition of salmon by director of fisheries.

SENATE BILL NO. 575: Providing parking facilities for county courthouses.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

REPORTS OF STANDING COMMITTEES

March 28, 1969.

ENGROSSED HOUSE BILL NO. 99, relating to certified weights (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

HOUSE BILL NO. 291, regulating agricultural products and commodities (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

April 1, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 191 and has passed the bill as amended by the Senate.

SIDNEY R. SNYDER, Assistant Chief Clerk.

April 2, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 191, and the same is herewith transmitted. MALCOLM McBEATH.

SIGNED BY THE PRESIDENT

The President signed:

HOUSE BILL NO. 191.

April 1, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 462,

SENATE BILL NO. 463,

SENATE BILL NO. 502,

SUBSTITUTE SENATE BILL NO. 518,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 1, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 742, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 1, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 494,

HOUSE BILL NO. 867,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 1, 1969.

Mr. President: The House has passed ENGROSSED SENATE CONCURRENT RESOLUTION NO. 1 with the following amendment:

On page 1, line 16, after "educational" and before "which" strike "and recreational programs" and insert " , vocational and recreational programs for residents of the area supported by fees or tuitions"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Faulk, the Senate concurred in the House amendment to Engrossed Senate Concurrent Resolution No. 1 and the resolution was adopted as amended by the House.

April 1, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 35 with the following amendment:

On page 1, section 1, beginning on line 14, after "numbers" strike all of the matter down to and including the period on page 2, line 33, and insert "[, and every person who desires a license plate containing his initials or any other combination of letters or numbers, that is consistent with the existing format of three letters and three numbers as prescribed by the director of motor vehicles may apply to the director for such license plates, and if the director is satisfied that such license plates as requested would be reasonable and proper

and would not be a duplication of any other valid license plates, may receive in lieu of regular motor vehicle license plates similar plates bearing the letters or numbers, or combination thereof requested. No combination shall be issued with fewer than six letters and numbers. All sequences of letters and numbers must be approved by a committee of five members appointed to serve at the pleasure of the director to be known as the license plate advisory committee.

Original applicants shall be issued temporary license plates which will serve until such a time as the "personalized plates" can be manufactured by the Washington state prison industries, and processed by the department of motor vehicles. The temporary license plates shall be surrendered to the department at the time the "personalized plates" are issued. Any previously issued license plates assigned to the vehicle involved must be surrendered to the department at the time of issuance of the "personalized plates".

Each time that "personalized plates" are transferred from one vehicle to another, by the owner, a special transfer fee of five dollars shall be collected by the department from that owner. Such special fee shall be deposited in the motor vehicle fund.]

In addition to the annual license fee collected under chapter 46.16 and chapter 82.44, there shall be collected from each applicant for such special license plates an additional license fee of [thirty] five dollars upon the issue of a state plate but shall not apply on those years that a yearly tab is issued. *Such special fee shall be deposited in the motor vehicle fund.* Application for renewal of the amateur radio operator's call license plate must be made by January 10th of each renewal year and all such applications shall be accompanied by a notarized statement of facts included on the amateur's valid FCC license.

[Twenty-five dollars from each original application fee for "personalized plates" shall be deposited in the state treasury and credited to the mass transit trust account which is hereby created in the general fund, for appropriation by the legislature to political subdivisions for the study or construction of rapid transit facilities in accordance with comprehensive rapid transit plans approved by the highway commission, to be applied directly to such purpose or to be pledged to pay or secure the payment of principal of and interest on such bonds or other obligations as may be issued in furtherance of such purpose.]”

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Washington moved that the Senate concur in the House amendment to Engrossed Senate Bill No. 35.

Debate ensued.

The motion lost on a rising vote and the Senate refused to concur in the House amendment and asks the House to recede therefrom.

INTRODUCTION AND FIRST READING

SENATE JOINT RESOLUTION NO. 31, by Senators Stender, Bailey, Atwood, Sandison, Pritchard, McCormack, Holman, McCutcheon, Twigg, Gissberg, Peterson (Ted), Durkan, Marquardt, Odegaard, McDougall, Walgren, Huntley, Mardesich, Williams, Washington, Newschwander, Ridder, Matson, Lewis (Harry), Elicker and Peterson (Lowell):

Providing for legislative reapportionment.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED HOUSE BILL NO. 494, by Representatives Wolf, Conway, Bottiger, O'Dell, Gallagher, Conner, Perry, Adams, Wojahn, May, Shera, Jolly, Marzano, Richardson, Barden and Brouillet (by executive request):

An Act relating to insurance and health care programs for employees of the state, counties, municipal corporations, and political subdivisions of the state; amending section 1, chapter 75, Laws of 1963, as amended by section 1, chapter 135, Laws of 1967, and RCW 41.04.180; adding new sections to chapter 75, Laws of 1965 and to chapter 41.04 RCW; and providing an effective date.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 742, by Representatives Smythe, Fleming, Sprague, Curtis and Morrison:

An Act relating to discrimination; adding new sections to chapter 231, Laws of 1941 and to chapter 49.04 RCW; and declaring an emergency.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 867, by Representatives Lynch, Richardson, Smythe, North, Goldsworthy and McCaffree:

An Act relating to picketing and mass demonstrations; prohibiting picketing and mass demonstrations under special circumstances; and providing penalties.

Referred to Judiciary Committee.

MOTION

On motion of Senator Greive, the rules were suspended and additional sponsors added to Senate Joint Resolution No. 31.

SENATE RESOLUTION: 1969-EX-18

By Senators Guess, Marquardt, Twigg, Henry, Holman, Day, Greive and Keefe:

WHEREAS, Experience in prior sessions amply demonstrated the need for a well-designed sound system to overcome the acoustical deficiencies of the Senate chamber; and

WHEREAS, The Senate, in recognition of the need, appointed a committee composed of Senators William A. Gissberg, Harry B. Lewis and Gordon Sandison to work on the problem; and

WHEREAS, The Senate Committee retained Walker and McGough, Architects, to head the team; Robin M. Towne and Associates, Inc. to do the acoustical design and Signal Equipment Company of Seattle to install the sound pickup, transmission and amplification equipment; and

WHEREAS, The system installed is easy to use, reliable, and true, as controlled, amplifying the speaker's voice in clear, firm tones of high fidelity making action on the floor easy to hear throughout the chamber;

NOW, THEREFORE, BE IT RESOLVED, That the Senate express its gratitude to the Senate Committee responsible for accomplishing the remodeling, and compliment the architects, designers and installers for their well-done jobs in the design, development and installation of this acoustically pure sound transmission system; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit copies of this resolution to Walker and McGough, Robin M. Towne and Associates, Inc. and Signal Equipment Company of Seattle.

On motion of Senator Guess, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-19

By Senator Huntley:

WHEREAS, Organized team sports provide recognized values in a balanced high school educational program; and

WHEREAS, These values include the development of school spirit and community interest that include, during the spring of every year, state high school basketball championship tournaments for the various size classes of high schools; and

WHEREAS, The Class B basketball tournament championship game was played on March 8, 1969, at the Spokane Coliseum; and

WHEREAS, The St. John High School Eagles were victorious over the Oakesdale Panthers, by a score of 67 to 50; and

WHEREAS, This marks the fifth state Class B Basketball championship won by the St. John High School Eagles, the last four coming under Coach Bill Hays, who has compiled a record of 288 wins and 59 losses since becoming head coach in 1958;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington recognize the value of team sports in this state's public high school programs and congratulate the 1969 St. John High School basketball team, the faculty and administration of the high school, and the citizens of the St. John School District upon the happy culmination of a most successful basketball season, the success of which is acknowledged to have enhanced united school and community efforts toward the achievement of broad educational goals and inspired St. John students to higher achievement in all their endeavors.

BE IT FURTHER RESOLVED, That a copy of this resolution be suitably inscribed and transmitted by the Secretary of the Senate to Coach Bill Hays and the Championship Team of Randall Felton, Ward Pierce, Tom DeChenne, Tim Danaher, Terry Hergert, Colin Cook, Jerry Lautenslager, Buzz Kjack, Lance Bonnington, David Johnstone, Terry Morgan, Tom Lockhart and student Managers Bruce Repp and Oscar Tiegs and to the student body of St. John High School as a permanent record of this tribute.

On motion of Senator Huntley, the resolution was adopted.

SECOND READING

SENATE BILL NO. 599, by Senators Foley and Woodall:

Pertaining to pooling of collateral to secure deposits of public funds.

On motion of Senator Mardesich, Substitute Senate Bill No. 599 was substituted for Senate Bill No. 599 and the substitute bill was placed on second reading and read the second time by sections.

Senator Mardesich moved adoption of the following amendments:

On page 3, section 3, line 28, after "of the" strike "supervisor of banking, the state attorney general" and insert "governor, the lieutenant governor"

On page 3, section 3, line 29, after "treasurer. The" strike "supervisor of banking" and insert "governor"

POINT OF INQUIRY

Senator McCormack: "Would Senator Mardesich yield to a question? Senator Mardesich, now as I understand this, there would be only one absentee participant allowed at these meetings. In other words, you could only have one of the three commissioners absent and represented by a proxy at any one meeting, is that correct?"

Senator Mardesich: "No, I would say that would not be the effect of it because if a person has been designated as a proxy then he becomes in fact, the commissioner."

Senator McCormack: "In other words what you are saying is although the amendment says 'with the consent of the commissioners present', in spite of that, what you are saying in your answer to my question is that you might have a meeting where you would have no one but proxies present?"

Senator Mardesich: "Maybe you are right. What you are saying is that these people aren't commissioners under the law and that only one of them could be absent."

Senator McCormack: "Only one could be absent at any one time?"

Senator Mardesich: "I would think that perhaps you are right. Yes."

Senator McCormack: "One further question, would I infer from this that the proxy would carry the responsibility for the action of the proxy back to the commissioner represented? Any actions voted upon by the proxy would be considered the responsibility of the commissioner himself?"

Senator Mardesich: "I think that is the legal definition of a proxy."

Senator McCormack: "Thank you."

The motion carried and the amendments were adopted.

On motion of Senator Mardesich, the following amendments were adopted:

On page 3, section 3, line 30, after "chairman," and before "The affirmative" insert "With the consent of the commissioners present, the absent commissioner may designate a proxy for any specific meeting of the commission."

On page 4, section 4, line 12, after "formation" insert "dealing only with public deposits"

On page 4, section 4, line 15, after "deposits" and before the semicolon insert "until such time as the commission shall acknowledge that such depository has furnished the information requested"

On page 7, section 12, line 13, strike section 12 and insert a new section as follows:

"NEW SECTION. Sec. 12. The public deposit protection commission shall from time to time fix the rate of interest to be paid by qualified public depositories upon investment deposits: PROVIDED, That time deposits issued pursuant to this act shall bear interest at a rate which would not be in excess of one hundred percent of the average bill rate at the last U.S. Treasury 91-day bill market auction or in excess of the maximum rate permitted by any applicable governmental regulation."

On page 7, section 13, line 28, after "treasurer" strike the period and insert " PROVIDED, That in no case shall the deposit or deposits of public funds by any such treasurer in any one bank or trust company exceed at any one time in the aggregate one hundred percent of the total capital accounts of such bank or trust company."

POINTS OF INQUIRY

Senator Canfield: "Would Senator Mardesich yield to a question? Senator Mardesich, I'm not one of the millionaires in this body nor do I own a fleet of ships and I don't own any bank. I had a little money in a bank one time and the bank went broke but I have had very few communications in regard to this bill and the communications I have had have been in opposition. My question to you specifically is this, have the amendments which you have proposed removed the objections which heretofore have existed in regards to this bill?"

Senator Mardesich: "Every specific objection that has been made to me I have attempted to cure by amendment. There are some general comments that have been made about further study and I think that there is some question of pride in authorship here. The people from the bankers' association are supporting the House bill as I understand it because that is the measure they drew and they are dragging their feet on this one because it was not cleared with the Washington bankers' association; this is the way I understand it."

"Now I have no great feeling about the association one way or another but I don't feel that their approval or disapproval is important. I think that every objection they have raised has been cured and I know of no further objection. There is a nebulous one about this, the withdrawing of money from the bond market. I don't see where that is a valid objection really because the bond market will still depend, this is municipal bonds, on the interest rates and if they pay an adequate rate of interest, they will get the money, if they don't, they won't."

"It is a simple fact of economic life and I can't see where that one objection is a valid one nor do I know how you could possibly cure it. Outside of that, I think that every objection that has been raised, I have attempted to cure and have cured by amendment."

Senator Peterson (Ted): "Will this bill completely take care of any loopholes and will this money that is outstanding in the bonds derive this interest and what is the actual figure? It is when you start bandying a figure around of \$100 million to \$200 million, then I just would like to know actually. You say, Senator Mardesich, that it runs from \$135 million that could be placed in the bank under bond or the fund could be as high as \$200 million?"

Senator Mardesich: "The confusion in the figures comes by virtue of the fact that the discussion in the newspapers pertained only to state money. The figure \$230 million which I speak about and which this bill covers is not only state funds but funds which local governmental bodies also have available and on deposit and that total figure, state and municipal covering all the other types of governmental functions which have money, that total is about \$235 million as I understand it as of this date. Now, that \$235 million is all monies on deposit. All of those monies will not be available for investment because a certain portion of those monies are needed for daily business and the question is how much of the \$230 million will be available as long as term money will not be needed today and tomorrow and by the end of the month for current uses and that portion that is not needed for current uses can be invested under this bill. What that figure actually is, I don't know. No one has been able to give me an answer. They have guessed that it would be no less than fifty percent although they admit that is nothing but a guess."

"This will be left up to the local treasurer to determine how much money he needs to operate or the state treasurer for that matter, how much money does he need to operate. Whatever funds are not necessary for current operations he is allowed to invest and I think that not only prudence would dictate that, he would invest all that it was possible to invest but that if he did not get interest on all that it was possible to get interest on he would be subject to public criticism if he did not and this will force him to invest."

Debate ensued.

Senator Stender: "Would Senator Pritchard yield to a question? Senator Pritchard, your comments were made to create some doubt in my mind perhaps. I have a memorandum from a Mr. Frank Cooper who has to do with the banking division of the state of Washington and he in his wisdom says that this is okay."

Senator Pritchard: "I disagree with Mr. Cooper. I believe he drew the bill. We have many, many department heads that draw up bills and come here, unfortunately, when we get at our desks and have to vote, we have to vote on our own judgment and as I say, it may be fine and people far smarter than I who seem to understand this seem to think it is all right but I right now don't think it is quite right. Maybe I am a little slow but I think it is a little bit liberal and I am going to vote conservative today."

Further debate ensued.

On motion of Senator Mardesich, the rules were suspended, Engrossed Substitute Senate Bill No. 599 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 599, and the bill failed to pass the Senate by the following vote: Yeas, 20; nays, 28; excused, 1.

Voting yea: Senators Andersen, Donohue, Durkan, Gissberg, Greive, Guess, Herr, Knoblauch, McCormack, McCutcheon, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Stender, Twigg, Washington, Wilson, Woodall—20.

Voting nay: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Elicker, Faulk, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Newschwander, Pritchard, Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Williams—28.

Excused: Senator Foley—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 599, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich served notice that he would, on the next working day, move that the Senate reconsider the vote by which Engrossed Substitute Senate Bill No. 599 failed to pass the Senate.

SENATE BILL NO. 477, by Senators Washington, Henry, Faulk and McCormack:
Authorizing development of police academy.

MOTION

On motion of Senator Washington, Senate Bill No. 477 was made a special order of business for 3:00 p.m. today.

SENATE BILL NO. 360, by Senators Peterson (Lowell), Bailey, Wilson, Pritchard and Canfield (by departmental request):

Withdrawing public lands for the benefit of the public.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Senate Bill No. 360 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 360, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Guess—1.

Excused: Senator Foley—1.

SENATE BILL NO. 360, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 338, by Senators McDougall and Day:

Regulating sale of prophylactics.

The bill was read the second time by sections.

On motion of Senator McDougall, the rules were suspended, Senate Bill No. 338 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 338, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senators Huntley, McCutcheon—2.

Absent or not voting: Senator Connor—1.

Excused: Senator Foley—1.

SENATE BILL NO. 338, having received the constitutional majority, was declared

passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 222, by Representatives Spanton, Grant and Kuehnle (by departmental request):

Explains computation of appeals and petition periods under unemployment compensation when mailed documents involved.

There being no objection, House Bill No. 222 was ordered to hold its place on the second reading calendar for Monday, April 7, 1969.

HOUSE BILL NO. 224, by Representatives Morrison, Randall and Curtis (by departmental request):

Permitting state to utilize latest federal law on its use of moneys in the federal unemployment trust fund.

There being no objection, House Bill No. 224 was ordered to hold its place on the second reading calendar for Monday, April 7, 1969.

ENGROSSED SENATE BILL NO. 77, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Authorizing self-liquidation of urban renewal costs.

The Senate resumed consideration of Senate Bill No. 77 as amended by Senator Lewis (Brian) on second reading.

On motion of Senator Greive, the following amendment was adopted:

On page 2, section 1, line 1, after "unit" strike "which has the power to levy a tax" and insert "except school districts, which has the power to levy a tax or have a tax levied for it"

On motion of Senator Day, the following amendment was adopted:

On page 5, line 18, insert a new section 7 as follows:

"This act shall not apply to any municipality which has previously defeated by popular vote any activation of urban renewal."

Renumber old section 7 as section 8.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 77 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 77, and the bill passed the Senate by the following vote: Yeas, 33; nays, 12; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Henry, Holman, Keefe, Knoblauch, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—33.

Voting nay: Senators Atwood, Canfield, Guess, Huntley, Lewis (Brian), McCormack, Matson, Newschwander, Peterson (Ted), Ryder, Twigg, Woodall—12.

Absent or not voting: Senators Gissberg, Lewis (Harry), Pritchard—3.

Excused: Senator Foley—1.

ENGROSSED SENATE BILL NO. 77, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 204, by Senators Atwood, Dore, Foley and Mardesich (by Legislative Budget Committee request):

Levy and collecting the excise tax on real estate sales.

The bill was read the second time by sections.

Senator Holman moved adoption of the following amendments by Senators Holman, Atwood and Foley:

On page 1, section 1, line 26, after "transfer," strike all the matter down to and including "therein or" on page 2, line 1, and insert "[, and any lease with an option to purchase real property, including standing timber, or any estate or interest therein or] and any", and on page 2, section 1, line 3 after "tion," strike "which" and insert "[which] and"

On page 2, section 1, line 5 after "longer" insert "or containing an option to purchase the same or any estate or interest therein, and the transfer of the leasehold interest created by any such lease: PROVIDED, That such term shall not include (a) any such lease where the leased property was the subject of the sale from the lessee to the lessor within sixty days previous to the date of execution of such lease, or (b) any such lease where the lessor and the lessee are corporations one of which owns in excess of eighty percent of the outstanding voting stock of the other or corporations in which over eighty percent of the outstanding voting stock of each is owned by the same owners, or (c) any such lease where the lessor and lessee are railroad companies, as defined in RCW 84.12.200, and in which the right of joint use of the leased property, being operating property of the lessor as defined in RCW 84.12.200, is retained by the lessor, or (d) the transfer of the leasehold interest created by such lease, when at the time of transfer the remaining term thereof, including any options to renew, is less than fifty years, or the option to purchase, if any, shall have expired."

On page 2, section 1, line 9 after "term" insert "sale" and on line 11, strike "[,]" and underlined matter on lines 11 through 19.

On page 3, section 1, line 17, after "state" insert "nor any transfer to a corporation solely in exchange for stock of the same corporation if immediately after the exchange the same person or persons, individually, or through their lineal descendants, constructively, are in control of the transferee corporation, and provided that neither such corporation nor such person or persons voluntarily transfer the property or the stock, as the case may be, for a period of five years after the exchange"

On page 3, section 2, line 28, after "Washington", strike underlined matter on lines 28 through 32 and insert "The term 'seller' shall include the lessor of a lease and the transferor of the leasehold interest in the case of a lease or transfer included within the term 'sale' pursuant to section 1 (2) of this act."

On page 4, section 3, line 15, strike lines 15 through 19 and insert "(3) When used in connection with a lease (or transfer) included within the term 'sale' pursuant to section 1 (2) of this act, the term 'selling price' shall mean the true cash value of the leased property, as determined by the assessor of the county in which such property is located as of the date of execution of such lease or transfer."

On page 4, section 4, line 28, after "transfer," strike all the matter down to and including "therein or" on line 30 and insert "[and any lease with an option to purchase real property, including standing timber, or any estate or interest therein or] and any", and on line 32 after "direction," strike "which" and insert "[which] and"

On page 5, section 4, line 5, after "longer" insert "or containing an option to purchase the same or any estate or interest therein, and the transfer of the leasehold interest created by any such lease: PROVIDED, That such term shall not include (a) any such lease where the leased property was the subject of the sale from the lessee to the lessor within sixty days previous to the date of execution of such lease, or (b) any such lease where the lessor and the lessee are corporations one of which owns in excess of eighty percent of the outstanding voting stock of the other or corporations in which over eighty percent of the outstanding voting stock of each is owned by the same owners, or (c) any such lease where the lessor and lessee are railroad companies, as defined in RCW 84.12.200, and in which the right of joint use of the leased property, being operating property of the lessor as defined in RCW 84.12.200, is retained by the lessor, or (d) the transfer of the leasehold interest created by such lease, when at the time of transfer the remaining term thereof, including any options to renew, is less than fifty years, or the option to purchase, if any, shall have expired."

On page 5, section 4, line 6, after "term" insert "sale", and on line 8 after "above" strike all the matter down to and including "owners," on line 16.

On page 6, section 4, line 14, after "state" insert "nor any transfer to a corporation solely in exchange for stock of the same corporation if immediately after the exchange the same person or persons, individually, or through their lineal descendants, constructively, are in control of the transferee corporation, and provided that neither such corporation nor such person or persons voluntarily transfer the property or the stock, as the case may be, for a period of five years after the exchange"

On page 6, section 5, line 25, after "Washington." strike the underlined matter on lines 25 through 29 and insert "The term 'seller' shall include the lessor of a lease and the transferor of the leasehold interest in the case of a lease or transfer included within the term 'sale' pursuant to section 1 (2) of this act."

On page 7, section 6, line 11, strike the underlined matter and insert "(3) When used in connection with a lease (or transfer) included within the term 'sale' pursuant to section 1 (2) of this act, the term 'selling price' shall mean the true cash value of the leased property, as determined by the assessor of the county in which such property is located as of the date of execution of such lease or transfer."

Debate ensued.

POINTS OF INQUIRY

Senator Dore: "Would Senator Holman yield to a question? Senator Holman, I notice on your amendments, the amendment to page 6, section 4, you make an exemption, why did you give preferential treatment to intercorporation transfers because now they have to pay the one percent tax on all of those transfers. That is a tremendous exemption and how much money is involved?"

Senator Holman: "Senator Atwood just pointed out, the fiscal note on that showed \$100,000, was it not, during a biennium? This is not intercorporate transfers, Senator Dore. These are transfers to a corporation in exchange for stock if immediately after exchange the same persons or their descendants are in control."

Senator Dore: "How do you define 'family', that is my point and what justification do you have just because a family transfers. Let us say a son incorporates one interest and his father incorporates another then they get the exemption but if they are not related, they don't. Is that the idea?"

Senator Holman: "I think this is a matter of convenience in family situations and it is not really the type of sale that we are trying to reach out for where the indicia of ownership is passing completely to some new person. This was not my amendment. It was simply the amendment of Senator Foley and Senator Huntley which in order to present it to the body, we put it in this way. Perhaps Senator Huntley might want to reply to it."

Senator Huntley: "I would like to defer to Senator Gissberg who was also on this amendment."

Senator Gissberg: "Mr. President, this amendment is actually the subject matter of a separate bill, Senator Dore, that was introduced early in the session by Senator Huntley and myself and the rationale in having it 'family' is that one, it is not as broad and secondly, it facilitates owning land and transferring land to a corporation when it is now held for instance in common in undivided interest by members of the family.

"It would facilitate the transfer of that land into a corporation without having to pay the one percent tax and thus insofar as the law of descent is concerned, it would make it much easier on the heirs in facilitating the transfer of their particular share of stock in the corporation rather than hindering the entire tract of land. If they own undivided interest in the tract of land, of course, individually by way of heirship and own perhaps an undivided one-tenth interest, something of that type, then they are restricted in terms of dealing with that land and selling an undivided one-tenth interest.

"This would allow a family and the reason it is a family is so as not to open up the entire exemption but is predicated on those situations where either the head of the household wants to arrange for a transfer into a corporation designed to ease the descent of his interest in the estate by this property transferring into the corporation; or secondly, where it is held in the first instance in undivided interest by a family by way of heirship transferring those undivided interests into the corporation without having to pay the one percent tax. There are sufficient safeguards included so that it cannot be used as a means of other persons other than a family unit taking advantage of this exemption. I think it is quite tight and it has sufficient merit to it in my opinion that we should adopt it.

MOTIONS

Senator Dore moved that the amendment by Senators Holman, Atwood and Foley to page 6, section 4, line 14 be voted on separately.

The motion failed on a rising vote.

The motion by Senator Holman carried and the amendments were adopted.

There being no objection, the amendment by Senators Huntley and Gissberg was withdrawn from the Secretary's desk.

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 204 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Wilson: "Would Senator Atwood yield to a question? Senator Atwood, quite frequently, as you know, the department of natural resources will lease land to farmers and ranchers. A typical instance might be a ten-year lease at the end of which the rancher would not have an option but he would have the opportunity to meet any other higher bid on the same property. I would assume that since that does not amount to a legal option that such transaction would not fall within the scope of this bill?"

Senator Atwood: "I think you are correct in that assumption. This bill is not aimed at that type of transaction."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 204, and the bill passed the Senate by the following vote: Yeas, 39; nays, 9; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Guess, Henry, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Connor, Dore, Greive, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Stortini—9.

Excused: Senator Foley—1.

ENGROSSED SENATE BILL NO. 204, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 1:40 p.m., on motion of Senator Greive, the Senate recessed until 2:10 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:10 p.m.

MESSAGES FROM THE HOUSE

April 2, 1969.

Mr. President: The Speaker has signed:
SENATE BILL NO. 22,
SENATE BILL NO. 34,
SUBSTITUTE SENATE BILL NO. 201,
SENATE BILL NO. 229,
SENATE BILL NO. 376,
SENATE BILL NO. 492,
SENATE BILL NO. 662,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 2, 1969.

Mr. President: The House has adopted SENATE CONCURRENT RESOLUTION NO. 22 with the following amendment:

On line 2, strike "4:30 p.m." and insert "12:00 noon" and after "on the" strike "twentieth" and insert "twenty-second" and on line 4, strike "4:30 p.m." and insert "12:00 noon" and strike "twenty-seventh" and insert "thirtieth" and on line 11, after "compensation" insert "pensions" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendment to Senate Concurrent Resolution No. 22 and adopted the resolution as amended by the House.

SECOND READING

HOUSE JOINT MEMORIAL NO. 17, by Representatives Haussler, Bozarth, Kink and Curtis:

Requesting federal funds for improving North Cascades Park.

The memorial was read the second time in full.

On motion of Senator Wilson, the rules were suspended, House Joint Memorial No. 17 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 17, and the memorial passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Dore, Durkan, Huntley, McCutcheon, Matson—5.

Excused: Senator Foley—1.

HOUSE JOINT MEMORIAL NO. 17, having received the constitutional majority, was declared passed.

SENATE BILL NO. 762, by Senators Atwood and Ryder (by executive request):

Establishing department of community affairs and development.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 762 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 762, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Andersen, Dore, Durkan—3.

Excused: Senator Foley—1.

SENATE BILL NO. 762, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 217, by Senators Lewis (Brian), Talley and Knoblauch:

Providing for the licensing of landscape architects.

REPORT OF STANDING COMMITTEE

January 30, 1969.

SENATE BILL NO. 217, providing for the licensing of landscape architects (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 2, beginning with "practice" on line 12, strike all the matter down to and including "architect," on line 16, and insert "use, or advertise the title landscape architect, landscape architecture, or landscape architectural."

On page 4, section 7, line 3, strike "be at least twenty-five years of age, and".

On page 5, section 8, line 2, before "of practice", strike "six months" and insert "a combination of education and experience substantially equivalent to six years"

On page 5, section 9, line 21, after "failed" and before "A passing" strike the period and insert "a minimum passing grade in each subject shall be 70% with an average in all subjects of 75%."

On page 6, section 11, line 9, after "than" strike "ten dollars nor more than seventy-five dollars" and insert "fifty dollars"

On pages 6 and 7, strike all of section 12 and renumber the remaining sections consecutively

On page 7, section 13, line 30, after "registration to" strike "practice" and insert "use the titles"

On page 7, section 13, line 31, after "landscape" and before "in this" insert "architect, landscape architecture, or landscape architectural"

Signed by: Senators Mardesich, Chairman: Andersen, Day, Foley, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg, Washington.

The bill was read the second time by sections.

On motion of Senator Lewis (Brian), the committee amendments were adopted.

On motion of Senator Lewis (Brian), the rules were suspended, Engrossed Senate Bill No. 217 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Peterson (Lowell): "Would Senator Lewis (Brian) yield to a question? Senator Lewis, it appears by the scope of this bill that we are setting up another commission to protect a certain segment of our society, at least the landscape architects. Does this have any fiscal impact on regulating and promulgating the act?"

Senator Lewis (Brian): "Senator, you are correct, the board would be established and it has been endeavored in committee as best we could ascertain, to set the fee high enough that the board would be able to pay for itself. I think the fee is going to be fifty dollars a year which is considerably higher than it is for other professions as I think we passed in Senate Bill No. 323, was that the number of it, because of the fact that there were less landscape architects than in some other professions so accordingly in order to be able to meet their expenses of regulating them, their fees are correspondingly higher."

Further debate ensued.

Senator Wilson: "Would Senator Lewis (Brian) yield to a question? Senator Lewis, this is new to me. Why do these people need regulation and licensing. Are there all sorts of abuses going on in this area or are shrubs being planted where they shouldn't or what is the problem that leads to this solution?"

Senator Lewis (Brian): "Senator, I think it is a question of addressing yourself to the question of whether we want to see our landscaping aspects of public projects designed by people who are trained and competent people. In order to see that perhaps we need to have them have a certain degree of qualifications to be able to practice landscape architecture. Certainly a person is capable, you are perfectly capable of deciding what shrubs you want to have in your yard and you wouldn't be affected by this bill. You would still be able to go down the street to visit your local nurseryman and have him advise you but on the other hand there are large scale public projects where increasingly large amounts of public monies are being spent on landscaping.

"The urban arterial board, for example, has authorized I believe it is up to one and one-half percent of the cost of the project may also now be included for landscaping costs. So in an endeavor to make sure that this money is spent correctly, we would want to be calling upon landscape architects who were recognized within their profession as being qualified. To that extent, this board hopefully would be able to promulgate some qualifications that would make sure that if a gentleman called himself a licensed landscape architect, they in fact would make sure that your money was spent wisely."

Senator Wilson: "Then is the primary purpose to protect public agencies against engaging people to handle landscaping work who are not competent to engage in that field?"

Senator Lewis (Brian): "I think that could be one purpose, yes."

Senator Wilson: "Well now, at home for example frequently the florist will come out and practically design a yard and then sell the shrubs and plants. Would he require a license under this bill?"

Senator Lewis (Brian): "Under this bill, no sir."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 217, and the bill passed the Senate by the following vote: Yeas, 33; nays, 11; absent or not voting, 4; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Day, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Williams—33.

Voting nay: Senators Andersen, Cooney, Donohue, Herr, Keefe, McCutcheon, Peterson (Lowell), Stender, Twigg, Wilson, Woodall—11.

Absent or not voting: Senators Atwood, Durkan, McCormack, Pritchard—4.
Excused: Senator Foley—1.

ENGROSSED SENATE BILL NO. 217, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 742, by Senator Dore:

Making an appropriation for the operation of child care centers.

On motion of Senator Dore, Substitute Senate Bill No. 742 was substituted for Senate Bill No. 742 and the substitute bill was placed on second reading.

The bill was read the second time by sections.

On motion of Senator Stortini, the following amendment by Senators Stortini, Faulk and Knoblauch was adopted:

On page 1, section 1, line 6, after "class AA" and before "counties" insert "and class A"

MOTION

On motion of Senator Keefe, Senator Woodall assumed the Chair.

On motion of Senator Dore, the rules were suspended, Engrossed Substitute Senate Bill No. 742 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Peterson (Lowell): "Would Senator Dore yield to a question? Senator Dore, you made a remark relative to a \$200,000 appropriation and the bill that I have in my book reads \$350,000. Has this appropriation been changed?"

Senator Dore: "It is a substitute bill, Senator, in the back of the book."

Senator Peterson (Lowell): "I am sorry. Evidently it was cut by \$150,000. Who made the cut, Senator Dore?"

Senator Dore: "Senate Bill No. 742 was a title only bill and we put the \$350,000 in thinking that we would need that much but on examination of the program and realizing the federal government would put in \$4.00 for every one of state funds, we thought we would leave it at \$200,000 which is in the substitute bill."

Senator Peterson (Lowell): "One further question, Senator, we are speaking only I presume of one day care center, twenty-four hour center?"

Senator Dore: "Yes, Senator."

Senator Peterson (Lowell): "Was it the feeling of the committee that this was all that was needed in the state of Washington?"

Senator Dore: "No, it is hopeful that it will be the first of many throughout the state but we thought we could take the bugs out of it. Set up the procedure and get some experience with it and the department of public assistance could come forward with another suggested expansion of the program."

Senator Peterson (Lowell): "Thank you, Senator."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 742, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senator Newschwander—1.

Absent or not voting: Senators Guess, McCormack, Talley—3.

Excused: Senator Foley—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 742, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 113, by Senators Woodall, Twigg and Cooney (by Legislative Council request):

Providing salary changes for county prosecutors.

REPORT OF STANDING COMMITTEE

February 28, 1969.

SENATE BILL NO. 113, providing salary changes for county prosecutors (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 2, line 32, after "*That*" and before "deputy" insert "*in counties of the third and fourth classes the effective date of the foregoing prohibition against engaging in the private practice of law shall be the second Monday in January, 1971: PROVIDED FURTHER, That*"

On page 4, add new sections following section 2 as follows:

"NEW SECTION. Sec. 3. There is added to chapter 4, Laws of 1963, and to chapter 36.27 RCW a new section to read as follows:

"Duties of the prosecuting attorney, as set forth in RCW 36.27.020, shall, in any county entering into a contract pursuant to section 2 of this 1969 amendatory act, be modified to the extent and in the manner provided for by the said contract.

"NEW SECTION. Sec. 4. There is added to chapter 4, Laws of 1963 and to chapter 36.32 RCW a new section to read as follows:

"The board of county commissioners or other legislative authority of any county may contract to employ or retain one or more persons admitted as attorneys and counselors of the courts of this state to perform any or all of the following legal services for and on behalf of the said county:

"(1) Be legal adviser to the board of county commissioners and all county officers, providing them with legal advice regarding the conduct of their public duties and drafting legal instruments used by them in performing their official business; and,

"(2) Appear for and represent the county in all civil proceedings to which the county or its officers are parties: PROVIDED, That all such contracts shall be reduced to writing, and shall, to the satisfaction of the prosecuting attorney of said county, clearly delineate the responsibilities and authority of the prosecuting attorney and of the contracting attorney or attorneys: PROVIDED FURTHER, That nothing herein shall be construed to lessen or limit the authority and duty of the prosecuting attorney with respect to the prosecution of criminal actions or the administration of grand jury proceedings.

"NEW SECTION. Sec. 5. Section 36.32.200, chapter 4, Laws of 1963 and RCW 36.32.200 are each repealed."

In line 4 of the title, after "RCW 36.27.060" and before the period insert "; and adding a new section to chapter 4, Laws of 1963 and to chapter 36.27 RCW; adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW; and repealing section 36.32.200, chapter 4, Laws of 1963 and RCW 36.32.200"

Signed by: Senators Uhlman, Chairman; Durkan, Gissberg, Greive, Holman, Twigg, Walgren, Woodall.

REPORT OF STANDING COMMITTEE

March 31, 1969.

SENATE BILL NO. 113, providing salary changes for county prosecutors (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments, but that the Judiciary Committee amendments on pages 3 and 4 be not adopted.

On page 2, section 1, line 10, after "dollars;" and before "members" insert "*prosecuting attorney, ten thousand dollars;*"

On page 3, section 2, line 29, after "*class*" and before "*counties*" strike "*four*" and insert "*three*"

On page 3, section 2, line 30, after "*class*" and before "*counties*" strike "*four*" and insert "*three*"

On page 3, section 2, line 32, after "*That*" and before "*deputy*" insert "*in counties of the third class the effective date of the foregoing prohibition against engaging in the private practice of law and the compensation for third class counties as set forth in section 1, subsection (3) of this 1969 amendatory act shall be the second Monday in January, 1971: PROVIDED FURTHER, That from the effective date of this 1969 amendatory act that prosecuting attorneys in counties of the third class shall receive ten thousand five hundred dollars per annum until the second Monday in January, 1971: PROVIDED FURTHER, That*"

On page 3, section 2, line 33, after "class" and before "third" strike the comma and insert "and"

On page 3, section 2, line 33, after "third class," and before "may" strike ", and fourth class"

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Day, Dore, Faulk, Gissberg, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Pritchard, Ridder, Walgren, Washington, Wilson, Woodall.

The bill was read the second time by sections.

Senator Durkan moved that the Judiciary Committee amendments be not adopted.

Debate ensued.

The motion carried. The amendments were not adopted.

Senator Durkan moved adoption of the amendments by the Committee on Ways and Means.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Woodall yield to a question? Senator Woodall, I notice that this has the approval of the legislative council. Was this under your subcommittee?"

Senator Woodall: "Yes."

Senator Canfield: "And was it a unanimous decision of the council on the matter?"

Senator Woodall: "Yes."

The motion carried. The amendments by the Committee on Ways and Means were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 113 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 113, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Uhlman, Walgren—2.

Excused: Senator Foley—1.

ENGROSSED SENATE BILL NO. 113, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, Engrossed Senate Bill No. 113 was ordered immediately transmitted to the House.

SENATE BILL NO. 648, by Senators Gissberg and Cooney:

Regulating insurance premium financing.

REPORT OF STANDING COMMITTEE

March 31, 1969.

SENATE BILL NO. 648, regulation of insurance premium financing (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendment:

Amend section 3 by adding a new subparagraph numbered (4) to read as follows:

"(4) This section shall not apply to any savings and loan association, bank, trust company, small loan company, industrial loan company or credit union authorized to do business in this state but section 8 through section 13 and any rules promulgated by the commissioner pertaining to such sections shall be applicable to such organizations, if otherwise eligible, under all premium finance transactions wherein an insurance policy, other than a life insurance policy, or any rights thereunder is made the security or collateral for the repayment of the debt, however, neither this section nor the provisions of this act shall be applicable to the inclusion of insurance in a retail installment transaction or to insurance purchased pursuant to a real estate transaction, mortgage, deed of trust or other security instrument or an insurance company authorized to do business in this state unless the insurance company elects to become a licensee."

Signed by: Senators Mardesich, Chairman; Cooney, Day, Foley, Gissberg, Keefe, Knoblauch, Lewis (Brian), Ryder, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

Senator Gissberg moved adoption of the following amendment:

On page 4, section 8, following line 28, add a new subsection as follows:

"(3) The information required by subsection (1) of this section shall only be required in the initial agreement where the premium finance company and the insured enter into an open end credit transaction, which is defined as follows: A plan prescribing the terms of credit transactions which may be made thereunder from time to time and under the terms of which a finance charge may be computed on the outstanding unpaid balance from time to time thereunder.

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 648 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 648, and the bill passed the Senate by the following vote: Yeas, 41; nays, 5; absent or not voting, 2; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-41.

Voting nay: Senators Andersen, Guess, Marquardt, Newschwander, Peterson (Ted)-5.

Absent or not voting: Senators Connor, Pritchard-2.

Excused Senator Foley-1.

ENGROSSED SENATE BILL NO. 648, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT RESOLUTION NO. 9, by Senator Greive (by Joint Committee on Governmental Cooperation request):

Applying ad valorem taxes accruing from urban renewal improvement to pay costs of urban renewal.

The resolution was read the second time in full.

On motion of Senator Gissberg, the following amendment was adopted:

On line 9, after "unit" and before the comma insert "other than school districts"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Joint Resolution No. 9 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 9, and the resolution passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Walgren, Washington, Williams, Wilson—40.

Voting nay: Senators Guess, Newschwander, Stender, Twigg—4.

Absent or not voting: Senators Atwood, Durkan, Uhlman, Woodall—4.

Excused: Senator Foley—1.

ENGROSSED SENATE JOINT RESOLUTION NO. 9, having received a constitutional majority, was declared passed.

MOTION

On motion of Senator Washington, Senate Bill No. 477 was made a special order of business for 4:30 p.m. today.

POINT OF INQUIRY

Senator Ryder: "Would Senator Greive yield to a question? Senator, what time do you plan to adjourn this afternoon?"

Senator Greive: "It is my present intention to try and run as much of the calendar as we can and I hope that we would adjourn close to five o'clock."

Senator Ryder: "Then 4:30 would still be in order?"

Senator Greive: "Yes, my thought being that discussion is wonderful and I like to know that we are doing a good job but as a taskmaster, I like to see the bills roll out of here and they haven't been rolling too well today."

SENATE BILL NO. 80, by Senators Talley, Lewis (Harry) and Greive (by Legislative Council request):

Permitting use of average of inventory for taxation of goods-in-transit.

REPORT OF STANDING COMMITTEE

March 28, 1969.

SENATE BILL NO. 80, permitting use of average of inventory for taxation of goods-in-transit (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, line 7, after "sections," strike the matter down to and including "state." on line 8 and insert "A taxpayer who has made no shipments of merchandise, either out-of-state or in-state, during the preceding year, may compute the percentage to be applied to the stock of merchandise on the basis of his experience from March 1 of the preceding year to the last day of February of the current year, in lieu of computing the percentage on the basis of his experience during the preceding year. The rule of strict construction shall not apply to this section.

On page 2 line 9 insert new sections as follows:

"NEW SECTION. Sec. 2. There is added to chapter 15, Laws of 1961 and to chapter 84.36 RCW a new section to read as follows:

"Any person claiming the exemption provided for in section 1 of this act shall file such claim with his listing of personal property as provided by RCW 84.40.040. The claim shall be in the form prescribed by the department of revenue, and shall require such information as the department deems necessary to substantiate the claim. The claim shall be signed and verified by the same person and in the same manner as the listing of personal property filed pursuant to RCW 84.40.040.

"NEW SECTION. Sec. 3. There is added to chapter 15, Laws of 1961 and to chapter 84.36 RCW a new section to read as follows:

"An owner or agent filing a claim under section 2 of this act shall consent to the inspection of the books and records upon which the claim has been based, such inspection to be similar in manner to that provided by RCW 84.40.340, or if the owner or agent does not maintain records within this state, the consent shall apply to the records of a warehouse,

person or agent having custody of the inventory to which the claim applies. Consent to the inspection of the records shall be executed as a part of the claim. The owner, his agent, or other person having custody of the inventory referred to herein shall retain within this state, for a period of at least two years from the date of the claim, the records referred to above. If adequate records are not made available to the assessor within the county where the claim is made, then the exemption shall be denied.

"NEW SECTION. Sec. 4. Section 1 of this act shall not apply to goods or merchandise subject to taxation pursuant to RCW 84.56.180.

"Sec. 5. Section 84.56.180, chapter 15, Laws of 1961 and RCW 84.56.180 are each amended to read as follows:

"Whenever any person, firm or corporation, shall, subsequent to the first day of January of any year, bring or send into any county from outside the state any stock of goods or merchandise to be sold or disposed of in a place of business temporarily occupied for their sale, without the intention of engaging in permanent trade in such place, the owner, consignee or person in charge of the said goods or merchandise shall immediately notify the county assessor, and thereupon the assessor shall at once proceed to value the said stock of goods and merchandise at its true value, and upon fifty percent of such valuation the said owner, consignee or person in charge shall pay to the collector of taxes a tax at the rate assessed for state, county and local purposes in the taxing district in the year then current. And it shall not be lawful to sell or dispose of any such goods or merchandise as aforesaid in such taxing district until the assessor shall have been so notified as aforesaid and the tax assessed thereon paid to the collector. Every person, firm or corporation bringing into any county of this state from outside the state any goods or merchandise after the first day of January shall be deemed subject to the provisions of this section.

"This section shall not apply to goods or merchandise consigned to a person for sale at such person's permanent place of business within this state, if such person is required to list such goods or merchandise pursuant to RCW 84.40.185."

Renumber old section 2 to read "Sec. 6."

Strike old section 3 and insert:

"NEW SECTION. Sec. 7. This 1969 act shall be effective as of January 1, 1969: PROVIDED, HOWEVER, That the repeals contained in this act shall not be construed as affecting any existing right acquired or any liability or obligation incurred under the provision of the statutes repealed."

Renumber old section 4 to read "Sec. 8."

In line 1 of the title, after "adding" strike "a new section" and insert "new sections" Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Donohue, Faulk, Greive, Guess, Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

Senator Dore moved adoption of the following amendment:

On page 2, section 2, line 9 delete section 2 of the original bill, being section 6 of the committee amendment.

Debate ensued.

Senator Talley moved that the amendment by Senator Dore be laid upon the table.

The motion carried and the amendment was laid upon the table.

MOTION

On motion of Senator Andersen, Senator McDougall was excused.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 80 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Peterson (Ted): "Would Senator McCormack yield to a question? Senator McCormack, can you tell me what the impact is, if that is all that this embodies then you are not making a saving, you are not helping the distributors in the state of Washington?"

Senator McCormack: "Mr. President, in answer to the question, we are helping the distributors and the warehouses in the state of Washington. This is an implementation of the free port bill. It is a modification, a basis for computing a claim. It simply says that rather than try to itemize the goods which normally cannot be done, we will do it on a formula which is completely fair. This is the concept. It simply facilitates the administration of the existing free port exemption."

Senator Peterson (Ted): "Then you are not helping the distributor who has a carload shipment come in and has it on his warehouse floor. He is not exempt at all. He is paying the full floor tax as he has in the past, as I would with the inventory I have in my place, is that right?"

Senator McCormack: "No, that is not true. If the goods come in from out of state it enters as a factor into the formula by which the tax is reduced. If it comes into the state from out of state or goes out of this state into another state, in either case it enters into the formula by which the tax is reduced."

Senator Peterson (Ted): "Now, define that from the free port. Would you explain?"

Senator McCormack: "The concept of the free port bill is to not put the property tax, inventory tax on goods that come into this state from out of state or go out of the state into another state and this bill simply eliminates the requirement to inventory that material and provides a fair formula for doing so."

Senator Peterson (Ted): "Then can you tell me what the impact is? It would be a tremendous impact if actually this bill is going to do what you say it is going to do. Financially it will cost the state heavily."

Senator McCormack: "It happens to be less than one million dollars a year, total taxes and of course most of those . . ."

Senator Peterson (Ted): "Then actually Senator, you are not doing what I thought you were."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 80, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Durkan, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Dore, Gissberg, Mardesich—3.

Absent or not voting: Senators Donohue, Uhlman—2.

Excused: Senators Foley and McDougall—2.

ENGROSSED SENATE BILL NO. 80, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 645, by Senator Stender:

Relating to boiler inspector certificates and fees.

The bill was read the second time by sections.

On motion of Senator Stender, the rules were suspended, Senate Bill No. 645 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 645, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 9; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson—38.

Absent or not voting: Senators Atwood, Donohue, Faulk, Newschwander, Pritchard, Talley, Twigg, Uhlman, Woodall—9.

Excused: Senators Foley, McDougall—2.

SENATE BILL NO. 645, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 165, by Senators Day, Twigg, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request):
Creating a hospital study commission.

REPORT OF STANDING COMMITTEE

March 4, 1969.

SENATE BILL NO. 165, creating a hospital study commission (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 6, strike "thirteen" and insert "fifteen"

On page 1, section 1, strike lines 18 through 25 and insert:

"The members appointed by the governor shall have the following qualifications: (1) one member shall be a hospital administrator experienced in hospital affairs; (2) one member shall be a nursing home administrator experienced in nursing home services; (3) one member shall be a doctor; (4) one member shall represent state labor organizations; (5) one member shall be selected from insurance companies providing health care benefits to Washington consumers; (6) one member shall be a contractor of health care services; (7) two members shall represent the state government to be chosen from those state agencies which have extensive dealings with hospitals and health care facilities; (8) two members shall be consumers of health services, of whom one shall be from an urban area and one shall be from a rural area of the state; and (9) one member shall be a registered nurse."

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, Holman, Keefe, McCutcheon, Odegaard, Peterson (Lowell).

The bill was read the second time by sections.

Senator Day moved that the committee amendments be not adopted.

Debate ensued.

The motion carried and the committee amendments were not adopted.

Senator Day moved adoption of the following amendment:

On page 1, section 1, strike lines 18 through 25 and insert:

"The members appointed by the governor shall be selected as follows: (1) One member shall be a hospital administrator; (2) One member shall be a doctor; (3) Two certified public accountants; (4) One member shall represent state labor organizations; (5) One member shall be selected from the insurance companies providing health care benefits to Washington consumers, and one member of health service contractors providing health benefits to Washington consumers; (6) Two members shall represent state government, to be chosen from the agencies which have extensive dealings with hospitals and health care facilities; (7) Two senators appointed by the president of the senate; (8) two representatives appointed by the speaker of the house of representatives."

Senator Day moved adoption of the following amendment to the amendment:

On page 1, section 1 of the amendment, after (3) strike "two" and insert "one"

After "representatives." in subsection (8), add a new subsection (9) and one member shall be a nursing home administrator experienced in nursing homes services"

The motion carried. The amendment to the amendment was adopted and the amendment as amended was adopted.

Senator Day moved adoption of the following amendment:

On page 2, section 3, line 11, strike all of section 3 and substitute the following:

"NEW SECTION. Sec. 3. The members of the commission shall be reimbursed for their expenses incurred while attending sessions of the commission or meetings of any committees of the commission or while engaged on other commission business authorized by the commission, at the rate of fifty dollars per day plus mileage allowance at the rate of ten cents per mile while authorized by the commission. The commission shall have authority to select and employ one executive assistant and one secretary, whose compensation and salaries shall be fixed by the commission. For the purpose of securing necessary research, technical, and supporting services, the commission and the executive assistant shall utilize the staff of state agencies which deal with hospitals and health care facilities. A majority of the membership of the commission shall constitute a quorum."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Day, the following amendment was adopted:

On page 5, line 2, add a new section as follows:

"NEW SECTION. Sec. 7. In order to insure coordination of effort between the commission and the state health planning advisory council, the governor shall appoint two members of the commission to membership on the council."

Senator Day moved adoption of the following amendment:

On page 5, add a new section following section 7 as follows:

"NEW SECTION. Sec. 8. The governor, effective July 1, 1971 is empowered to

abolish the hospital and health care study commission, or may continue the hospital and health care study commission for a period of two years, and further, if in his judgment he believes it is in the public interest, may establish a hospital rate commission which shall have the authority to approve, amend or reject all increases in hospital patient rates and charges of all public and private hospitals.

"The commission shall consist of three commissioners, one of whom shall be the director of public assistance or his designee, one of whom shall be the insurance commissioner or his designee, and one appointed by the governor who shall be a citizen, resident and qualified elector of the state of Washington. The public member of the commission shall serve for a term to expire on July 1, 1975, and shall hold office from July 1, 1971 to July 1, 1975, or until his successor is appointed and qualified.

"No member of the commission shall receive any salary or other compensation, but each public member shall receive the sum of fifty dollars per day for each day spent in actual attendance on or traveling to and from meetings of the commission, or on special assignment for the commission, together with subsistence and traveling expenses at the rate allowed by law to state employees.

"The commission shall administer, enforce, and carry out the provisions of this act and may adopt regulations necessary to carry out its purpose."

POINTS OF INQUIRY

Senator Atwood: "Would Senator Day yield to a question? Senator, in that amendment that we are talking about, did you get an attorney general's opinion on the legality of the delegation to the governor of establishing a rate making commission without any guidelines from the legislature at all?"

Senator Day: "No. I didn't. However, you will note that the legislature is establishing this and giving the governor the discretion, as he has with the pen on every bill, of whether he puts it into effect or not and I certainly think that that would be constitutional."

Senator Canfield: "Will Senator Day yield to a question? Senator Day, I would like to pursue this matter that Senator Atwood raised because I am sure that your intent here is right and proper. I think the people of this state are, well, the hospital rates are enough to make them sick if they aren't sick when they go there they are when they get out and maybe they will go via the backdoor to the undertaker. My question to you specifically is this, does this not in fact give this commission the right and the authority to set rates? It says here 'to approve and to reject' which in effect means to set the rates, does it not?"

Senator Day: "That is correct. Now the commission that is created by the passage of this bill, the first sections of the bill do not give them that power. All it gives them is the power to study. Then the governor has the right as of July 1, 1971 to abolish this health care study commission or continue it for a period of two years and then if, in his judgment, it is in the public interest to establish a rate commission.

"It would be my opinion that at that time he wouldn't think it was in the public interest, now I don't know but I tell you what I believe this would do, I think this will get their attention and then they will truly accomplish the purposes of the study."

Senator Canfield: "I realize this is an optional thing on his part but still it does give the authority and I am just wondering if that shouldn't be revised in some way and I might make a recommendation for instance for the legislature which does have the authority and in lieu of that I think we would have to do as Senator Atwood suggested and set up some legal criteria."

Senator Day: "Of course the only criteria we set out here is down the page where it says 'the commission shall administer, enforce, and carry out the provisions of this act and may adopt regulations' and of course that would be through the administrative procedures act to conduct their business."

MOTION

On motion of Senator Day, Engrossed Senate Bill No. 165 was ordered to hold its place on the second reading calendar for Thursday, April 3, 1969.

SENATE BILL NO. 477, by Senators Washington, Henry, Faulk and McCormack:
Authorizing development of police academy.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Bill No. 477 and the pending amendment by Senators Walgren and Elicker.

MOTION

There being no objection, Senator Walgren withdrew the pending amendment by Senators Walgren and Elicker.

Senator Walgren moved adoption of the following amendment by Senators Walgren and Elicker:

On page 2, section 2, line 30, strike the period after "*academy*" and add the following: "*at a place to be recommended by the commission after consultation with the joint interim municipal committee, or, if there is no such committee, with the legislative council and approved by the legislature.*"

Debate ensued.

On motion of Senator Washington, the following amendment to the amendment by Senators Walgren and Elicker was adopted:

After the word "*consultation*" and before "*with*" strike the following: "*with the joint interim municipal committee, or, if there be no such committee,*"

On motion of Senator Sandison, the following amendment by Senators Sandison and Lewis (Harry) to the amendment by Senators Walgren and Elicker was adopted on a rising vote:

After the word "*council*" insert "*without duplicating the facilities available for police training at the Washington state patrol training academy,*"

Further debate ensued.

The motion carried and the amendment as amended was adopted.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 477 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 477, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Gissberg, Sandison—2.

Absent or not voting: Senators Cooney, Donohue, Durkan, Peterson (Ted)—4.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 477, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Washington, Engrossed Senate Bill No. 477 was ordered immediately transmitted to the House.

SENATE BILL NO. 549, by Senators Uhlman and Twigg:

Increasing certain official fees charged by clerks of superior courts.

REPORT OF STANDING COMMITTEE

February 28, 1969.

SENATE BILL NO. 549, increasing certain official fees charged by clerks of superior courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 13, after "dollars" and before "[I" insert "*PROVIDED, That if the party filing the first paper be the defendant in the action, no fee shall be paid; however, twenty dollars shall be paid when the plaintiff in the action files his first paper*"

On page 2, section 1, lines 3 through 7 restore deleted language.

Signed by: Senators Uhlman, Chairman; Durkan, Greive, Holman, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Woodall, the committee amendment to page 1, section 1, line 13 was not adopted.

On motion of Senator Woodall, the committee amendment to page 2, section 1, lines 3 through 7 was adopted.

Senator Woodall moved adoption of the following amendment:

On page 1, section 1, line 13, after "dollars" insert "*PROVIDED, That if the defendant files the first paper in the action, the defendant shall notify the plaintiff that he has filed a paper in said action and that unless plaintiff files his complaint and reimburses defendant for the filing fee advanced within seven days from the date of notification thereof, the action shall be summarily dismissed without prejudice to the plaintiff and with costs and reasonable attorney fees to the defendant*"

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Atwood, the following amendment was adopted:

On page 3, section 1, line 12, after "midnight" strike "June [7,1961] 11,1969" and insert "[June 7, 1961] July 1, 1969"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 549 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 549, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senators Gissberg, Guess—2.

Absent or not voting: Senators Durkan, Pritchard—2.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 549, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 643, by Senators Andersen and Henry:
Pertaining to state lands reserved for state parks use.

REPORT OF STANDING COMMITTEE

March 27, 1969.

SENATE BILL NO. 643, pertaining to state lands reserved for state parks use (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

Recommendation: Do pass with the following amendments:

On page 2, section 3, line 14, beginning with "There" strike entire section through "biennium." on line 18, and insert therefor:

"Any funds appropriated to the state parks and recreation commission for payment of rental for use of state lands reserved for state park purposes during the 1969-71 biennium and received by the department of natural resources shall be deposited by the department to the applicable trust land accounts without the deduction normally applied to such revenues for management purposes."

Signed by: Senators Wilson, Chairman; Bailey, Canfield Durkan, Henry, Lewis (Brian), Lewis (Harry), Mardesich, Pritchard.

The bill was read the second time by sections.

Senator Wilson moved adoption of the committee amendments.

POINT OF INQUIRY

Senator Peterson (Lowell): "Would Senator Wilson yield to a question? Senator Wilson, I understood you to say several times that this is a complicated measure. I can agree but does this in effect mean that the parks will not pay to the department of natural resources for those lands which are used for park purposes? It is a little unclear to me."

Senator Wilson: "Senator Peterson, the amount of money that we are talking about is approximately \$720,000. Now, as you know in the past the rent has been considerably less than that but there has been an increasing recognition that the board of natural resources has an obligation to see to it that these trust lands produce the revenue that they would if they were used for some other purpose other than state funds. However, because of the amount of money involved in the accelerated or you might say the more realistic rent scales, it simply has not been found possible to add that money in terms of dollars and cents to the actual budget for the coming biennium, and consequently this procedure was developed essentially so that the members of the board of natural resources no longer could be accused of not producing the full amount of revenue that these trust lands could be producing if they were not used as state parks."

Senator Peterson (Lowell): "Thank you, Senator, I just wanted to bring out the point that the board of natural resources is obligated by law to obtain the maximum amount of funds available and I was wondering if we were circumventing this or whether we were just . . ."

Senator Wilson: "Not at all, you are quite correct in that assumption and what this is rather than a circumvention is the beginning of an effort to see that their commitments are fully accommodated."

Senator Peterson (Lowell): "Thank you, Senator."

The motion carried and the amendments were adopted.

On motion of Senator Andersen, the rules were suspended, Engrossed Senate Bill No. 643 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 643, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—45.

Absent or not voting: Senators McCutcheon, Uhlman, Woodall—3.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 643, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

President Cherberg resumed the Chair.

There being no objections, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

March 31, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 433 and asks the Senate to recede therefrom, and the same is herewith transmitted, SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate refused to recede from its position on Engrossed House Bill No. 433 and asks the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 433, Senators Foley, Day and Canfield.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

SIGNED BY THE PRESIDENT

The President signed:

SENATE CONCURRENT RESOLUTION NO. 1,
SENATE CONCURRENT RESOLUTION NO. 22.

MOTION

At 5:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, April 3, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, April 3, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Don Ward, Color Bearer, and Debbie Uffen, presented the Colors. Reverend Robert M. Keller, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

“Heavenly Father, hidden deep within each man here are no doubt many personal needs and fears and frustrations, some relating specifically to their task as Senators others more personally oriented. Every man requires love and understanding. Every man experiences the effects of hurt and anxiety, the pressure of ambition and pride. Power often brings with it a special kind of loneliness. When the hours become long or heated or the decisions difficult, it is not always easy to maintain proper prospective.

“So Father, we ask You today to give each man here wisdom and strength and an awareness of your love for him, in that order, that he might have some personal peace in his life and in order that he might perform his duty to this State with preciseness and integrity. We pray this in Christ’s name. Amen.”

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

REPORTS OF STANDING COMMITTEES

April 2, 1969.

SENATE BILL NO. 408, implementing the 1967 community college act (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Holman, Huntley, Lewis (Harry), McCormack, McDougall, Ryder, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

April 1, 1969.

SENATE BILL NO. 519, revealing bank records (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Foley, Gissberg, Keefe, Lewis (Brian), McCormack, McDougall, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

SENATE BILL NO. 657, prohibiting the unsolicited issuance of credit cards (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Newschwander, Ryder, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

SENATE BILL NO. 670, regulating naturopathy (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Greive, McCutcheon, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

SENATE BILL NO. 751, implementing law relating to policemen's benefits in first class cities (reported by Committee on Rules and Joint Rules):

Recommends: Be referred to Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Knoblauch, Peterson (Ted), Ryder, Talley, Williams, Woodall.

MOTION

On motion of Senator McCormack, the committee report was adopted and Senate Bill No. 751 was referred to the Committee on Ways and Means—Appropriations.

March 31, 1969.

ENGROSSED HOUSE BILL NO. 263, establishing dental disciplinary board (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Connor, Elicker, Holman, McDougall, Newschwander, Odegaard, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, authorizing a private higher education study (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Donohue, Dore, Holman, Huntley, McCormack, Ryder, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

HOUSE CONCURRENT RESOLUTION NO. 6, authorizing a senior college study (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

April 2, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 191, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 2, 1969.

Mr. President: The House has passed:
ENGROSSED SUBSTITUTE HOUSE BILL NO. 355,
ENGROSSED HOUSE BILL NO. 544,
ENGROSSED HOUSE BILL NO. 716,
HOUSE BILL NO. 866,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 2, 1969.

Mr. President: The House has passed:
ENGROSSED HOUSE BILL NO. 199,
SUBSTITUTE HOUSE BILL NO. 342,
ENGROSSED HOUSE BILL NO. 356,
SUBSTITUTE HOUSE BILL NO. 427,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 468,
ENGROSSED HOUSE BILL NO. 567,
ENGROSSED HOUSE BILL NO. 571,
ENGROSSED HOUSE BILL NO. 640,
ENGROSSED HOUSE BILL NO. 682,
ENGROSSED HOUSE BILL NO. 684,
ENGROSSED HOUSE BILL NO. 709,
SUBSTITUTE HOUSE BILL NO. 715,
HOUSE BILL NO. 784,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 828,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 839,
HOUSE JOINT MEMORIAL NO. 13,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 2, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE BILL NO. 433 and the Senate amendments thereto, and the Speaker has appointed as members of the Conference Committee thereon: Representatives Wolf, Kopet and Chatalas. MALCOLM McBEATH, Chief Clerk.

April 2, 1969.

Mr. President: The House refuses to recede from its amendments to SUBSTITUTE SENATE BILL NO. 151 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Substitute Senate Bill No. 151 and the House amendments thereto: Representatives Goldsworthy, Saling and Brouillet. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Bailey, the request of the House for a conference on Substitute Senate Bill No. 151 and the House amendments thereto was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Substitute Senate Bill No. 151 and the House amendments thereto: Senators Durkan, Dore and Atwood.

On motion of Senator Bailey, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 2, 1969.

Mr. President: The House refuses to recede from its amendment to SUBSTITUTE SENATE BILL NO. 152 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Substitute Senate Bill No. 152 and the House amendment thereto: Representatives Goldsworthy, Saling and Brouillet. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Bailey, the request of the House for a conference on Substitute Senate Bill No. 152 and the House amendment thereto was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Substitute Senate Bill No. 152 and the House amendment thereto: Senators Durkan, Dore and Atwood.

On motion of Senator Bailey, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 2, 1969.

Mr. President: The House has passed SENATE BILL NO. 195 with the following amendments:

In line 1 of the title, after "districts;" strike all the matter down to and including "70.46.020;" on line 3

Strike all of section 1 and renumber the remaining sections consecutively.

On page 2, section 2 (herein renumbered section 1) beginning on line 12, after "70.46.090," strike all of the matter down to and including the period following "county" on line 17 and insert "The district board of health of such district shall consist of not less than five members, including the three members of the board of county commissioners of the county: *PROVIDED, That if such health district consists of a county of the second class, the district board of health shall consist of not less than six members, including the three members of the board of county commissioners of the county and one person who is a qualified voter of an unincorporated rural area of the county and who is appointed by the legislative authority of the county.*"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Atwood, the Senate concurred in the House amendments to Engrossed Senate Bill No. 195.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 195, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED SENATE BILL NO. 195, as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

March 27, 1969.

Mr. President: The House has passed SENATE BILL NO. 199 with the following amendment:

On page 1, add a new section after section 1 as follows:

"NEW SECTION. Sec. 2. All state owned lands acquired in trust from the United States which are on the effective date of this act used for state parks, shall continue to be used for state park purposes until, and to the extent, the legislature directs otherwise. Only the legislature shall have the power to revoke or modify any withdrawal of state trust lands used for state park purposes."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Foley that the Senate do not concur in the House amendment to Senate Bill No. 199, and asks the House to recede therefrom.

Debate ensued.

The motion was carried.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Montana State Senator George Siderius, chairman of the commerce and labor committee, and appointed a special committee consisting of Senators Durkan, Stortini, Twigg, Marquardt and Henry to escort Senator Siderius to a place of honor upon the rostrum.

Senator George Siderius was introduced by President Pro Tempore Henry.

With leave of the Senate, business was suspended to permit Senator Siderius to address the Senate.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 24, by Senators Greive, Bailey and Holman:

Establishing an interim committee on insurance.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 24 was advanced to second reading and read the second time in full.

Senator Greive moved the rules be suspended and Senate Concurrent Resolution No. 24 be advanced to third reading.

The motion failed and Senate Concurrent Resolution No. 24 was held on second reading.

ENGROSSED HOUSE BILL NO. 199, by Representatives Bottiger, Harris, Francis and Litchman (by Legislative Council request):

An Act relating to regulation of contracts for dancing instructions; adding a new chapter to Title 19 RCW; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

SUBSTITUTE HOUSE BILL NO. 342, by Judiciary Committee:

An Act relating to garnishments upon earned income; amending section 6, chapter 56, Laws of 1893, as amended by section 6, chapter 142, Laws of 1967 and RCW 7.32.100; amending section 4, chapter 160, Laws of 1909, as last amended by section 4, chapter 143, Laws of 1967 and RCW 12.32.040; amending section 12, chapter 56, Laws of 1893 and RCW 7.32.170; amending section 12, chapter 160, Laws of 1909, as amended by section 5, chapter 126, Laws of 1911, and RCW 12.32.120; adding a new section to chapter 35, Laws of 1945 and to chapter 50.20 RCW; and repealing section 23, chapter 56, Laws of 1893 as last amended by section 1, chapter 13, Laws of 1963 and RCW 7.32.280.

Referred to Judiciary Committee.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 355, by Committee on Revenue and Taxation:

An Act relating to revenue and taxation; amending section 1, chapter 7, Laws of 1963, as last amended by section 4, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.050; amending section 82.04.170, chapter 15, Laws of 1961 and RCW 82.04.170; amending section 82.04.300, chapter 15, Laws of 1961, as amended by section 3, chapter 293, Laws of 1961, and RCW 82.04.300; amending section 82.08.030, chapter 15, Laws of 1961, as last amended by section 20, chapter 149, Laws of 1967 ex. sess., and RCW 82.08.030; amending section 82.12.010, chapter 15, Laws of 1961, as last amended by section 17, chapter 173, Laws of 1965, ex. sess., and RCW 82.12.010; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 356, by Representatives Kopet, O'Dell and Heavey:

An Act relating to the investment of public funds; amending section 36.29.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 173, Laws of 1967, and RCW 36.29.020; amending section 30.04.140, chapter 33, Laws of 1955 as amended by section 2, chapter 133, Laws of 1967, and RCW 30.04.140; and adding a new chapter to Title 39 RCW.

Referred to Committee on Commerce and Regulatory Agencies.

SUBSTITUTE HOUSE BILL NO. 427, by Committee on Financial Institutions and Insurance:

An Act relating to insurance; adding a new section to chapter 79, Laws of 1947 and to chapter 48.05 RCW; amending section .06.11, chapter 79, Laws of 1947 as last amended by section 2, chapter 86, Laws of 1955 and RCW 48.06.110; amending section .05.14, chapter 79, Laws of 1947 as amended by section 4, chapter 150, Laws of 1967 and RCW 48.05.140; amending section .13.11, chapter 79, Laws of 1947 and RCW 48.13.110; amending section .13.12, chapter 79, Laws of 1947 as last amended by section 11, chapter 150, Laws of 1967 and RCW 48.13.120; amending section 10, chapter 150, Laws of 1967 and RCW 48.13.125; amending section .13.16, chapter 79, Laws of 1947 as last amended by section 13, chapter 95, Laws of 1967 ex. sess. and RCW 48.13.160; amending section .14.01, chapter 79, Laws of 1947 as last amended by section 12, chapter 150, Laws of 1967 and RCW 48.14.010; amending section .15.09, chapter 79, Laws of 1947 as amended by section 5, chapter 303, Laws of 1955 and RCW 48.55.090; adding a new section to chapter 79, Laws of 1947 and to chapter 48.15 RCW; amending section .17.53, chapter 79, Laws of 1947 as amended by section 23, chapter 150, Laws of 1967 and RCW 48.17.530; amending section 2, chapter 95, Laws of 1967 ex. sess. and RCW 48.18.295; amending section 6, chapter 229, Laws of 1951 and RCW 48.20.052; amending section .31.19, chapter 79, Laws of 1947 as amended by section 31, chapter 150, Laws of 1967 and RCW 48.31.190; amending section 2, chapter 219, Laws of 1961 and RCW 48.34:020; amending section 10, chapter 219, Laws of 1961 and RCW 48.34.100; amending section .32.15, chapter 79, Laws of 1947 and RCW 48.36.150; and amending section .33.02, chapter 79, Laws of 1947 and RCW 48.48.020; adding a new section to chapter 79, Laws of 1947 and to chapter 48.08 RCW; adding new sections to chapter 48.18 RCW; repealing section 1, chapter 95, Laws of 1967 ex. sess. and RCW 48.18.294; and providing effective dates.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 468, by Committee on Public Health and Welfare:

An Act relating to health care facilities; defining crimes; repealing section 1, chapter 253, Laws of 1957 and RCW 18.20.010; repealing section 2, chapter 253, Laws of 1957 and RCW 18.20.020; repealing section 3, chapter 253, Laws of 1957 and RCW 18.20.030.

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

ENGROSSED HOUSE BILL NO. 544, by Representatives Sawyer, Wolf and Berentson:

An Act relating to railroad equipment; establishing minimum safety, health and comfort requirements for railroad cabooses; repealing section 81.44.090, chapter 14, Laws of 1961 and RCW 81.44.090; amending section 81.44.100, chapter 14, Laws of 1961 and RCW 81.44.100; and providing penalties.

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

ENGROSSED HOUSE BILL NO. 567, by Representatives Whetzel, Thompson, Smythe, Bluechel, Hoggins and Martinis (by executive request):

An Act relating to rivers and streams and their shore lands and related adjacent lands; providing for the conservation and management thereof; and establishing an inventory of scenic rivers and a legislative policy in connection therewith.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE BILL NO. 571, by Representatives Kirk, Chatalas and Lynch:

An Act providing for the licensing of nursing home administrators; prescribing penalties; and providing an effective date.

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

ENGROSSED HOUSE BILL NO. 640, by Representatives Cunningham, Garrett, Barden and Harris:

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959 and to Title 74 RCW.

Referred to Committee on State Government.

ENGROSSED HOUSE BILL NO. 682, by Representatives Sprague, Barden, Chatalas, Litchman, Merrill, Fleming and Ceccarelli:

An Act relating to revenue and taxation; granting a tax credit to certain business firms who contribute to neighborhood organizations or who provide participation funds for certain activities which tend to upgrade impoverished areas; prescribing an effective date; and adding a new chapter to Title 82 RCW.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 684, by Representatives O'Dell, Swayze and Veroske:

An Act relating to cities and towns; adding new sections to chapters 35.44 and 35.45 RCW; amending section 35.43.040, chapter 7, Laws of 1965 and RCW 35.43.040; amending section 1, chapter 52, Laws of 1967 and RCW 35.43.042; amending section 35.43.080, chapter 7, Laws of 1965 as amended by section 5, chapter 52, Laws of 1967 and RCW 35.43.080; amending section 35.43.100, chapter 7, Laws of 1965 and RCW 35.43.100; amending section 35.43.120, chapter 7, Laws of 1965 and RCW 35.43.120; amending section 35.44.020, chapter 7, Laws of 1965 and RCW 35.44.020; amending section 35.44.220, chapter 7, Laws of 1965 and RCW 35.44.220; amending section 35.44.250, chapter 7, Laws of 1965 and RCW 35.44.250; amending section 35.45.020, chapter 7, Laws of 1965 and RCW 35.45.020; amending section 35.49.010, chapter 7, Laws of 1965 as amended by section 13, chapter 52, Laws of 1967 and RCW 35.49.010; amending section 35.49.020, chapter 7, Laws of 1965 and RCW 35.49.020; amending section 35.49.030, chapter 7, Laws of 1965 and RCW 35.49.030; amending section 35.50.005, chapter 7, Laws of 1965 and RCW 35.50.005; repealing section 35.43.090, chapter 7, Laws of 1965 and RCW 35.43.090; repealing section 35.43.160, chapter 7, Laws of 1965 as amended by

section 7, chapter 52, Laws of 1967 and RCW 35.43.160; and repealing section 35.43.170, chapter 7, Laws of 1965 as amended by section 1, chapter 58, Laws of 1965 and RCW 35.43.170.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 709, by Representatives Whetzel, Perry and Leland: An Act relating to cities of the first, second and third class; amending section 35.86.040, chapter 7, Laws of 1965 and RCW 35.86.040; and adding a new chapter to Title 35 RCW.

Referred to Committee on Cities, Towns and Counties.

SUBSTITUTE HOUSE BILL NO. 715, by Committee on Public Health and Welfare:

An Act relating to public assistance; and regulating the purchase of services by the department of public assistance.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 716, by Representatives Kirk, Mahaffey, Jastad and Hurley:

An Act relating to narcotics and dangerous drugs; amending section 69.33.220, chapter 27, Laws of 1959 and RCW 69.33.220; amending section 69.33.300, chapter 27, Laws of 1959 and RCW 69.33.300; amending section 1, chapter 6, Laws of 1939 as last amended by section 1, chapter 71, Laws of 1967 and RCW 69.40.060; amending section 2, chapter 6, Laws of 1939, as amended by section 23, chapter 38, Laws of 1963, and RCW 69.04.070; and amending section 2, page 101, Laws of 1854 as last amended by section 1, chapter —, Laws of 1969 (SB 163) and RCW 10.79.015; defining crimes; prescribing penalties; and adding a new section to chapter 69.40 RCW.

Referred to Judiciary Committee.

HOUSE BILL NO. 784, by Representatives Wolf and Heavey:

An Act relating to education; amending section 1, chapter 86, Laws of 1965 ex. sess. and RCW 28.58.421, amending section 28A.24.055, chapter —, Laws of 1969 (HB 58) and RCW 28A.24.055; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 828, by Committee on State Government and Legislative Procedures:

An Act relating to state and local government; prescribing powers, duties, and procedures concerning communications and data processing; creating a committee; establishing the legislative information system; adding a new section to chapter 157, Laws of 1951 and to chapter 1.08 RCW; adding new sections to chapter 115, Laws of 1967 ex. sess. and to chapter 43.105 RCW; repealing section 3, chapter 115, Laws of 1967 ex. sess., section 86, chapter —, Laws of 1969 ex. sess. (Engrossed House Bill No. 637) amendatory thereof, and RCW 43.105.030; and declaring an emergency and an effective date.

Referred to Committee on State Government.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 839, by Committee on Transportation:

An Act relating to toll bridges across Lake Washington; amending section 47.56.140, chapter 13, Laws of 1961 as amended by section 45, chapter 3, Laws of 1963 ex. sess. and RCW 47.56.140; adding new sections to chapter 47.56 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

HOUSE BILL NO. 866, by Representatives Murray, McCaffree and Kiskaddon:

An Act relating to providing certain tax credits and exemptions for air and water pollution control facilities; amending section 1, chapter 139, Laws of 1967 ex. sess. and

RCW 82.34.010; amending section 3, chapter 139, Laws of 1967 ex. sess. and RCW 82.34.030; and prescribing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 13, by Representatives Bledsoe and Barden:

Memorializing Congress to add to taxes permitted to be levied against national banks by the states.

Referred to Committee on Ways and Means—Revenue and Taxation.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich moved that the Senate reconsider the vote by which Engrossed Substitute Senate Bill No. 599 failed to pass the Senate.

Debate ensued.

The motion was carried.

MOTION

On motion of Senator Mardesich, Engrossed Substitute Bill No. 599 was made a special order of business immediately after lunch.

Senator Pritchard moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-20

By Senators Pritchard and Marquardt:

WHEREAS, The processing and storing of public records has been greatly facilitated by the introduction and use of computers in various departments of state government in the state of Washington; and

WHEREAS, It is now possible to obtain instantly a great amount of information regarding the history of a particular citizen of the state of Washington; and

WHEREAS, It would be possible for unauthorized persons to gain said information concerning individuals, thus constituting a possible invasion of the right of the individual citizen's privacy; and

WHEREAS, It remains the intent of the legislature that records of departments of state governments remain open to the public to the extent that they do not constitute a danger to the privacy of individual citizens; and

WHEREAS, It is now appropriate to consider the whole subject of release of information by the various departments of state government;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, That the legislative council be authorized and directed to commence an in-depth study of the possibilities and problems involved in developing legislation and regulations governing the release of information collected by the various departments of state government including but not limited to the departments of public assistance, general administration, and motor vehicles; and

BE IT FURTHER RESOLVED, That the study deal with the activity of direct mail advertising so that specific attention is directed to those information files that are desirable for mail advertising users; and

BE IT FURTHER RESOLVED, That the legislative council also concern itself with the development of controls that deal with the interchange of information between governmental agencies by direct computer interrogation; and

BE IT FURTHER RESOLVED, That the results of this study and any recommendations be presented to the next regular session of the legislature for its consideration.

Debate ensued.

MOTION

On motion of Senator Greive, Senate Resolution 1969-EX-20 was ordered to hold its place under the same order of business on Friday, April 4, 1969.

SENATE RESOLUTION: 1969-EX-21

By Senators Faulk, Stortini, Newschwander, Knoblauch and McCutcheon:

WHEREAS, The year 1969 marks the centennial of the filing of the first plat setting out streets and boundaries for the new city of Tacoma; and

WHEREAS, This city, named for the splendid mountain sometimes miscalled Rainier, has prospered exceedingly during the hundred years since that date; and

WHEREAS, Tacoma has truly shown herself to be a City of Destiny; and

WHEREAS, During the week from June 28 through July 5, 1969, the city of Tacoma will officially commemorate its centennial; and

WHEREAS, There will be a parade on June 28, followed by a series of other special events, including notably a nightly presentation of a historical spectacle at the Lincoln Bowl; and

WHEREAS, It is most appropriate that the Senate of the state of Washington formally recognize the hundredth birthday of the city of Tacoma;

NOW, THEREFORE, BE IT RESOLVED, That the Senate by this resolution extend congratulations to the officials and people of the city of Tacoma on the occasion of their civic centennial, and that it most strongly urge citizens both within and without the state of Washington to visit Tacoma during the celebrations to be held in connection with the centennial, and enthusiastically to participate therein; and

BE IT FURTHER RESOLVED, That a copy of this resolution be suitably inscribed and transmitted to the mayor of the city of Tacoma, the Honorable A. L. Rasmussen, to each member of the Tacoma City Council, to the City Manager, Mr. David Rowlands, and to Norman D. Rowley, Executive Director of the Tacoma Centennial.

On motion of Senator Faulk, the resolution was adopted.

SECOND READING

ENGROSSED SENATE BILL NO. 165, by Senators Day, Twigg, Woodall, Peterson (Ted), and Peterson (Lowell) (by Legislative Council request):

Creating a hospital study commission.

The Senate resumed consideration of Senate Bill No. 165 and the pending amendment by Senator Day.

There being no objection, Senator Day withdrew his pending amendment.

There being no objection, Senator Day withdrew his amendment on page 5 adding a new section 8.

On motion of Senator Day, the following amendment was adopted:

On page 5, following new section 7, add two new sections as follows:

"NEW SECTION. Sec. 8. This act shall terminate on July 1, 1971.

"NEW SECTION. Sec. 9. Any appropriations required by this act shall be as provided in Substitute Senate Bill No. 151."

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, line 12, after "1969" strike "regular" and insert "first extraordinary"

On motion of Senator Day, the rules were suspended, Engrossed Senate Bill No. 165 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 165, and the bill passed the Senate by the following vote: Yeas, 35; nays, 8; absent or not voting, 6.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, Mardesich, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—35.

Voting nay: Senators Foley, Gissberg, Lewis (Harry), McDougall, Marquardt, Newschwander, Sandison, Williams—8.

Absent or not voting: Senators Andersen, Atwood, Durkan, Huntley, McCormack, Talley—6.

ENGROSSED SENATE BILL NO. 165, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 744, by Senators Ryder, Bailey and Atwood (by executive request):

Prescribing restrictions against conflicts of interest.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendments were adopted:

On page 16, section 38, line 6 after "section" strike "28B.40.120" and insert "28B.40.125" and on line 7 before ";" section" strike "28B.40.120" and insert "28B.40.125"

On line 8 of the title after "section" strike "28B.40.120" and insert "28B.40.125" and on line 9 after "RCW" strike "28B.40.120" and insert "28B.40.125"

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 744 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Ryder yield to a question? Senator Ryder, this bill is for heads of state departments who have retired or been fired or off the payroll one way or another, is that right?"

Senator Ryder: "No, Senator, this is for people who are working now in state government, all employees of state government outside of the legislative and the judicial employees. They are exempted from this particular act because they are covered by another act."

Senator McCutcheon: "Who does this cover?"

Senator Ryder: "This covers all state employees who work for the state in the various code departments, work for the Governor, or any area of state government."

Senator McCutcheon: "They are prohibited for how long a period?"

Senator Ryder: "That was only a part of the bill. I think you are referring to prohibition after they leave the employment?"

Senator McCutcheon: "That is right."

Senator Ryder: "For certain things they are prohibited for a period of two years. If they work for an agency, for example the liquor board, they would be prohibited for a period of two years in appearing before the liquor board in behalf of a client. This is just an illustration."

Senator McCutcheon: "You think that is fair, do you?"

Senator Ryder: "Yes, I think so. This particular prohibition carries to the heads of other code departments. For instance the supervisor of banking may not take a position in a bank over which he has supervision for two years after he leaves the office of the supervisor of banking."

Senator McCutcheon: "Is it true that they might be disqualified after about a year and a half? He has some knowledge you must understand from having worked on the job while with the state. He has been educated. You are assuming he might be crooked or something? What is the penalty?"

Senator Ryder: "I'm not assuming that anyone is crooked. This is just merely something which can safeguard the public against misuse of an office while the individual is in office."

Senator McCutcheon: "What is the penalty?"

Senator Ryder: "The penalty is a gross misdemeanor, I believe. Of course the penalty on that sort of a thing would just be merely that he would be ineligible to take the position but the penalty on the . . ."

Senator McCutcheon: "Take what position?"

Senator Ryder: "The penalty on this would be a gross misdemeanor for a violation of this code while the person is working for the state."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 744, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Stender—1.

Absent or not voting: Senators Durkan, Matson—2.

ENGROSSED SENATE BILL NO. 744, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Mason County Forest Festival royalty and appointed a special committee consisting of Senators Sandison, Gissberg, Knoblauch, Andersen, Newschwander and Matson to escort Queen Janice Whitenburg and her court to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Queen Janice to address the Senate.

SENATE BILL NO. 456, by Senators Day, Henry and Twigg:
Creating special committee on health education.

On motion of Senator Day, Substitute Senate Bill No. 456 was substituted for Senate Bill No. 456 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Sandison, the following amendment was adopted:

On page 2, section 1, line 7, after "any" strike "two" and insert "five"

POINT OF INQUIRY

Senator Day: "Would Senator Durkan yield to a question? Senator Durkan, this new section 2 appropriates \$150,000?"

Senator Durkan: "Yes, it does. No, it hasn't been in the Committee on Ways and Means, Senator."

MOTION

Senator Durkan moved that Substitute Senate Bill No. 456 be referred to the Committee on Ways and Means—Appropriations.

POINT OF INQUIRY

Senator Day: "Would Senator Durkan yield again? Senator Durkan, what are the chances of this bill coming back on the floor and will it come directly to the calendar or will it have to go through the Committee on Rules and Joint Rules again?"

Senator Durkan: "Mr. President, Senator Day, the bill will go back into the Committee on Rules and Joint Rules. We refer all bills to that committee and secondly, the chances of its coming out will depend upon how the committee feels about appropriating \$150,000 in appropriations and how the Committee on Ways and Means feels about approving it."

MOTION

Senator Gissberg moved that the motion by Senator Durkan be amended to include instructions to the Committee on Ways and Means—Appropriations to consider Substitute Senate Bill No. 456 in conjunction with the Committee on Higher Education as to whether or not that committee could better study the problem.

POINT OF INQUIRY

Senator Canfield: "Would Senator Day yield to a question? Senator Day, there are two places in the bill which refer to the school of veterinary medicine at Washington State University. I am curious to know why that is included in this study that has been indicated. Why is the attempt being made to drag away that school of veterinary medicine from Washington State University?"

Senator Day: "I think that the reason originally was that they felt if they had a school of health sciences in another location then it would be more feasible to have the school of veterinary medicine in conjunction with such a school because of the overlapping areas. However, if this motion does fail and I hope it does, I would move to put this bill back on second reading and offer two amendments. One to strike the school of veterinary medicine and two, to strike the appropriation."

"I believe doing this that we could salvage the original intent of the study for the feasibility of the second medical school so I would hope that the motion would be defeated and then I will move it back to second reading and accomplish those two objectives."

There being no objection, the motion by Senator Gissberg was withdrawn.

MOTIONS

Senator Ridder moved that Engrossed Substitute Senate Bill No. 456 be placed on the calendar immediately following Senate Bill No. 577.

Senator Day moved that the motion by Senator Durkan to refer Engrossed Substitute Senate Bill No. 456 to Committee on Ways and Means—Appropriations be laid upon the table.

PARLIAMENTARY INQUIRY

Senator Stender: "I respectfully submit that a motion to refer is a higher motion."

REPLY BY THE PRESIDENT

The President: "Senator Stender, the motions are of equal rank."

Senator Stender: "Doesn't the motion made first hold preference?"

REPLY BY THE PRESIDENT

The President: "Yes, that is true. However, if we were to be technical, to postpone to a day certain is above the motion to commit."

The motion by Senator Day to lay upon the table the motion by Senator Durkan was lost.

REPLY BY THE PRESIDENT

The President: "The President believes that Senator Ridder's motion is of higher rank than that of Senator Durkan."

POINT OF ORDER

Senator Gissberg: "Unless the green sheet is wrong, it shows the fourth rank and there is no set priorities in the fourth rank. All of those are of the same rank and when motions are of the same rank, the one which is put first is the one that has priority and therefore you should put Senator Durkan's motion."

RULING BY THE PRESIDENT

The President: "The point is well taken."

The motion by Senator Durkan carried on a rising vote and Engrossed Senate Bill No. 456 was referred to the Committee on Ways and Means—Appropriations.

PERSONAL PRIVILEGE

Senator Day: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Day: "My cup runneth over. I had an urgent message. 'Call home right away. The pump went out and they want to know what to do!'"

SENATE BILL NO. 468, by Senator Mardesich:

Providing retirement benefits for municipal police departments.

On motion of Senator Stortini, Substitute Senate Bill No. 468 was substituted for Senate Bill No. 468 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Substitute Senate Bill No. 468 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 468, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Keefe—1.

SUBSTITUTE SENATE BILL NO. 468, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 392, by Senators Andersen and Walgren:

Broadening governor's powers to handle public disorders and providing specific penalties for unlawful conduct during disorder.

REPORT OF STANDING COMMITTEE

March 21, 1969.

SENATE BILL NO. 392, broadening governor's powers to handle public disorders and providing specific penalties for unlawful conduct during disorder (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, section 3, line 1, after "person" and before "violating" insert "wilfully"

On page 3, beginning on line 3, strike all of sections 4 and 5 and renumber remaining sections consecutively.

On page 4, section 7, line 15, after "(1)" and before "public" strike "Causes" and insert "Wilfully causes"

On page 7, section 12, line 5, after "laws," and before "except" insert "or local ordinances."

Signed by: Senators Andersen, Atwood, Foley, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 392, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Andersen yield to a question? Senator Andersen, I realize the problem, I know all about that, I know what you are trying to accomplish but what provision is made for how the governor, the governor has the power I assume to declare an emergency, enforce his orders with what troops, with what police?"

Senator Andersen: "The state patrol. Under the present law there is nothing that specifically grants him the right to use the state patrol. Under this law he would have the right to do so. He would have the right to use the state militia if need be.

"I think you and I are both well aware as lawyers, Senator McCutcheon, that the last thing any governor would want to do would be to get into this area. This would provide the emergency tools, legal tools, if I may use that expression, that would delineate what powers he did have if he ever had to take that very fateful and very emergent kind of a step but he would have the power to use the state patrol, he would have the power to use the militia and he would very specifically be given that power."

Senator Dore: "Senator Andersen, would you yield to a question? Senator, who is pushing the amendment of this particular bill and why are these vast powers needed by the governor, in other words more than the existing law?"

Senator Andersen: "I am, as a member of the State Senate. The governor has not asked me to introduce this bill. I very carefully abstained from asking the governor if he wanted me to introduce this bill or to push it. In other words as a member of the legislative branch I believe it is our determination to make decisions of this kind. I am sure if the bill went down before the governor and he thought it inappropriate, that he would then veto it.

"Insofar as the technical parts of the bill are concerned, I have checked with members of his staff, attorneys on his staff, to make sure what we were doing was an appropriate thing from a legal standpoint. I did not want to foul up the laws as far as the writing of the law was concerned. We wanted to make sure that this was a well drafted piece of legislation but it is my responsibility. It is my bill, Senator Dore, I worked in drafting it. I worked in putting it through and whether it is good or whether it is bad, I accept full responsibility as a member of the State Senate."

Senator Dore: "Let me ask you this, Senator, did any group of citizens or citizens' organizations endorse this bill or request it or have some factual information in mind in asking for these vast powers? It makes the governor almost a dictator. As I read the sections through it looks like it is at his whim what he declares an emergency.

"Now you made a number of flowery examples referring to some other states, I assume, but are there any safeguards of the people that we have a civil government here. When is the government going to be handed back to the Constitution. This is all over and above the Constitution. I thought the other bill of which I was a sponsor several years ago when we had some concern about it was that it was adequate but to give these vast powers now just on your request as a State Senator and with no particular demand or factual information, I am concerned about the bill, Senator, I really am."

Senator Andersen: "I appreciate that, Senator Dore, and this is one of the matters that was quite fully debated, fully and informally with the members of the Judiciary Committee that passed the bill out. I will say this that the law the way it is presently is that the governor of the state of Washington can declare martial law. He has that power. Once martial law has been declared, there are no rights. There is no right of habeas corpus, a man is not entitled to a trial, he has no rights at all.

"Now, the purpose of this particular bill in setting out these carefully drawn emergency powers, is to retain the full system that we have of the protection that the person has built into the law from the police. It protects the right to bail. It protects the right to trial before a court and the right of appeal. In other words this grants emergency powers within the framework of our law because the way we are now if things really got bad in a given area of the state, the governor could declare martial law and there would be no rights. It hasn't been done because it is that kind of a problem that nobody wants to get into as nobody would want to get into this.

"You asked about checks and balances, we specifically write in this law that the governor must terminate the state of emergency as soon as order has been restored in the area affected. We are talking about, obviously, a legal remedy to be used in extremis in a situation.

"If you read the morning paper, 20,000 people descended on a little town of Palm Springs, California. I don't know what the situation is but in the days of the old west we used to call it 'running a town up a tree.' In Palm Springs they apparently just ran the local police out of town and people were at the mercy of a mob roaming the streets. This isn't private rights and individual rights."

Senator Dore: "Mr. President, would the Senator kindly yield to another question? Senator, where in the bill does it provide that citizens like myself think the emergency is over and the governor should return the powers. Where is the mechanism or the machinery in the event the Governor doesn't agree to have his power terminated. What is the language? Maybe I have missed it."

Senator Andersen: "All right, at the bottom of page 1 of Senate Bill No. 392 it says 'Provided that the governor must terminate this state of emergency proclamation when order has been restored in the area affected.' We have left this within the realm of the present law, of course, which means that simply a writ of mandamus or a writ of prohibition in a civil court could test this particular situation.

"In other words, we haven't departed into the area of martial law. The last thing I want to do is to get into the area where the military is going to run somebody so that is why this has been put into this particular place. So it would be a writ of mandamus or writ of prohibition, Senator, and special mechanics are not required in my judgment as an attorney because they already exist in the law when you have mandatory language compelling the governor to declare the state of emergency terminated."

MOTION

On motion of Senator Dore, Senate Bill No. 392 was ordered to be placed at the end of today's third reading calendar.

SENATE BILL NO. 264, by Senators Day, Pritchard and Mardesich:
 Providing psychological services under disability insurance contracts.
 The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, Senate Bill No. 264 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Sandison: "Would Senator Day yield to a question? Senator Day, the line of demarcation between what a psychiatrist does and what a psychologist does is a little vague to me. Who would make the determination whether or not a man would go to a psychiatrist or psychologist under this act?"

Senator Day: "The man would make the determination which place he went first. Let's take the psychologist, if a patient came to a psychologist when he properly should have gone to a psychiatrist, the psychologist would refer him to a psychiatrist. In other words, if it were a situation where institutional care were necessary, the psychologist would then refer the patient to the psychiatrist or to the institutional care."

Senator Sandison: "If I could ask another question, Mr. President. Then conversely a psychiatrist would also refer a person to a psychologist? Does that type of relationship exist?"

Senator Day: "Very possible, yes."

Senator Sandison: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 264, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senators Lewis (Harry), Twigg—2.

Absent or not voting: Senators Guess, Lewis (Brian)—2.

SENATE BILL NO. 264, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 761, by Senators Walgren and Uhlman:

Prescribing authorized investments for public pension funds.

The bill was read the second time by sections.

Senator Walgren moved adoption of the following amendment:

On page 1, section 1, line 26, strike all of line 26.

Debate ensued.

The motion carried and the amendment was adopted.

Senator Williams moved adoption of the following amendment:

On page 11, section 3(a), line 8, after "basis" strike the remainder of line 8 and all of lines 9 and 10 and insert: "*Such advice shall become part of the official minutes of the next succeeding meeting of the board. The counsel shall not be engaged in the business of buying, selling, or otherwise marketing securities during the time of its employment by the board.*"

Debate ensued.

The motion carried and the amendment was adopted.

Senator Mardesich moved adoption of the following amendment:

Following section 3 add a new section as follows:

NEW SECTION. Sec. 4. In order that the intent of the legislature may be made clear with respect to investments, but without restricting the necessary flexibility that must exist for successful investing of the retirement and pension funds, the legislature makes this declaration of its desire that the investment authority shall give primary consideration to dealing with counseling and brokerage firms which maintain offices and staffs in the state of Washington so that the investment programs may make a meaningful contribution to the economy of the state. It is further the desire of the legislature that the retirement and pension funds shall be used as much as reasonably possible to benefit and expand the business and economic climate within the state of Washington so long as such use would be consistent with sound investment policy.

Debate ensued.

The motion lost on a rising vote and the amendment was not adopted.

On motion of Senator Walgren, the rules were suspended, Engrossed Senate Bill No. 761 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 761, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, Gissberg, Guess, Matson—4.

ENGROSSED SENATE BILL NO. 761, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 195.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of the motion by Senator Mardesich to reconsider the vote by which Engrossed Substitute Senate Bill No. 599 failed to pass the Senate.

POINT OF INQUIRY

Senator Pritchard: "I wonder if Senator Mardesich would yield to a question? Senator Mardesich, in your amendment you changed it so that you have the one hundred percent feature and I was looking at the Connecticut law which was the model upon which this bill was drawn, this one feature that we discussed so thoroughly yesterday and I see three or four times it comes back to this statement 'in no case shall the deposit of public funds by any person in any one bank exceed at any one time in the aggregate seventy-five percent of the capital surplus undivided profits of such bank.' All the way through the Connecticut law they use the seventy-five percent but I noticed in your amendment you have made it one hundred percent. What is the reason? Do you know why our bill should be that much more liberal than the bill it was patterned after?"

Senator Mardesich: "I should like to point out first as an answer to Senator Pritchard's statement, this bill is a current bill and if you will look at that it is just currently being amended from fifty percent to seventy-five percent and it is my understanding that was by way of compromise that the state treasurer in Connecticut wanted to raise it to one hundred percent and he compromised at seventy-five percent.

"In addition to that, if I might, there are a substantial number of states that require absolutely no guarantee funds. True that Connecticut started with this type of guarantee

fund and they are merely getting away from the one hundred percent type of collateralization which we had and they are already changing the bill now from fifty to seventy-five percent. The state treasurer told me that he wanted it changed to one hundred percent but has settled at seventy-five percent."

Senator Talley demanded a roll call on the motion by Senator Mardesich and the demand was sustained by Senators Stender, Pritchard, Donohue, Ryder, Herr, Washington, Knoblauch, Foley, Durkan and McCormack.

Senators Ryder, Peterson (Ted) and Stender demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present.

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

ROLL CALL ON MOTION FOR RECONSIDERATION

The Secretary called the roll. The motion by Senator Mardesich to reconsider the vote by which Engrossed Substitute Senate Bill No. 599 failed to pass the Senate carried by the following vote: Yeas, 32; nays, 17.

Voting yea: Senators Andersen, Canfield, Connor, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Herr, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Twigg, Walgren, Washington, Wilson, Woodall—32.

Voting nay: Senators Atwood, Bailey, Cooney, Elicker, Faulk, Henry, Holman, Huntley, Keefe, Marquardt, Matson, Newschwander, Pritchard, Sandison, Talley, Uhlman, Williams—17.

Senators Mardesich, Ryder and Lewis (Brian) demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 599, and the bill passed the Senate by the following vote: Yeas, 32; nays, 17.

Voting yea: Senators Andersen, Canfield, Connor, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Herr, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Twigg, Walgren, Washington, Wilson, Woodall—32.

Voting nay: Senators Atwood, Bailey, Cooney, Elicker, Faulk, Henry, Holman, Huntley, Keefe, Marquardt, Matson, Newschwander, Pritchard, Sandison, Talley, Uhlman, Williams—17.

ENGROSSED SUBSTITUTE SENATE BILL NO. 599, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 764, by Senators Lewis (Harry), Sandison and Gissberg:

Providing automatic data processing services for the legislature.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Senate Bill No. 764 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 764, and the bill passed the Senate by the following vote: Yeas, 48; nays, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Voting nay: Senator Canfield—1.

SENATE BILL NO. 764, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Keefe, the Senate returned to the sixth order of business.

SENATE RESOLUTION: 1969-EX-22

By Lieutenant Governor Cherberg, Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall; Ward Bowden, Secretary of the Senate; and the Capitol Press Corps.

WHEREAS, His many friends in state government in Olympia, and particularly those serving in the Senate, have learned with sorrow of the serious illness of Carl Downing in Washington, D. C.; and

WHEREAS, The said Carl Downing, a native Washingtonian, began his news career with the Wenatchee Sun and Radio Station KPQ, and then served successively as Wenatchee correspondent and Olympia bureau manager of the United Press, as well as representative, correspondent and manager of the Washington State Association of Broadcasters in Olympia; and

WHEREAS, In 1955 Carl Downing was selected by the Honorable Warren G. Magnuson of the United States Senate to serve as the latter's Press Secretary in Washington, D. C., which post he has held to the present time; and

WHEREAS, In his professional capacity, Carl Downing has earned statewide recognition for his outstanding knowledge of governmental and political affairs and for his distinguished journalistic service to the people of his state; and

WHEREAS, In his personal right, and because of his qualities as a man, Carl Downing has gained universal affection, respect and admiration; and

WHEREAS, It is deemed fitting by the Senate that a special concern for Carl Downing be presently noted and marked;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington in Extraordinary Session of the Forty-first Legislature assembled, That the best wishes of the membership be expressed to Carl Downing and his family for his speedy and happy recovery; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate incorporate a copy of this resolution into the Journal of the Senate and transmit a suitably inscribed copy thereof to Mr. and Mrs. Carl Downing at their residence in Washington, D. C.

On motion of Senator Keefe, the resolution was adopted.

SENATE BILL NO. 490, by Senators Greive, Washington, Lewis (Brian), Williams, Holman, Ridder, Uhlman, Durkan, Elicker, Connor, Andersen, Dore, Peterson (Ted), Marquardt, Ryder and Faulk:

Providing for mass public transportation.

REPORT OF STANDING COMMITTEE

February 24, 1969.

SENATE BILL NO. 490, providing for mass public transportation (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 10, section 14, line 12, after "power to" strike all of the material down to

"may determine" in line 20 and insert "contract with the legislative body of any other municipal corporation, quasi municipal corporation or political subdivision of the state of Washington, or with any person, firm or corporation, for public transportation services or for the use of all or any part of any publicly owned transportation facilities for such period and under such terms and conditions and upon such rentals, fees and changes as the legislative body operating such public transportation system"

On page 15, section 21, lines 30 to 33, strike the entire section.

On line 16 of the title after "section;" strike "and declaring an emergency"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Donohue, Dore, Faulk, Foley, Huntley, Lewis (Brian), McDougall, Marquardt, Matson, Pritchard, Ridder, Walgren, Williams.

On motion of Senator Washington, the first committee amendment was adopted.

MOTION

Senator Guess moved that Senate Bill No. 490 be indefinitely postponed.
Debate ensued.

MOTIONS

Senator Mardesich: "Mr. President, I rise to move that the rules be suspended and Senate Bill No. 490 be made a special order of business tomorrow at 11:30 a.m. because I suddenly get the feeling that Senator Guess has lots of talking to do and there may be a number of bills killed if we don't suspend the rules and set this up as a special order of business. There may be a number of bills that will die which I'm sure some of the members feel still have some merit."

Senator Greive: "If Senator Mardesich's motion is in order which I don't think it is, I move to lay it on the table."

Senator Mardesich: "A motion to suspend the rules is always in order."

REPLY BY THE PRESIDENT

The President: "Senator Mardesich, the President did not recognize you for the purpose of making a motion."

Senator Mardesich: "But I made it anyway."

REPLY BY THE PRESIDENT

The President: "The President has not put the motion, Senator Mardesich."

The President: "Senator Guess, do you wish to yield the floor to Senator Henry or does Senator Henry yield?"

POINT OF INQUIRY

Senator Guess: "Does Senator Henry yield?"

Senator Henry: "Senator Guess, I thought you were doing pretty well on your own. One of the responsibilities of course of the chairman of any interim committee is to pick the people to do the job, the ones that he thinks can best do the job. I tried to do that this last session and I think if you will look over the list of chairmen of the various committees and the membership of the various committees, I picked those who I thought were best able to do the job.

"Now, in the case of the study through the year 1990, I picked Senator Huntley because he had been a former member of the Highway Commission and a very knowledgeable man on highways, former chairman of the House highways committee. I picked Representative Cunningham because he was a driver education teacher to be the head of the driver education subcommittee. I got down to the mass transit committee and it went on this way right down the line and I'll defy anybody on the floor of this Senate to say that I played politics with the highway interim committee. Any member on either side of the aisle will say this is one of the most nonpartisan committees on which they have ever served.

"I had one man on my committee, two men as a matter of fact, who were engineers. One lived in the environs of the city of Seattle, the other man lived where he wasn't quite as available for arm twisting. I don't agree with Senator Guess on very many issues but I have learned to respect him for digging into things over the years that we have been here. He is a qualified engineer and for that reason he was made chairman of the mass transit committee. We were asked to study this. We're studying it. We may not agree with the report from the city of Seattle. We got cockeyed little cooperation, I'll tell you that, from either the press once the first preliminary committee report came out, or from any of the groups that we

asked to appear before our subcommittee, like Senator Lowell Peterson's committee on how we were going to get transportation into the downtown dome stadium.

"So, Senator Guess, if it is any satisfaction to you I picked you because I thought you could do the job and I also picked you because you were far enough away they couldn't twist your arm."

Further debate ensued.

POINTS OF INQUIRY

Senator Gissberg: "Would Senator Guess yield only for the purpose of asking him a question? Senator Guess, I notice the pitcher of water on your desk and I notice your voluminous reports and I wonder whether or not you intend to try what I think you have in mind. Since we are under the Call of the Senate, could you give us an indication as to how long you presently plan on an attempt to keep the floor on the matter of speaking on your motion?"

Senator Guess: "Senator Gissberg, this is a very difficult thing. I have never gauged the limit of my ability to speak. I have spoken about forty-five minutes on this subject at one time. I believe I spoke at another time about forty-five minutes and I imagine that I could, well maybe until midnight."

Senator Dore: "Would Senator Guess yield to a question? Senator, are you going to go through the night, too? Is that your intention?"

Senator Guess: "Senator Dore, I just don't know. It is a little bit early in the day, sir. I have been on the floor for about twenty minutes."

Senator Dore: "Mr. President, thank you for recognizing me and I would now like to meet the argument against the motion to indefinitely postpone. Senator, I now have the floor."

POINT OF ORDER

Senator Gissberg: "Point of order."

The President: "Senator Gissberg will state his point of order."

Senator Gissberg: "I am sorry to raise the point of order but Senator Dore does not have the floor. Senator Guess has the floor and the President has not recognized Senator Dore for the purpose of anything other than to ask Senator Guess a question. He yielded to the question and when the question has been put and answered, the floor once again goes to the Senator who has it. The President also ruled correctly on the point of order raised by Senator Mardesich, namely that our rules specifically state that until such time as the President recognizes or puts the motion, there is no motion before the body and Senator Guess certainly has the floor."

RULING BY THE PRESIDENT

The President: "The President ruling upon the point of order as raised by Senator Gissberg, the point of order is well taken."

PERSONAL PRIVILEGE

Senator Dore: "Point of personal privilege. I would like to make a remark, Mr. President. I would like to address my remarks to Senator Gissberg's point of order.

"I asked first, you asked why I rose and I said to ask Senator Guess a question. You then recognized me and I think the journal will show for the purpose of asking Senator Guess a question. I then asked him the question. He replied. I then got up again and addressed the Chair as Mr. President and you recognized me to speak. If you will check the record, I don't think you asked me why I rose. This was done effectively to me some twelve years ago in the House and the very same maneuver and the Speaker at that time ruled in favor of the Speaker having lost the floor."

REPLY BY THE PRESIDENT

The President: "The ruling factor in this particular situation is that Senator Guess had not concluded his remarks."

POINT OF INQUIRY

Senator Mardesich: "Would Senator Guess yield to a question?"

Senator Guess: "Mr. President, I believe that I will yield through the Chair only."

Senator Mardesich: "Does the Chair consent to the question?"

The President: "The President will entertain your question, Senator Mardesich."

Senator Mardesich: "Mr. President, I wish you would ask Senator Guess if he would consent to a motion or if he makes a motion subject to the Senate's concurrence to make Senate Bill No. 490 a special order of business at 11:30 a.m. tomorrow so that we may continue with the work of the Senate since we are all aware, I am sure that the Senate must conclude, under a joint resolution that we passed earlier, its business on Senate bills by noon tomorrow. I think, also, that I should point out that the President at one time earlier in the session ruled that once the matter had begun consideration that the mere fact that after we had begun the falling of the hour to cease consideration would not stop the consideration of a measure.

"So that Senator Guess and Senate Bill No. 490 would not die as of noon tomorrow once we had begun consideration at 11:30 and if that would be satisfactory I would like Senator Guess to yield the floor only for the purpose of such a motion and for no other purpose, conceding that the floor is still his should the motion fail."

PARLIAMENTARY INQUIRY

Senator Day: "Point of parliamentary inquiry."

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

Senator Day: "Wouldn't a motion such as Senator Mardesich's accomplish the same purpose if it was set for let's say 11:58 tomorrow morning?"

REPLY BY THE PRESIDENT

The President: "The President believes it would serve the same purpose, Senator Day."

POINT OF ORDER

Senator Day: "Point of order. I would like to speak to that comment by Senator Greive and take issue with it. When Thomas B. Reed wrote the rule book he invoked a number of rules, one of them was all those present must vote because in the Congress they had what was known as the silent minority. They refused to answer the roll call and it took then three-fifths to constitute a quorum at the time so in effect it took three-fifths to pass any bill.

"Subsequent to this session of Congress he was taken to the supreme court of the United States and the supreme court of the United States held that the legislature itself was the only judge of its action or any of its own procedures. So I would think that such a motion would accomplish the objective and would be unquestioned as far as legal action is concerned. It may be questioned perhaps by the other House or by the Senate itself."

PARLIAMENTARY INQUIRY

Senator McCutcheon: "Point of parliamentary inquiry."

The President: "The Senator will speak on his point of parliamentary inquiry."

Senator McCutcheon: "I was furious about this because I read about the history of Congress and the theory of filibusters and I take it that word is appropos here but originally it was to give the people time enough to catch up and then Congress passed a rule.

"Now the question I am addressing to the Chair even though it gives Senator Guess a few moments of respite and rest, have we any rule that limits debate in the Senate. You talk about governing ourselves. We have written our own rules. I admit that this body writes its own rules but have we written one that says 'I can only talk fifteen minutes, or twenty-five or thirty-five or forty-five', I don't know the rules, so?"

POINT OF INQUIRY

Senator Canfield: "Would Senator Guess yield to a question? May I direct the question to the President?"

The President: "Yes, Senator Canfield."

Senator Canfield: "Mr. President, would you please ask Senator Guess if he would object if some of us would withdraw to the adjoining chamber and play pinochle until he gets through?"

RULING BY THE PRESIDENT

The President: "The President believes that if the bill were considered at 11:30 a.m. as a special order of business tomorrow, that it would be in order to continue consideration of the measure until the Senate has reached an ultimate decision. Would you consent under those circumstances to yielding the floor?"

Senator Guess: "Mr. President and members of the Senate, I took this up at the Committee on Rules and Joint Rules with a member or so and I made the statement there that I was awfully sorry that they decided that they were finally going to have to steam roll Senate Bill No. 490 and get it out. Our leader said it had to come and gentlemen, I feel a great insurging desire to talk about mass transit today and I just feel it is bound to come out, Mr. President."

Senator Greive: "He just can't keep the floor. Under Rule 199 and Rule 102 of Reed's it says that a motion of higher order would rank. He has asked for a motion to indefinitely postpone which is the bottom of Rule 21, above there are the motions to lay on the table, question of consideration, method of consideration, withdrawal of a motion. There are a great deal of other motions that all would be very much in order when the time comes but on the other hand, he is a man of respected consideration, he is an engineer, he has something to inform us and I think he should have the floor."

Senator Guess: "Senator Greive, I thank you for those kind words. I have a few words to say about mass transit but I want to express my appreciation to Senator McCutcheon because I think he hit the nail on the head."

"The reason I want to tell you about mass transit is because I think the people of the state of Washington better catch up and find out that Senate Bill No. 490 is a raid on the treasury of the state of Washington for the construction and operation of mass transit facilities in about five cities that we, the people of the state of Washington, are going to have to dig deeper into our pockets to find the replacement thereof."

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Guess yield to a question? I am wondering if perhaps Senator Guess might have had time to read the note on his desk and also wondering perhaps if we set that time rather than 11:30 a.m., say at 11:40 a.m. tomorrow with the floor yielded to Senator Guess when we begin consideration of this bill again he might now consider that this might be a more adequate time."

Senator Guess: "Senator Mardesich, I very much appreciate your calling my attention to the note on the desk and I want to express my appreciation for your very kind cooperation and under those considerations, Mr. President, I would yield the floor, if I would be given the floor again at 11:40 a.m. tomorrow to take up where I am."

MOTION

Senator Henry moved that Senate Bill No. 490 be made a special order of business at 11:40 a.m. tomorrow morning with instructions that Senator Guess resume the floor.

POINT OF ORDER

Senator Greive: "Point of order. A motion to postpone to a time certain and a motion to indefinitely postpone under Rule 21 are one and the same rank. The two rules are one and the same rank; the motion first put must be put before the other motion being made."

Senator Henry: "I don't quite follow Senator Greive but I will tell you there is one motion that does have a higher rank, Senator, that is the motion to adjourn."

Senator Greive: "Would you like to make it?"

Senator Henry: "No, I don't intend to make it but if you will sit down for a few minutes, I will try and straighten this out."

The President: "Senator Greive, would you repeat the number of the rule?"

Senator Greive: "Rule 21 of our rules sets the order of motions. If you will look down under subsidiary motions you will find that a motion to indefinitely postpone or to postpone to a time certain, commit or recommit are one and the same rank and the motion first put under I believe it is 255 of Reed's is the one that says whichever one if first put must be put before another one can be made."

Senator Mardesich: "I think if you will recall I made my motion with suspension of rules with concurrence of Senator Guess only with his permission and it provides for the holding over of this bill until 11:40 a.m. tomorrow with agreement with it noted that Senator Guess would be the one holding the floor when consideration of Senate Bill No. 490 was commenced at 11:40 a.m. tomorrow. I don't think my motion was originally under suspension of rules and restated so in my second motion and I don't think there was any real need for Senator Henry's motion."

Senator Day: "Mr. President, I believe that the rules specifically state that the body has the right to proceed at its own will which would be a majority and we are in effect by this second motion determining the question of whether the motion to indefinitely postpone or whether it wishes to make it a special order of business tomorrow which I think is the very point."

PARLIAMENTARY INQUIRY

Senator Dore: "Mr. President, parliamentary inquiry. The thing is as I understand the suspension of rules Senator Mardesich has three different questions. I think to orderly proceed, the Chair should properly put them in sequence. In other words, we may wish to vote on putting the measure over until 11:40 a.m. tomorrow. On the other hand, we may wish to vote again recognizing that Senator Guess would have the floor again so I think under the question of suspension of the rules that the motions should be delineated and voted on separately."

Senator Greive: "Mr. President, I call your attention to our Rule 16 and 216 and 217 of Reed's, all of which if taken together and read one with the other would indicate that if you give up the floor for any purpose, for instance the purpose of making a motion, you have plainly lost the floor and we would be in no position that we could do anything and if Senator Mardesich's motion is ordered, then Senator Guess has lost the floor."

Senator Atwood: "I don't wish to defend Senator Guess on this. I agree with him on his stand but I think Senator Mardesich was not recognized for the purpose of making a motion and I think that is wherein lies the fallacy of his position. Senator Guess still had the floor."

RULING BY THE PRESIDENT

The President: "Senator Guess has the floor. No Senator has been recognized for the purpose of making a motion."

Senator Henry: "Senator Guess did answer Senator Mardesich's question and inasmuch as we have so many parliamentarians here that don't want to stop this for the present, why you may proceed in order, Senator Guess, I will sit here and listen to you."

RULING BY THE PRESIDENT

The President: "The President is trying to determine whether or not the statement by Senator Greive is correct, that the motion to indefinitely postpone must be placed before your motion, Senator Henry."

Senator Greive: "Rule 255."

Senator Dore: "What is the status of the motion? As I understood it, Senator Guess did yield the floor to Senator Henry to make a motion. Senator Henry was recognized and made the motion at that time and that is what the record will show. Am I correct in that or wrong?"

REPLY BY THE PRESIDENT

The President: "You are correct with the exception that Senator Guess agreed to yield the floor. He has not yielded the floor as yet."

Senator Dore: "Maybe I am wrong, Mr. President, but I thought he did yield the floor to Senator Henry. He was asked whether he would and he said yes, he would and Senator Henry rose and made the motion. At that time Senator Mardesich intervened with suspension of rules but I think the motion before us is Senator Henry's motion."

There being no objection, Senator Henry withdrew his motion.

POINT OF INQUIRY

Senator Dore: "Would Senator Guess yield to a question?"

Senator Guess: "Mr. President, I will not yield the floor to a motion or to questions from Senator Dore."

PERSONAL PRIVILEGE

Senator Dore: "Under personal privilege I would like to say this: Senator Guess has always been a very fine, upstanding, honest, fair man in the committee, on the floor and I think at this time he is going to be fair, too. I think he should allocate to his opponents as much equal time as he has. It is only fair that if he is going to take several hours to give his position then he should allocate an equal time to the proponents of this measure to also present theirs so I would like to appeal to him as the fair Senator that I know he always has been to provide for equal time basis so we can give arguments on some fair basis, Senator. I would appreciate it if you might without yielding the floor, comment on your fairness, whether you are going to continue to be the fine, upstanding, dynamic, outspoken but on the other hand very fair Senator from Spokane and give the people of Seattle an equal voice in this body."

"We like to hear from the Spokane Senator but the Seattle Senators would like to utter a few words. Now you made a lot of statements, Senator, about the unfairness of the newspapers, the unfairness of various people, etc. Now, can you honestly say that you are applying that standard to yourself in this particular situation or not. I would appreciate hearing your remarks on that."

Senator Guess: "Mr. President, would you be so kind as to inform Senator Dore that I have a few remarks to make about mass transit and I would be very happy to share the floor with him in due time."

The President: "Senator Guess, the President believes that Senator Dore has received the message."

POINT OF INQUIRY

Senator Gissberg: "I wonder if Senator Guess would yield to a question?"

Senator Guess: "A question only. I yield."

Senator Gissberg: "Senator Guess, you might be interested in knowing that the word is that the House Rules Committee is going to bring out a similar bill and I assume that that bill will pass the House. As you know under our concurrent resolution when that bill gets to the Senate there will be another week's time for the Senate to consider the House bills.

"I am wondering whether or not you don't think it would be wise to conserve your strength for that bill when it comes to the Senate in view of the fact that it will undoubtedly come to the Senate so that we can listen to your entire presentation at that time?"

Senator Guess: "Mr. President, I am an agreeable man most of the time but I just have something about mass transit that I like to talk about this afternoon."

POINT OF INQUIRY

Senator Dore: "Would Senator Guess yield to a question?"

Senator Guess: "For the purpose of answering a question, I will yield to Senator Dore."

Senator Dore: "Senator Guess, we have had a hearing set for nearly a week inviting the county commissioners from all over the state to come before the appropriation committee for a hearing on the \$40 million request. In fact, three of your commissioners from Spokane are down in Hearing Room 1 at the present time. I wondered if you would object if I asked the presiding officer to be recognized for the limited purpose at 4:30 this afternoon to excuse the members of the appropriations committee to attend the hearing so we could hear from the county commissioners, including the three county commissioners from your county?"

PERSONAL PRIVILEGE

Senator Greive: "Point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Greive: "Senator, it is my hope to start making motions to adjourn which will very easily and quickly cut off this debate because you can adjourn and reconvene if we have the votes. Why don't we let Senator Guess continue with his discussion a reasonable period of time and then we will proceed to take care of the things you order. I don't think that there is any problem. Nobody can physically filibuster without having amendments read, so why not just let him go along?"

POINT OF INQUIRY

Senator Dore: "Will Senator Greive yield to a question?"

Debate ensued.

Senator Gissberg: "I simply wish to point out with respect to Senator Greive's comments of course, that there are a lot of motions that can be made, that if recognized and put by the presiding officer could take Senator Guess off his feet in a hurry. However, a motion to adjourn which is of course the highest rank and only if the President sees fit to recognize and put that particular motion. Until the President puts any particular motion of higher rank than Senator Guess will continue to have the floor. What we are trying to work out here is some method and means by which the President will recognize a motion which would accomplish a couple of things simultaneously and still leave us in a position to do business."

REPLY BY THE PRESIDENT

The President: "The President respectfully suggests that perhaps the best way to resolve this particular situation is for Senator Guess to yield the floor to Senator Henry for

the purpose of postponing consideration of this measure until a time certain tomorrow and at that time the bill will stay in limbo and will be before the Senate in exactly the same position as it is at this time. However, the President cannot guarantee that the Senate will be under the Call of the Senate tomorrow."

POINT OF INFORMATION

Senator Dore: "I am trying to find out where we are. I was recognized to ask a question of Senator Guess. Senator Guess was in the process of answering my question when Senator Greive jumped up under personal privilege, giving his comments on what he thought Senator Guess should be saying. I think he delineated some pretty good strategy but he used the word 'reasonable,' a 'reasonable' time.

"Now if he is going to go until 8:00 o'clock, I would like to send word down to the county commissioners to come back at 8:00 o'clock. I think it is improper for the Senate to have these important men from all parts of the state down in that hot room. There are twenty or thirty of them in the hallway and that is the reason I asked the question. So, Senator Guess, I don't want to prevent you from carrying on and arguing your case but I would like to have some idea of what you might suggest to me so that I could ask the commissioners to come back or to stay."

Senator Guess: "I don't believe that I have ever seen the good Senator in such a big hurry to have a hearing. Now we have cancelled lots of hearings. In fact, if you will go back to the beginning of the session, we tried to organize this thing so that we could have hearings on a regular basis. I think that to me this is one of the most important bills that we have had before us all session.

"We are embarking upon a concept of financing the rail system, the transit system in the state of Washington out of the general fund. A concept that has never been held in this state and we are going to ask whether we acknowledge it or not, that the people of the state of Washington dig down deeper into their pockets to find the means to replace the general fund money that we are going to divert to the mass transit system. I will agree that we gave the cities a means of supporting their mass transit systems several years ago when we allowed Tacoma to place a tax on each household and my town has done this but Seattle has not chosen to put such tax on the householder. Until they do so, I think that they are wrong in coming here and asking us to pick up their burden."

POINT OF INQUIRY

Senator Mardesich: "Would Senator Guess yield to another question?"

Senator Guess: "Yes, I will Senator."

Senator Mardesich: "Senator, I think you have answered Senator Dore's question and he is now satisfied and so I would like to reiterate the question I made earlier. I wonder if you would yield the floor to Senator Henry for the specific purpose of making a motion which would place this bill before us on the second reading calendar tomorrow at 11:40 a.m. with you retaining the position of holding the floor and if your answer to that question is 'yes' I would then assume that it would carry with your consent, the President's acknowledgement that he will recognize only Senator Henry for the purpose of making such a motion."

Senator Guess: "Senator Mardesich, I am perfectly agreeable to recognize Senator Henry for the purpose of making a motion."

MOTION

Senator Henry moved that the Senate postpone action on Senate Bill No. 490 until 11:40 a.m. tomorrow.

Senator Greive: "I have to reluctantly oppose that motion and for this reason. Quite obviously the joint resolution under which we are laboring is the joint effort of both the House and Senate which means that we cannot, in my opinion at least, unilaterally suspend the rules. I appreciate that it has been a time honored custom that we do just that but up until now, no one has ever contested it. I have no illusions in this particular case but clearly this matter would be contested. I am also rather uneasy because the motions come, I don't know if it has been briefed, from Senator Henry who is a man whom I respect and with whom I have no quarrel but he has made it clear that he does not favor this particular measure and Senator Mardesich has at least one amendment on the desk which would in effect scalp the financing of the bill so I am not exactly sure that there might not be a motive. There might not be and I am not saying there is but at least I think I have reason to suspect that there might be some motive.

"Some people in this body, maybe it is the minority, are very anxious to have a vote and see if there are the votes sufficient to work this, fine. We have another problem that nobody has discussed up to now. That is, it will take a two-thirds majority to advance so if we waited until that particular time then we would have to have two-thirds of the people in this body and we couldn't have another Rules Committee meeting.

"It would seem to me that if you favor this particular bill and hopefully a majority of the people do, it wouldn't be reasonable or intelligent for us to one, put the bill off until 11:40 when we would have to have a two-thirds to advance and if we didn't have the two-thirds we wouldn't have it and two, take a chance at attempting to unilaterally suspend a rule that is the product of both Houses that probably wouldn't stand up in court. So under those circumstances, I regretfully oppose a motion which in many ways has a lot of sense."

Senator Gissberg: "As I understand it the concurrent resolution which we adopted simply cuts off further consideration of Senate Bills at noon tomorrow and that both Houses can at any time by majority vote extend that right or privilege any time they want and so I fail to see how anything that we do here at this time on this motion could any way be, by any stretch of the imagination, unilaterally trying to change a rule adopted by both Houses.

"It is a stratagem, there is no question about that, as to what this may or may not do to this bill but I have reason to believe from a good authority on the other side of the aisle that a similar bill is coming over from the House, Senator Greive, which would obviously come under our joint rules as it is the same bill that we are discussing and which would be alive for a further week under our concurrent resolution, and even if it does not if there are sufficient votes on this floor to pass the bill even after 11:40 tomorrow each of the Houses can proceed to extend the cutoff date to any other date we see fit. Once we are in session, of course, we can only adjourn *sine die* by the concurrent resolution of both Houses, that is fundamental, and until that happens we can do any business that we can agree to between the two Houses.

"So I think that this motion is perfectly proper and does not pose any legal problems of any kind. It is true that tomorrow at 11:40 a.m., this bill would have to be advanced and it would take a two-thirds vote to advance it. With that I do agree but the other material Senator Greive has indicated is just not so."

PARLIAMENTARY INQUIRIES

Senator Dore: "Point of parliamentary inquiry. What is the motion before the body now, Mr. President?"

REPLIES BY THE PRESIDENT

The President: "The motion by Senator Guess to indefinitely postpone Senate Bill No. 490."

Senator Dore: "Hasn't a motion been made by Senator Henry?"

The President: "Senator Henry stated a motion. The President has not yet put the question."

MOTION

Senator Dore moved the substance of Senator Henry's motion to consider this bill until 11:50 a.m. tomorrow.

Senator Henry: "Two points. Senator Dore made a speech before he made his motion and in the second place I don't want a co-sponsor to my motion, Senator Dore. Under Reed's Rule 118 to postpone to a date certain, it says, 'the title describes the motion and whenever the assembly thinks it would prefer to have time given to members to inform themselves as to a question when it desires to take up another question, then the motion to postpone to a date certain is the proper one to make'.

"Now, this motion is debatable but Senator Greive went far afield with his suspicions and one thing and another and it says very definitely that debate should not involve the merits of the main question and he was talking all over the place, so I would suggest if Senator Dore is ready to do something about this that he sit down and maybe the President will put the motion, maybe."

PARLIAMENTARY INQUIRY

Senator Washington: "Point of parliamentary inquiry. If at the conclusion of the second reading it is after 12:00 noon tomorrow, what would be the necessary procedure in order to continue to consider the bill that we now have before us and would it not clearly violate the joint rules to have a rules committee meeting and to then bring the bill out on third reading? Would not that be a clear violation of the joint rules?"

Senator Henry: "I think the point of order is that there is no motion before us except the motion by Senator Guess to indefinitely postpone. Now this is twice I have tried to unravel this thing and you don't seem to want to. Senator Guess, your motion is still in order, you may proceed. I withdraw my motion."

RULING BY THE PRESIDENT

The President: "Senator Henry and members of the Senate, the ultimate decision in this matter rests with the members of the Senate. The President believes the situation can best be resolved by putting the motion as presented by Senator Henry that Senate Bill No. 490 be made a special order of business for tomorrow at 11:40 a.m."

POINT OF ORDER

Senator Greive: "Point of order. May I respectfully call your attention to Reed's Rule 197, which says, and we are speaking of these motions of the third rank, 'All motions of the third rank are of equal right and when one is pending it must be disposed of before another can be moved.' Also to our Senate Rule 21 and to subsidiary motions which say 'that a motion to postpone to a day certain, to commit, to postpone indefinitely are all of the same rank' and so Reed's Rule as I pointed out earlier, would apply."

"Now, if Senator Guess wants to withdraw his motion, to relinquish the floor, then we can proceed with whatever motion is proper under the circumstances and I make a plea to the President to be fair and to remember that these rules are made not for today but they are made for all time and that we must adhere to them."

The President: "Would you read that portion of the rule, Senator Greive, that applies?"

Senator Gissberg: "I think Senator Greive is correct when he stated the priority of the motions, they are of equal rank and the one that is first put is the one that has precedence. I feel that Senator Greive is correct in his statement."

PARLIAMENTARY INQUIRY

Senator Dore: "Point of parliamentary inquiry. I don't think Senator Greive raised a point of order. I think he just made an observation. I think the President recognized Senator Henry's motion, stated it, and then he recognized me to speak on the motion. I want to speak against Senator Henry's motion."

Senator Henry: "My point of order is that the President has not restated my motion. The motion is not before the body. He offered a solution and stated that he thought the correct way to do it would be such and such. He did not state the motion so again, Mr. President, I withdraw my motion."

Senator Dore: "If Senator Henry had not withdrawn his motion but it had been put and lost, would Senator Guess still be recognized or would the matter be terminated and the President would be able to recognize another Senator?"

REPLY BY THE PRESIDENT

The President: "The President will answer that question at the proper time, Senator Dore."

POINT OF INQUIRY

Senator Mardesich: "I wonder if Senator Guess will again yield the floor? Not yield the floor but yield to a question? Senator Guess, I am now moving that the rules be suspended and that Senate Bill No. 490 become a special order of business tomorrow at 11:40 a.m. and at that time in the position it now holds with you having the floor on that bill, and I make this motion subject only to your concern in relinquishing the floor to me for the purpose of making this motion."

Senator Greive: "Rule 28 says a short explanation by the maker of the motion. There can be no discussion."

Senator Henry: "The point of order is that Senator Mardesich hadn't made a motion. He asked Senator Guess a question. I think Senator Guess has a right to reply."

RULING BY THE PRESIDENT

The President: "Senator Henry's remarks are well taken."

Senator Guess: "It is in my mind now that there seem to be some people who do not want me to talk but I just got a little note from the gallery. It says 'could you please tell Senator Guess to keep talking and not let those groups from Seattle ram rapid rails down our throats.'"

PARLIAMENTARY INQUIRY

Senator Canfield: "Parliamentary inquiry."

The President: "The Senator will state his parliamentary inquiry."

Senator Canfield: "Rule 16 of the Senate says that when the Senator is finished he shall resume his seat. Now, Senator Guess has resumed his seat several times. Does that mean he is finished? It is my understanding in the Congress, Mr. President, that when a Congressman takes his seat, he has finished. He must stay on his feet and Senator Guess has not been on his feet."

REPLY BY THE PRESIDENT

The President: "The President is unaware of such a ruling in the Washington State Senate. The President will recognize Senator Mardesich for the purpose of making a motion."

MOTION

Senator Mardesich moved that the rules be suspended, Senate Bill No. 490 be made a special order of business at 11:40 a.m. tomorrow and the bill be held on second reading position as it is now with Senator Guess having the floor when consideration resumes.

POINT OF ORDER

Senator Dore: "Point of order."

The President: "Senator Dore will state his point of order."

Senator Dore: "Senator Canfield raised a very pertinent point of order and you said you know of no such rule. Rule 16 spells it out. It says 'when any Senator is about to speak in debate or submit any matter to the Senate, he shall rise from his seat and standing in his place respectfully address himself to Mr. President. When recognized he shall in a courteous manner confine himself to the question under debate avoiding personalities and when finished shall resume his seat.'

"Now, I saw Senator Guess sitting in his seat for a good two or three minute period and I think at this time the President should rule on Senator Canfield's point of order."

POINT OF ORDER

Senator Woodall: "Point of order."

The President: "The Senator will state his point of order."

Senator Woodall: "My point of order is that you have already made a ruling. There is nothing for Senator Dore to speak about unless he is appealing the ruling of the Chair. The Chair has already ruled and other business has occurred."

POINT OF ORDER

Senator Dore: "Point of order."

The President: "Senator Dore will state his point of order."

Senator Dore: "In my memory you made no ruling. You merely said you were not aware of any such rule but I now specifically ask you to make a ruling on the point of order as raised by Senator Canfield one way or another."

RULING BY THE PRESIDENT

The President: "Senator Mardesich was recognized for the purpose of making a motion. Senator Mardesich had stated his motion. The President is about to put the question that the rules be suspended, that Senate Bill No. 490 be made a special order of business at 11:40 a.m. tomorrow.

Senator Greive demanded a roll call and the demand was sustained by Senators Ridder, Dore, Connor, Cooney, Henry, Ryder, Atwood, Williams, Guess and Mardesich.

PARLIAMENTARY INQUIRY

Senator Ryder: "Parliamentary inquiry."

The President: "Senator Ryder will state his parliamentary inquiry."

Senator Ryder: "If this motion should carry and the bill is carried over until 11:40 a.m. tomorrow, we have a cutoff date at 12:00 noon and the bill is still being debated, will we be able to continue to debate this bill, completely finish it before we are cut off by the joint resolution?"

REPLY BY THE PRESIDENT

The President: "The President believes it is the custom of the Senate that any measure taken up prior to the cutoff time can be considered until the Senate reaches a decision."

PARLIAMENTARY INQUIRY

Senator Greive: "Parliamentary inquiry."

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

Senator Greive: "May I put another question? If we do not have the two-thirds vote to move the bill then that would settle the entire matter, isn't that correct because it would then go back to second reading and we would have another rules committee meeting to bring it out on third reading?"

REPLY BY THE PRESIDENT

The President: "The President believes that Senator Greive's remarks are correct."

Senator Henry: "He is not positive that he has the two-thirds to advance the bill now so I don't see that the time makes any particular difference."

Senator Bailey: "Mr. President, I would just like to call attention to the fact that the concurrent resolution we passed just says that we have to have a majority of each House to change the resolution, so I would say that if we had the votes on the floor that it would take a very simple resolution to go out of this body into the House and take care of the third reading. If you don't have the votes, it isn't going to do you much good anyway."

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich lost by the following vote: Yeas, 10; nays, 39.

Voting yea: Senators Atwood, Gissberg, Guess, Henry, McCormack, Mardesich, Stender, Twigg, Walgren, Woodall—10.

Voting nay: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Washington, Williams, Wilson—39.

PRESIDENT'S PRIVILEGE

The President: "Senator Guess, with your permission the President would like to remind Senator Ryder and point out that his response to your parliamentary inquiry was not intended to be a ruling on any future point of order which may arise and that the remarks of the President merely refer to past customs on the prior rules and resolutions."

POINT OF INQUIRY

Senator Dore: "Would Senator Guess yield to a question?"

Senator Guess: "Mr. President, I would like to answer any questions through the Chair."

Senator Dore: "Senator Guess, Senator Greive suggested a possible solution to our predicament with the county commissioners. There are one hundred and fifty in hearing room No. 1 and I wondered if he could make a motion, not to take you from the floor but to excuse the appropriations committee members subject to roll call.

Senator Guess: "Mr. President, if my mathematics don't play tricks on me, I don't believe that there are one hundred fifty county commissioners in the state of Washington."

REPLY BY THE PRESIDENT

The President: "With the consent of the Senate, the President will excuse the members of the appropriations committee for the purpose . . . yes, Senator Greive."

Senator Greive: "I would want to put some restrictions on that. You understand that most of the members of the Senate are on the Committee on Ways and Means and almost half of them are on the subcommittee on appropriations. I would want to be sure that we had an understanding that we would have time for them to come up and to participate in the event that there was a demand for a roll call."

REPLY BY THE PRESIDENT

The President: "The President was going to have the group accompanied by a sergeant at arms and with full privileges extended to the members of the appropriations committee. If there are no objections, the members are excused for the purpose of conducting the hearing and will be subject to roll call."

Senator Guess: "Could I ask that Senator Dore express my regrets to my county commissioners that I am unavoidably detained?"

Senator Dore: "I would be very happy to do that, Senator."

POINTS OF INQUIRY

Senator Day: "Would Senator Guess yield? Senator Guess, do you have any information on the availability of the federal portion of the funds that go into this. As I understand it, and I have talked to a couple of people who have real technical knowledge in this area, this bill will allow, for example a vehicle that pays an excise tax of thirty dollars the cities to utilize up to half of that and if their half which would be fifteen dollars then they would have to match that with a dollar which would come to a total of thirty dollars then available to them and then this thirty dollars would be matched by federal funds on a two to one basis. However, I am also told that there isn't any money presently available with which to accomplish this. Now, they state that in San Francisco there has been a real dilemma where they have put one billion two hundred million in a hole and that there are bills before Congress that may appropriate some more money for this project but what is your feeling on the position of the federal matching funds?"

Senator Guess: "Senator Day, I am awfully glad you asked that question because the DeLeuw Cather report that they made in 1967 says that they are recommending this bond issue and they say that the total system will cost \$1,115,000,000 and they also say in big bold print that the \$385 million will be a third of that for the system but the remainder is to come from either federal or other sources.

"I was looking in here to find that particular language but it has been said many times and it is not possible for me to believe that under the 1965 transportation act they would claim money under this or that there would be a possibility at all of raising some \$755 million from the federal government. In fact, I think this was the one most salient feature of the statements that were made against the 'Forward Thrust' package in February of 1968 and that is there just wasn't that much money in the federal treasury for the matching of the money in Seattle so this left it up to the 'or other.' Now, I began to see the handwriting on the wall, Senator Day, when this bill, Senate Bill No. 490 was dropped into the hopper and it seemed to me that it didn't say '490' it should have said 'or other.'"

Senator Day: "Then what you are saying is that although the enabling act is there, the money is not, is that correct?"

Senator Guess: "This is correct. The last administration last year asked for an appropriation of \$200 million and this was cut back by the Congress to \$150 million, and the act that appropriates this money says that no more than twelve and one-half percent of the money appropriated by the federal Congress will be distributed to any one state and since we, in the state of Washington, normally receive all federally matching funds on a basis of our population representation, we get approximately two percent of all the federal aid highway money. I would say that unless something really happened, we would get just two percent of the money from the federal government on this."

Senator Day: "In other words, we would only get two percent of this fund, too?"

Senator Guess: "It is difficult to say exactly how much we would get but in my conversations with former director of highways, William Bugge, who is now in San Francisco, I was pressing him for some figures in San Francisco one afternoon and he said 'Sam, do you think for one instant that if there was another federal buck in Washington, D.C. I would be sitting here in San Francisco talking to you. I would be on a plane going back to Washington, D.C. to try to get another federal buck.' Now out of \$1 billion that has been expended in San Francisco, I will talk about the \$1 billion hole with no bottom in it a little bit later.

"They have expended \$1 billion now and they have come to a grinding, screeching halt on the construction of the Bay Area transit development and they have only received to the best of my knowledge, \$36 million from the federal government so they are not getting any big share of this money."

Senator Day: "From an article that I have in front of me, it says \$1,200,000,000 has been spent in San Francisco in state and federal monies and only \$36,000,000 of that is federal money."

Senator Guess: "Only \$36,000,000, according to Mr. Bugge, of that money is federal money. They did give them some study money. They gave them about \$10 million to do some experimental work on the cost and the design of the track but that is developmental cost and is not construction cost."

Senator Day: "More specifically, in the city of Spokane where we have buses that are getting to the point of no return on the repair and the city fathers really have a tough situation where they are trying to get some money and I would hope the tax reform here would give them some type of a new base of their own so they could levy their own taxes.

"I would like to know what your opinion is as to just what the effect would be specifically in Spokane. In addition, according to the chart I have on my desk which I went over a minute ago, where the city has to match anything the state gives it and I know the city is in dire straits and I know they need money, but where would they get the money to match the monies that are going to be expended? Would they get it from the appropriation that we are giving them this time and if they did get it, then in your opinion how much more money, if any, would come from the federal government?"

Senator Guess: "Senator Day, they say that they will receive probably seventy-three cents that they have taxed each household. I don't know exactly how much they have taxed each business establishment in Spokane. They say that this would yield approximately \$500,000 per year. But the point is that I called the man who is the head of the advisory committee on the transit takeover in Spokane, a man that I have known a long time, he is an engineer, and I asked him just how much they expected to get out of this pot when we cut the melon. He said 'well, they have an immediate desire to purchase nineteen buses' and these nineteen buses they figure \$21,000 I think he said, either \$21,000 or \$21,500 so this is roughly \$400,000 that they are looking for now. They are going to have to put up half of that so that means that they will get out of this pie that we are going to cut for them, they will be able to use \$200,000.

"This is a mere pittance to what the whole thing is all about. It is roughly estimated that Seattle at the same time would get in the neighborhood of \$12.7 million in the biennium. They say 'oh, this doesn't mean that, they won't get it until 1971, they have to pass a bond issue and they have to pass a transit system before they can start getting the money.'

"It doesn't make a great deal of difference to me when you open a door just so long as we pass this legislation, we would know that the people are going to have to dig down deeper in their pockets next biennium, Senator Day, to pay the tax bill than they are paying right now, and people in Yakima and in Omak and Walla Walla and around the state are going to be helping to dig down to find that money to pay for the transit rider in Spokane, Vancouver and Seattle, so this is what this is all about."

Senator Day: "Let me ask one further question. Can this money only be used for capital outlay or can it become a continuing thing where it would be utilized for operation, maintenance and operation of a city or is there a cutoff date in the bill?"

Senator Guess: "Senator Day, the bill as written is rather open and I disagree with the central budget agency in their assessment of this thing, especially section 3 and I have some amendments that I propose to put on the bill that could make this go up a good deal higher if the matching funds which they could take and say they use all the fares that they receive and in the bookkeeping venture showed that this amount of money was going to be used to match the money that they were going to get from this excise tax, then they could match an almost unlimited amount of money and of course they could come up with half a million a year perhaps . . . , it just depends on just how much consideration you gain.

"There are two or three features of the bill that are going to have to be hard fought to work out to find out just exactly which way we are going to go, but what I am trying to do is, like Senator McCutcheon said, to let the people wake up but with the members of the body absent and thinking about other things, I don't think they are going to be thinking about this, the raid on the treasury of the state that we are fixing to do by this bill, and so I think that the bill is going to have a good bit of overworking or working over before it would be a real good piece of legislation."

Senator Day: "Would that mean then that possibly there would be a better method of doing something for the cities in relation to bus transportation and these other problems that they presently are fighting? I know that if you have gone by the Boeing plant for example that anytime between three and six in the afternoon you know what a problem that is and in your opinion, just what is the solution?"

Senator Guess: "I think there is a better solution to the problem, Senator Day. If you are to put into being a sophisticated bus system and to dedicate the bus lane you would be having twenty-five people on every vehicle that you are running down the highway instead of having one or one and one-half people per vehicle and certainly I think that we can find a way of financing it better than to make an open end appropriation.

"You see, this appropriation is going to last forever and ever and it is going to mean that they have an automatic call on the twelve and one-half percent to whatever the increase would be of appropriations from the state treasury from now on out. There is no limit on this. This is wide open and I think I have made it pretty clear that I am very suspicious of rail. I think that rail is a very inflexible tool. I don't think that the thing will work and I am most hopeful that we will be able to come up with some kind of a system that will answer the problem.

"I was in Washington, D.C. on the 17th of March and was in a meeting where Mr. Volpe made a speech and you know Mr. Volpe was the governor of Massachusetts and is now the secretary of transportation for the United States. He thought a great deal of the former mayor of Seattle, Dorman Braman, and took him to Washington, D.C. and Mr. Braman will now have an opportunity to take a look at the nation and see the problems and try to solve the nationwide problem rather than to solve the problems of just Seattle.

"One of the things that Mr. Volpe said that made a great deal of an impression on me was the Bay Area transit system when completed would have streamlined cars and they would have some electronic gear that hadn't been designed before and they would have the same type of operation that we have had before but he said that the Bay Area transit system

wouldn't be a day more modern than the Boston system when it was completed fifty years ago, so I don't think that the solution lies in Senate Bill No. 490."

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Guess yield to a question? Senator Guess, I have been confused about the different situation in Tacoma. We have a seventy-five cent per capita tax paid through the light department and collected there and also some other rates on business and that accumulates a sum of money which keeps the buses going. Even with that we are going to go behind some \$250,000 per year and we are interested of course in more state money but now is that a step that we have taken that enables us to do this or what are the requisites, the ground rules?"

Senator Guess: "Senator McCutcheon, the money that they have raised, this seventy-five cents tax on each resident, would be the source of revenue of matching the state money."

Senator McCutcheon: "But that hasn't been done in Seattle?"

Senator Guess: "That has not been done in Seattle."

Senator McCutcheon: "In Spokane?"

Senator Guess: "They are in Spokane but we raised only seventy-three cents and Yakima has voted it and I understand that Vancouver has voted the tax that we permitted them to vote."

Senator McCutcheon: "Did you in your travels and in your very thorough investigation learn anything about how Seattle proposes to raise their share that they must raise to get the matching money? I understand how the matching money is obtained, I think I know the source, the excise tax that goes first to the payment of bonds on schools through the state and then along in 1971 the city comes in. In other words, the general fund is involved."

Senator Guess: "What they are proposing in Seattle is to float another bond issue and the 'Forward Thrust' information that I have"

Senator McCutcheon: "Is that a general bond issue?"

Senator Guess: "It is a general bond issue, an obligation bond against the property of the city and the neighboring communities."

Senator McCutcheon: "And that is proposed?"

Senator Guess: "They have had a series of articles in the paper over the past year since the last one failed, Senator McCutcheon, as to coming to a conclusion as to when they are going to put it on the ballot again. They don't want the thing to fail and you know I was amazed that the statement that Mr. Braman made in a meeting in Pittsburgh before a national congress of municipal officers in which he said that the bond issue failed in Seattle because some John Birchers from Texas spent a lot of money in Seattle and three weeks before the bond issue they had had polls and the polls showed that it was going to pass with a big majority, that they weren't worried about the rail at all but after the thing failed and the people rejected it, Senator, he was really a crushed man, he was really hurt. So they are trying to find the funds and it appears to me that they have decided that the Washington state treasury is the pigeon they are going to pick on to find the money to make the appropriation."

Senator McCutcheon: "One more question and then I will sit down. You spoke about Mr. Bugge, former director of highways for the state of Washington and now chief of the Bay Area transit project in San Francisco, speaking of federal funds, do you know how much is available?"

Senator Guess: "The appropriation for this fiscal year was \$150 million by the Congress and I am told that if they made a survey in the United States and they asked all of the major cities in the country how much money it would take to bail them out on their transportation problems in the United States the figure came back at an astronomical \$800 billion."

"Now the problem is a little bit larger than I can quite envision, Senator McCutcheon, but when you consider that it would take two and one-half billion for Los Angeles, at least \$300 million more in San Francisco, it would cost approximately two and one-half billion for a system in the greater metropolitan area in Washington, D.C."

"In Boston they need to completely redo their entire transit system. In New York they need to completely redo it. They haven't washed the stations, they haven't washed the cars, they need new cars and this is a critical thing I grant you but I don't believe that financing Seattle's mass transit, especially rail in Seattle, is a function of the state government of the state of Washington and that is the reason that I moved for indefinite postponement of Senate Bill No. 490."

Further debate ensued.

POINTS OF INQUIRY

Senator Mardesich: "I wonder if Senator Guess would yield to a question?"

Senator Guess: "I yield to Senator Mardesich for a question."

Senator Mardesich: "Would you yield the floor for the purpose of making a motion to adjourn until nine o'clock tomorrow morning if the motion would carry with it the proviso that you would have the floor tomorrow at that time?"

President Pro Tempore Henry assumed the Chair.

Senator Guess: "I would like very much to cooperate, Senator Mardesich, and I would like to explore the possibility and I think we ought to engage in a tri-party discussion here with Senator Greive to see if Senator Greive will be so kind as to concede that this is the proper way and if I could still have the floor, I trust him implicitly."

President Pro Tempore Henry: "Senator Greive, do you care to respond?"

Senator Greive: "I didn't hear the previous discussion. As soon as I heard other voices, I came to the floor but I didn't hear the question, only the answer."

President Pro Tempore Henry: "Senator Mardesich, would you state your question again?"

Senator Mardesich: "Yes, I asked Senator Guess if he would be willing to yield the floor to me for the purpose of making a motion, first of all to remove the Call of the Senate and secondly, to adjourn until nine o'clock tomorrow morning subject to Senator Guess having the floor when we convene at nine o'clock in the morning and Senate Bill No. 490 is before us."

Senator Greive: "Senator, if you are asking me the question and speaking at least from my point of view, I feel that we can't afford to let any one Senator, no matter how courteous or how well informed he is on a particular subject, force the will of the Senate. He isn't attempting to lead us to a point where we can vote. He wants to kill the bill and any procedure such as that which you suggest obviously means that it is going to be that much easier to kill the bill. It seems to me that we have reached a point where we simply have to let the thing go on and take whatever devices have to be taken in due time."

Senator Mardesich: "I would continue my question asking Senator Guess for his opinion as to whether or not it wouldn't be correct no matter whether under our resolution we adjourn today or tomorrow. All it requires is a simple majority to allow this bill to come up before us again and if you do not have the simple majority in each house that will put this back before us for consideration, then what is the point of this whole affair. If you do have the votes for a simple majority then we can continue the consideration of this bill on another date."

Senator Greive: "The practical matter is that we have a bill and apparently have a majority who would at least like to vote on it. It seems to me that if we start this procedure we can expect that one or two members can at any time hold up these proceedings. I am not against filibusters. I can remember a couple I engaged in myself. I wasn't successful any more than I think Senator Guess is finally going to be successful but as far as I am concerned speaking from my vantage point, I think that we simply can't afford to have this done whether you call it blackmail or what term we would use because I don't mean to use that term, but the point is that we simply can't afford to run it any other way. I think we have to hang on and wait until the situation runs down and if we have to stay here tonight, go to dinner in shifts, maybe have to do a little sleeping on the job, well that is one of the prices that we are going to have to pay."

Senator Gissberg assumed the Chair.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Guess yield to a question? Senator Guess, under the circumstances we have before us would you care, I have no particular desire to kill this bill, I have a simple amendment to offer and then I would vote for it but suddenly I find myself joining you and do you mind if I ask about a twenty minute question so that you may leave the floor to take whatever relief you might desire?"

Senator Guess: "I would like to answer a twenty minute question. I am perfectly comfortable."

Senator Mardesich: "Would Senator Guess yield to another question?"

Senator Guess: "For answering a question."

Senator Mardesich: "Senator Guess, if you might feel free to leave the floor for a few minutes I will now propound a question to you. I have a little amendment to this measure."

Further debate ensued.

Senator Greive: "You will find that a motion to indefinitely postpone is of the fourth rank. You will find a motion to lay upon the table is of second rank under subsidiary motions. You will further find that under Rule 199 . . ."

Senator Guess: "Mr. President, how did Senator Greive get the floor?"

Senator Greive: "Because of a higher motion of higher rank, under Rule 199."

Senator Mardesich: "Mr. President, I have the floor at the moment."

Senator Greive: "No, I have a higher motion."

Senator Mardesich: "I would like to point out Mr. President, Rule 169 provides that you cannot take a member off the floor even with a motion to adjourn which is the highest priority motion we have."

Senator Greive: "What rule are you talking about?"

Senator Mardesich: "Reed's 169. A motion to adjourn cannot take a member from the floor and if you can't take me off the floor with a motion to adjourn, I wonder how you can take me off with . . ."

Senator Greive: "Wait until I read the motion."

President Cherberg assumed the Chair.

POINT OF ORDER

Senator Henry: "Point of order. My point of order is simply that Senator Greive was not recognized for the purpose of making a motion and regardless of what the rank of a motion is unless you can make that motion, it makes no difference."

RULING BY THE PRESIDENT

The President: "Senator Henry's remarks are well taken."

POINT OF INQUIRY

Senator Mardesich: "My question then again, Senator Guess, I have a little amendment to this bill that would I think, help solve part of the problem with the rapid transit."

Senator Greive: "Mr. President, may I point out to you our rule which governs. Under Rule 36 our rules govern unless we have a Reed's Rule and if you will look under Rule 35 it says 'except when under call of the senate, a motion to adjourn shall always be in order'."

"Now, if we are getting down to the question of adjournment and that is the point that was put, if I were to move to dispense with the Call of the Senate, a motion to adjourn would be very much in order. I again revert to Reed's Rules and I point out to you that under our Rule 21 I have put a motion of higher rank or of higher order and under Rule 36, Reed's Rules don't come into play unless we are in a position where our rules do not govern. If you will look at Rule 21 you will find on the second page, that is page 280, a motion to postpone indefinitely is of the fourth rank. You will find that the motion to lay upon the table is of the second rank and therefore the motion to lay on the table should govern at this time."

Senator Mardesich: "Mr. President, I would like to point out that Rule 169 of Reed's is exactly in line with our Rule 35 and merely expands upon the context of the rule and Rule 169 in Reed's says that a motion to adjourn is highly privileged and that is all that our Rule 35 says in effect. It further provides that a motion to adjourn cannot take a member from the floor and having the floor, how can a subsidiary motion take me off the floor when a privileged motion can't?"

Senator Greive: "Because it is provided for in the Rules."

Senator Henry: "Mr. President, speaking on the point of order. Senator Greive was not recognized for the purpose of making a motion so the question is moot because we are under a Call of the Senate regardless of the rank of the motion, he was not recognized for the purpose of making such a motion."

PARLIAMENTARY INQUIRY

Senator Washington: "Parliamentary inquiry. Where in the rules does it state that after a person has been recognized that then the Chair may decide what motions he can make? I am asking it because I am not familiar with it."

REPLY BY THE PRESIDENT

The President: "The President believes that Senator Guess has the floor and that it would not be fair to Senator Guess or to another Senator to interrupt him and let someone else make a motion."

PARLIAMENTARY INQUIRY

Senator Washington: "Another parliamentary inquiry. I am of the opinion that there is only one legislative body in the country that has the unlimited right of filibuster and I wasn't aware that the State Senate of the state of Washington had the same power in this regard as the Senate of the United States. Certainly some rule would allow the members of this body to end a filibuster."

REPLY BY THE PRESIDENT

The President: "The President believes that Rule 17 covers your particular inquiry, Senator Washington."

Senator Greive: "May I call your attention to Rule 197 of Reed's which says 'subsidiary motions are those that directly concern the main question'. May I point out to you that this is a subsidiary motion under our rule which is 21 and relates to the progress of that particular piece of business. They are of a different rank, by which is meant that some have precedence over others. In the innumerations which follow they are stated in order of

precedence. Now this is the important part, Mr. President, "Those of superior rank precede those of inferior rank; those of the same rank have no precedence over each other", and that is precisely what I am saying."

Senator Mardesich: "I wonder if you would continue to read 198 then which is immediately on the next page and says that 'privileged questions are those which rise out of needs of the assembly and they have precedence over the main question and over all subsidiary'."

Senator Greive: "Yes, and may I explain what that means?"

Senator Mardesich: "It means the motion to adjourn. . . ."

Senator Greive: "No it doesn't. If you will look at Rule 21 you will find that we have under Rule 21 privileged motions, incidental motions and subsidiary motions. We were discussing subsidiary motions. I made two subsidiary motions but one subsidiary motion had precedence over another subsidiary motion.

"If you will look at Rule 21 of the Senate rules you will find that under subsidiary motions, motions of consideration are of the first rank and the second is to lay upon the table, third is for the previous rank, fourth rank is to postpone to a day certain, to commit, recommit and postpone indefinitely, and finally to amend.

"Now, if you will look at the subsidiary motions and that is what 197 does, it explains what we do under subsidiary motions so if we have here a subsidiary motion, I have made a subsidiary motion of a higher rank, those of superior rank precede those of inferior rank and those of the same rank have no precedence over each other. So under these circumstances a motion to lay upon the table is in order and must be put if we are to follow the rules. Again I make a plea that we do adhere to the rules simply because this isn't the only time that the rules will be applied and we shouldn't set a dangerous and a bad precedent."

Senator Henry: "Mr. President, I would again respectfully point out that his argument on rank is very rank because he hasn't been able to put the motion. He was not recognized for the purpose of putting a motion and as far as progress on the bill is concerned, I think Senator Guess has made excellent progress. We have been to Peoria, Detroit, Cincinnati, Los Angeles and eventually we are going to get back to the Senate."

Senator Greive: "It isn't a question of being able to put the motion. If you ask for the floor for a higher motion you have that inherent right always to make a motion. This is an inherent right of the body and I am putting a higher motion, a motion which is clearly set out in Reed's Rule 199 and 102 as necessary, but the important thing is that this is a subsidiary motion and those of the superior rank precede those of inferior rank and those of the same rank have no precedence over each other and these are of the superior rank."

Senator Holman: "Mr. President, last Saturday when I made a motion to relieve the Committee on Rules and Joint Rules of a certain bill and Senator Greive then demanded a Call of the Senate, you held in the same vein that he is now contending for."

REPLY BY THE PRESIDENT

The President: "The President would have to refer to the journal, Senator, to determine whether or not your remarks are correct. The President did not know that the members had concluded their remarks on the point. As soon as the President has determined that, he will put the Senate at ease for a few minutes to study the question."

Senator Gissberg: "I agree with everything that Senator Greive has said. It is correct insofar as the rules are concerned with one exception and that gets back to Senate Rule 17. That is the heart of the whole matter and the presiding officer of this chamber or any other chamber has a great power and it is very seldom applied but it is being applied in this instance and that rule is very explicit and very clear. I quote 'no motion shall be entertained or debated until announced by the President'. That says 'no motion shall be', so it always gets back to that question no matter how much we quote Reed's and the Senate Rules.

"As I say I agree with Senator Greive insofar as the priority and rank of motions are concerned but nonetheless unless the President recognizes a member for the purpose of making a motion and proceeds to put the motion, then it cannot be debated or entertained. It is just that simple and the President is indeed a very fair and honorable man and I know that at such time as he wants this question to be put, he will cause it to be put so he is well within his right as presiding officer under the rules of this Senate to do as he is doing."

Senator Guess: "I would like now to take you . . ."

Senator Mardesich: "Senator Guess, is the answer to my question yes?"

Senator Guess: "I believe that Senator Greive's objection, Senator Mardesich, precluded my answering that without the loss of the floor. Am I right?"

President Pro Tempore Henry assumed the Chair.

POINT OF INQUIRY

Senator Mardesich: "I wonder if Senator Guess would yield to a question? Senator Guess, prior to asking a question I would like to make a statement of fact to you that the House has just, as of about thirty seconds ago, passed a rapid transit bill and so even if you here tonight and tomorrow are able to talk Senate Bill No. 490 to death, the House bill will still be before us because I would assume this bill will never come to a vote. In view of that

fact would you be willing to relinquish for the purpose of making a motion for adjournment?"

Senator Guess: "I just picked up an editorial here that I really think . . . Senator Mardesich, I haven't quite gotten through this deal . . ."

The President Pro Tempore declared the Senate to be at ease.

The President called the Senate to order at 7:50 p.m.

MOTION

Senator Gissberg moved that the Senate dispense with the Call of the Senate.

Senator Greive demanded a roll call and the demand was sustained by Senators Gissberg, Mardesich, Elicker, Pritchard, Ryder, Williams, Andersen, Faulk and Metcalf.

ROLL CALL

The Secretary called the roll. The motion by Senator Gissberg failed and the Senate did not dispense with the Call of the Senate by the following vote: Yeas, 21; nays, 28.

Voting yea: Senators Atwood, Cooney, Day, Donohue, Foley, Gissberg, Guess, Henry, Herr, Keefe, Knoblauch, McCormack, McDougall, Mardesich, Matson, Peterson (Lowell), Sandison, Stender, Talley, Twigg, Woodall—21.

Voting nay: Senators Andersen, Bailey, Canfield, Connor, Dore, Durkan, Elicker, Faulk, Greive, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCutcheon, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—28.

Further debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Guess yield to a question so I can ask a question of Senator Walgren?"

Senator Guess: "Senator Woodall, I am rather reluctant to permit the yield. If I was assured that there wouldn't be some motion."

Senator Woodall: "It is no motion, just an inquiry. I just wanted to inquire whether or not this liquor control committee meeting scheduled for four this afternoon had been postponed. That is all I want to know."

POINT OF ORDER

Senator Ryder: "Point of order. Under Rule 217 of Reed's it says that under certain conditions when a member yields the floor he can do so without losing his right to continue. These are when he yields for a question or when he yields for a motion to adjourn or to take a recess he is entitled to assume that if either motion is negative, then he can resume his right to the floor. However, on page 143 in the same Rule it says 'but in all other cases yielding the floor means abandoning it to the assembly' and Mr. President, we had a motion to dispense with the Call of the Senate which motion was acted upon by the Senate and was not included in the area where the member had to yield the floor."

Senator Guess: "I have been recognized since then, Senator."

Senator Gissberg: "Yes, I was just going to state that you have correctly stated the rule and the law but the presiding officer since the motion was put and failed recognized Senator Guess and he still has the floor."

"With respect to his yielding to a question, he did not yield. Senator Woodall volunteered the question and Senator Guess stated that he was reluctant to yield and did not yield and the presiding officer has recognized Senator Guess. He still has the floor."

Senator Greive: "Mr. President, I rise to make a motion to suspend the rules. May I be recognized. This motion is of a higher order than that of Senator Guess under Rule 21. A motion to suspend the rules is a privileged motion. A motion to indefinitely postpone is way down under fourth rank under subsidiary motions."

REPLY BY THE PRESIDENT

The President: "Senator Greive, Senator Guess and other members of the Senate, the President respectfully suggests that perhaps the solution to this particular problem would be to revert to the fifth order of business for the purpose of introduction and first reading and reference of bills."

Senator Greive: "That was my motion to suspend the rules and revert to the fifth order of business."

The President: "Senator Guess, the President does not wish to deprive you of the floor. Is that agreeable with you?"

Senator Guess: "I would object to it, Mr. President, if I lost the floor."

Senator Greive: "Mr. President, may I remind you that we have Reed's Rule 197 that indicates that this is of a higher order and it is a motion to suspend the rules and to revert to a different order of business and I respectfully ask that you put that motion at this time so that we can read in the House bill on the same matter. We can either put it on today's calendar or we can go home."

POINT OF INQUIRY

Senator Guess: "Would Senator Greive yield to a question? Senator Greive, would you tell me, because of your superior knowledge and superior motions, am I going to lose the floor by that?"

Senator Greive: "I am afraid so, Sam. You were a good battler, one of the best I have ever seen but you know that is the way things are but, Sam, if we can get this bill on we will be glad to put it on Monday's calendar and you won't have to worry about mass transit until Monday and then you can have seven days to tell us about it."

Senator Mardesich: "I was only going to point out that Senator Greive's motion was to suspend the rules and it requires two-thirds in any event."

Senator Greive: "To suspend rules to a different order of business under Rule 12, you can do it by a majority vote."

Senator Gissberg: "Of course, we are right back to where we were before. It is up to the President whom he wants to recognize for the privilege of making a motion and if you want to state Senator Greive's motion, of course, then that is one thing, if you don't, you don't."

RULING BY THE PRESIDENT

The President: "The President believes that Senator Guess does have the right to filibuster if he so chooses but the President does believe that he will have to set a reasonable time, Senator Guess."

Senator Guess: "Would midnight be all right?"

REPLY BY THE PRESIDENT

The President: "The President does have a responsibility for the orderly procedure, Senator Guess."

Senator Guess: "Would midnight be a reasonable thing?"

REPLY BY THE PRESIDENT

The President: "The President does believe that perhaps the situation could be resolved if the House bill were to be placed before the Senate for action. Rule 20 of the Senate rules states that the message from the House may be considered at any time with the consent of the Senate which means a majority vote. A message would have to be read before the measure is before the Senate. The President believes that that bill would be before the Senate for whatever action it may desire, Senator Guess."

PARLIAMENTARY INQUIRY

Senator Henry: "Point of parliamentary inquiry. Supposing the House message is read in and under our rules it says that a bill must be referred to a standing committee. Does it not then take a two-thirds vote of suspension of rules to put it on the calendar?"

REPLY BY THE PRESIDENT

The President: "Yes, it would take a two-thirds vote to advance the bill, Senator."

Senator Henry: "Otherwise it would have to go to a standing committee?"

REPLY BY THE PRESIDENT

The President: "That is correct."

POINT OF ORDER

Senator McCormack: "Point of order. Mr. President, you have just stated that under Rule 20 a message from the House would be the order of business on reconvening of the Senate and it would seem to me that this is the appropriate order of business at this time."

REPLY BY THE PRESIDENT

The President: "The President stated that a message from the House may be considered at any time if the Senate so desires. The President did not say that was the order of business."

Senator Greive: "May I respectfully be recognized for the purpose of moving that we consider a message from the House?"

MOTION

On motion of Senator Greive, the Senate returned to the fourth order of business for the purpose of considering a message from the House.

MESSAGE FROM THE HOUSE

April 3, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 641, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 641, by Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Garrett, Whetzel, Sprague, McCaffree, Perry, Leckenby, Fleming, Clark (Newman H.), Chatalas, Murray, North, Kirk, Hawley and Francis:

An Act relating to public transportation; authorizing and assisting in the management, development and operation of systems of public transportation by local governments; amending section 1, chapter 111, Laws of 1965 ex. sess. and RCW 35.95.010; amending section 2, chapter 111, Laws of 1965 ex. sess., as amended by section 65, chapter 145, Laws of 1967 ex. sess., and RCW 35.95.020; amending section 1, chapter 7, Laws of 1963, as last amended by section 4, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.050; amending section 82.44.150, chapter 15, Laws of 1961 and RCW 82.44.150; amending section 35.58.450, chapter 7, Laws of 1965, as amended by section 13, chapter 105, Laws of 1967, and RCW 35.58.450; amending section 35.58.460, chapter 7, Laws of 1965, as amended by section 14, chapter 105, Laws of 1967, and RCW 35.58.460; adding a new section to chapter 39.33 RCW; adding new sections to chapter 7, Laws of 1965 and to chapter 35.58 RCW; creating new sections; and declaring an emergency.

MOTION

Senator Greive moved that the rules be suspended, Engrossed House Bill No. 641 be advanced to second reading and read the second time in full.

Senator Henry demanded a roll call and the demand was sustained by Senators Sandison, Stender, Greive, Washington, Ryder, Canfield, McCormack, Day and Knoblauch.

PARLIAMENTARY INQUIRY

Senator Day: "Point of parliamentary inquiry. It is my understanding that this is not debatable. This means there will be no opportunity to move the bill into any standing committee. Is that correct? If it fails there will be an opportunity."

REPLY BY THE PRESIDENT

The President: "That is correct, Senator Day."

ROLL CALL

The Secretary called the roll. The motion by Senator Greive carried by the following vote: Yeas, 33; nays, 16.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—33.

Voting nay: Senators Atwood, Cooney, Day, Gissberg, Guess, Henry, Herr, Keefe, McCormack, Mardesich, Matson, Peterson (Lowell), Sandison, Stender, Talley, Woodall—16.

MOTION

On motion of Senator Greive, Engrossed House Bill No. 641 was ordered placed on the second reading calendar for Monday, April 7, 1969.

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

MOTION

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

MESSAGES FROM THE HOUSE

April 3, 1969.

Mr. President: The House has passed:
 SUBSTITUTE HOUSE BILL NO. 432,
 ENGROSSED HOUSE BILL NO. 466,
 ENGROSSED HOUSE BILL NO. 488,
 ENGROSSED HOUSE BILL NO. 677,
 ENGROSSED SUBSTITUTE HOUSE BILL NO. 739,
 HOUSE BILL NO. 758,
 HOUSE BILL NO. 872,
 ENGROSSED HOUSE BILL NO. 882,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 3, 1969.

Mr. President: The House has passed REENGROSSED HOUSE BILL NO. 108, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

PRESIDENT'S PRIVILEGE

The President: "The President should like to present an Honorary Distinguished Citizen's Award to Mr. Fred Cavell, a member of Her Royal Majesty's Navy, World War I and a hero of that conflict. He is a guest of the Honorable Reuben A. Knoblauch of Sumner."

MOTION

At 8:15 p.m., on motion of Senator Greive, the Senate adjourned until 9:00 a.m., Friday, April 4, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
 Elected Secretary of the Senate May 12, 1969.

TWENTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, April 4, 1969.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard consisting of Pages Pete Peterson, Color Bearer, and Kathy Dugovitch, presented the Colors. Dr. Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God our Father, we join our thoughts and prayers with Christians around the world in commemorating the suffering and death of Thy dear Son, our Savior. We bow in humility and in gratitude before Thee. We thank Thee that through His death, we have life. Grant that the quality of Thy life may be reflected in ours today.

"Grant to these leaders in state government, courage greater than the obstacles, strength greater than the tasks and a wisdom that transcends knowledge. Through Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

January 30, 1969.

SENATE BILL NO. 252, regulating plumbers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Knoblauch, McCormack, McCutcheon, Ryder, Stortini.

Passed to Committee on Rules and Joint Rules for second reading.

April 3, 1969.

SENATE BILL NO. 274, increasing benefits to survivors under certain police and firemen's relief and pension act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: That Substitute Senate Bill No. 274 be substituted therefor, and that the substitute bill do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Herr, Matson, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

April 3, 1969.

SENATE BILL NO. 497, contracting for additional county legal assistance (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Stortini, Uhlman.

Passed to Committee on Rules and Joint Rules for second reading.

April 3, 1969.

SENATE BILL NO. 522, authorizing parking meter revenue bonds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

March 28, 1969.

SENATE BILL NO. 544, includes certain agricultural labor in definition of extrahazardous employment under workmen's compensation act (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Herr, Matson, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

April 3, 1969.

SENATE BILL NO. 653, providing for industrial development revenue bond financing (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, McDougall, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 3, 1969.

SENATE BILL NO. 759, providing for withdrawal of area from hospital district (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Mardesich, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

SENATE BILL NO. 763, providing an escalator for Washington public employees' retirement system (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Huntley, Lewis (Harry), McCormack, Mardesich, Metcalf, Odegaard, Peterson (Ted), Ridder, Twigg, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 2, 1969.

SENATE CONCURRENT RESOLUTION NO. 5, authorizing a study of the management of state owned land (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Matson, Metcalf, Odegaard, Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

March 31, 1969.

SUBSTITUTE HOUSE BILL NO. 377, amending the public assistance laws (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Matson, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

April 3, 1969.

ENGROSSED HOUSE BILL NO. 494, providing insurance and health care programs for state, municipal, institution, and political subdivision employees (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Dore, Huntley, Lewis, (Harry), McCormack, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 4, 1969.

HOUSE BILL NO. 748, extending services available by vocational rehabilitation (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Keefe, McCutcheon, McDougall, Newschwander, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 4, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 37: Clarifying powers of municipal code cities as to certain employee rights and benefits.

SENATE BILL NO. 253: Providing for the sale of port district personal property.

SENATE BILL NO. 257: Constituting the state parks and recreation commission.

SENATE BILL NO. 290: Creating additional divisions within department of labor and industries.

SENATE BILL NO. 353: Authorizing city fund surplus investments.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 772, by Senators Keefe, Day, Bailey, McCormack, Twigg, Connor, Knoblauch and Talley:

An Act relating to charitable, benevolent, eleemosynary, education, civic, patriotic, political, religious, social, fraternal, athletic or agricultural associations; and declaring an emergency.

Referred to Committee on Commerce and Regulatory Agencies.

MOTION

On motion of Senator Greive, the rules were suspended and additional sponsors were added to Senate Bill No. 772.

SENATE BILL NO. 773, by Senators Durkan, Walgren and Twigg (by Municipal Committee request):

An Act relating to revenue and taxation; amending section 82.04.420, chapter 15, Laws of 1961 and RCW 82.04.420; amending section 82.28.020, chapter 15, Laws of 1961 and RCW 82.28.020; amending section 82.28.030, chapter 15, Laws of 1961 and RCW 82.28.030; amending section 82.28.040, chapter 15, Laws of 1951 and RCW 82.28.040; amending section 82.28.050, chapter 15, Laws of 1961 and RCW 82.28.050; adding a new section to chapter 15, Laws of 1961 and to chapter 82.28 RCW; providing penalties; and prescribing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE CONCURRENT RESOLUTION NO. 25, by Senators Sandison and Atwood (by departmental request):

Requesting legislative study of policies involving investment returns on special accounts.

Referred to Committee on Commerce and Regulatory Agencies.

REENGROSSED HOUSE BILL NO. 108, by Representatives McCaffree, Flanagan and Haussler:

An Act relating to revenue and taxation; amending section 8, chapter 11, Laws of 1951 1st ex. sess. as amended by section 2, chapter 19, Laws of 1951 2nd ex. sess. and RCW 28.45.030; repealing sections 82.20.005 through 82.20.070, chapter 15, Laws of 1961 and RCW 82.20.005 through 82.20.070; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

SUBSTITUTE HOUSE BILL NO. 432, by Committee on Business and Professions:

An Act relating to auctioneers and auction sales; adding new sections to chapter 18.11 RCW; repealing section 1, page 458, Laws of 1890 and RCW 18.11.010; repealing section 2, page 458, Laws of 1890 and RCW 18.11.020; repealing section 3, page 458, Laws of 1890 and RCW 18.11.030; describing crimes; and prescribing penalties.

Referred to Committee on Commerce and Regulatory Agencies.

ENGROSSED HOUSE BILL NO. 466, by Representatives Richardson, Fleming, Sprague, McCaffree and Whetzel (by executive request):

An Act relating to civil rights; amending section 1, chapter 183, Laws of 1949 as amended by section 1, chapter 37, Laws of 1957 and RCW 49.60.010; amending section 2, chapter 183, Laws of 1949 as amended by section 3, chapter 37, Laws of 1957, and RCW 49.60.030; amending section 3, chapter 183, Laws of 1949 as last amended by section 1, chapter 103, Laws of 1961, and RCW 49.60.040; adding new sections to chapter 183, Laws of 1949 and to chapter 49.60 RCW; and repealing section 15, chapter 37, Laws of 1957, and RCW 49.60.217.

Referred to Judiciary Committee.

ENGROSSED HOUSE BILL NO. 488, by Representatives Richardson, Brouillet and Hoggins:

An Act relating to education, amending section 3, chapter 258, Laws of 1947 as last amended by section 1, chapter 158, Laws of 1967 and RCW 28.04.060; amending section 28A.04.060, chapter ---, Laws of 1969 (HB 58); and RCW 28A.04.060; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED HOUSE BILL NO. 677, by Representatives Scott, Francis and Sprague:

An Act relating to elections; amending sections 29.27.070, 29.27.080, 29.39.120, chapter 9, Laws of 1965 and RCW 29.27.070, 29.27.080 and 29.39.120; amending sections 2 and 4, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.020 and 29.72.040; amending section 29.36.010, chapter 9, Laws of 1965 and RCW 29.36.010; amending sections 35.37.050 and 35.92.070, chapter 7, Laws of 1965 and RCW 35.37.050 and 35.92.070; amending sections 29.01.080 and 29.01.140, chapter 9, Laws of 1965 and RCW 29.01.080 and 29.01.140; adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW; amending section 29.10.040, chapter 9, Laws of 1965 and RCW 29.10.040; amending section 29.10.120, chapter 9, Laws of 1965 and RCW 29.10.120; amending section 29.27.010, chapter 9, Laws of 1965 and RCW 29.27.010; amending section 29.30.100, chapter 9, Laws of 1965 and RCW 29.30.100; adding new sections to chapter 9, Laws of 1965 and to chapter 29.24 RCW; repealing section 29.10.010, chapter 9, Laws of 1965 and RCW 29.10.010; repealing section 29.10.020, chapter 9, Laws of 1965 and RCW 29.10.020; and making an effective date.

Referred to Committee on Constitution, Elections and Legislative Processes.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 739, by Committee on Higher Education:

An Act relating to education; amending section 1, chapter 160, Laws of 1919, as last amended by section 27, chapter 8, Laws of 1967 ex. sess., and RCW 28.09.070; amending section 2, chapter 160, Laws of 1919, as amended by section 28, chapter 8, Laws of 1967 ex. sess., and RCW 28.09.080; amending section 2, chapter 176, Laws of 1933, as last amended by section 41, chapter 8, Laws of 1967 ex. sess., and RCW 28.10.010; amending section 3, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.030; amending section 16, chapter 8, Laws of 1967 ex. sess., and RCW 28.85.160; amending section 17, chapter 8, Laws of 1967 ex. sess., and RCW 28.85.170; amending section 18, chapter 8, Laws of 1967 ex. sess., and RCW 28.85.180; amending section 20, chapter 8, Laws of 1967 ex. sess., and RCW 28.85.200; amending section 22, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.220; amending section 23, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.230; amending section 28A.09.070, chapter ---, Laws of 1969 (HB 58) and RCW 28A.09.070; amending section 28A.09.080, chapter ---, Laws of 1969 (HB 58) and RCW 28A.09.080; amending section 28A.10.010, chapter ---, Laws of 1969 (HB 58) and RCW 28A.10.010; amending section 28B.50.030, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.030; amending section 28B.50.160, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.160; amending section 28B.50.170, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.170; amending section 28B.50.180, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.180;

amending section 28B.50.200, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.200; amending section 28B.50.220, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.220; amending section 28B.50.230, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.230; creating new sections; repealing section 19, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.190; repealing section 21, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.210; repealing section 26, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.260; repealing section 4, chapter 118, Laws of 1967 and RCW 28.10.045; repealing section 44, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.440; repealing section 28B.50.440, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.440; repealing section 28B.50.190, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.190; repealing section 28B.50.210, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.210; repealing section 28B.50.260, chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.260; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted and with the provision of HB 330 if such shall be enacted; providing effective dates; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

HOUSE BILL NO. 758, by Representatives Cunningham, Bozarth and Berentson:

An Act relating to motor vehicles, including records of violations of motor vehicle laws of the state; and amending section 46.52.100, chapter 12, Laws of 1961 as amended by section 60, chapter 32, Laws of 1967 and RCW 46.52.100.

Referred to Judiciary Committee.

HOUSE BILL NO. 872, by Representatives Swayze and Clarke (George):

An Act relating to revenue and taxation; and amending section 83.44.080, chapter 15, Laws of 1961 as amended by section 1, chapter ---, Laws of 1969 (House Bill No. 192), and RCW 82.44.080.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 882, by Representatives Smythe, Zimmerman and O'Dell:

An Act relating to flood control zone districts; amending section 3, chapter 153, Laws of 1961 and RCW 86.15.030; and adding a new section to chapter 153, Laws of 1961, and to chapter 86.15 RCW.

Referred to Committee on Natural Resources, Fisheries and Game.

MESSAGES FROM THE HOUSE

April 3, 1969.

Mr. President: The House has concurred in the Senate amendment to House Bill No. 613 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 3, 1969.

Mr. President: The House has concurred in the Senate amendments to House Bill No. 650 and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

SECOND READING

SENATE BILL NO. 490, by Senators Greive, Washington, Lewis (Brian), Williams, Holman, Ridder, Uhlman, Durkan, Elicker, Connor, Andersen, Dore, Peterson (Ted), Marquardt, Ryder and Faulk:

Providing for mass public transportation.

MOTION

On motion of Senator Greive, Senate Bill No. 490 was referred to the Committee on Rules and Joint Rules.

SENATE BILL NO. 539, by Senators Atwood, Bailey and Twigg (by departmental request):

Appointing registered agents for foreign nonprofit corporations.

REPORT OF STANDING COMMITTEE

March 31, 1969.

SENATE BILL NO. 539, appointing registered agents for foreign nonprofit corporations (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 6, section 8, line 8, after "J," and before "in" strike "but" and insert "that"

On page 6, section 9, strike all of line 16 and insert "When a corporation:"

On page 6, section 9, line 23, after "change" change the period to a semicolon and insert "the secretary of state shall notify the corporation by certified mail that it shall cease to exist if it does not perform the required act within thirty days. If the corporation fails to perform within thirty days following receipt of the letter, it shall automatically cease to exist."

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Gissberg, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 539 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 539, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson—46.

Absent or not voting: Senators Durkan, Walgren, Woodall—3.

ENGROSSED SENATE BILL NO. 539, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 521, by Senators Durkan, Knoblauch, Peterson (Ted) and Wilson:

Providing for certain benefits including nonpayment of tuition fees at state's educational institutions for certain widows and wives of Viet Nam servicemen.

REPORT OF STANDING COMMITTEE

March 11, 1969.

SENATE BILL NO. 521, providing for certain benefits including nonpayment of tuition fees at state's educational institutions for certain widows and wives of Viet Nam servicemen (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 22, after "States" strike all the matter down to and including "theatre" on line 27, and insert: "or (2) persons attending a state educational institution who are not under sixteen and not over twenty-two years of age, and have for twelve months had their domicile in the state of Washington and who are unmarried widows of men killed or wives of totally disabled ex-servicemen whose death or injury was service-connected and occurred during the Viet Nam era defined as the period commencing August 5, 1964, and ending on such date as shall thereafter be determined by presidential proclamation or concurrent resolution of the Congress, and as a result of action in such Viet Nam theatre"

On page 2, section 2, line 14, after "States" strike all the matter down to and including "theatre" on line 19, and insert: "or (2) persons attending a state educational institution who are not under sixteen and not over twenty-two years of age, and have for twelve months had their domicile in the state of Washington and who are unmarried widows of men killed or wives of totally disabled ex-servicemen whose death or injury was service-connected and occurred during the Viet Nam era defined as the period commencing August 5, 1964, and ending on such date as shall thereafter be determined by presidential proclamation or concurrent resolution of the Congress, and as a result of action in such Viet Nam theatre"

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry.

The bill was read the second time by sections.

On motion of Senator Wilson, the committee amendments were not adopted.

Senator Wilson moved adoption of the following amendments:

On page 1, section 1, line 23, after "are" insert "unmarried"

On page 1, section 1, line 25, after "connected" strike the underlined material down to and including "theatre" on line 27 and insert: "and occurred during the Viet Nam era defined as the period commencing August 5, 1964, and ending on such date as shall thereafter be determined by presidential proclamation or concurrent resolution of the Congress, and as a result of action in such Viet Nam theatre."

POINTS OF INQUIRY

Senator Lewis (Brian): "Would Senator Wilson yield to a question? Senator Wilson, I listened as you moved that we not adopt the committee amendment which we considered at some length in committee. Your amendment that you are now proposing would be basically the same but I am wondering why you have changed the language. In the committee there seemed to be a consensus that this would relate basically to young widows who perhaps had a life ahead of them that they would need to have some training and therefore we wanted them to have an opportunity to get a college education or some assistance in it. Now you have eliminated that section of the amendment. You didn't speak to that when you said that it would be more appropriate. Could you explain that?"

Senator Wilson: "Yes, Senator Lewis. Yesterday in considering this matter, we could not remember because it happened so long ago as to why the committee limited these benefits to widows between the age of sixteen and twenty-two as the committee amendment would provide. It seemed to us that that language had probably been picked up from the previous section limiting the ages of qualifying children to those between sixteen and twenty-two and we could think of no reason why a widow who is twenty-five for example might not wish to return to college and could not enjoy the same benefits as the widow of twenty-two. This is the reason for preparing the new amendment."

Senator Ridder: "Would Senator Wilson yield? Senator, I have a little question as to the drafting or the language. It says 'in the state for twelve months where unmarried widows of men killed or wives of totally disabled ex-servicemen whose death or injury'. I can't quite understand a disabled veteran whose death . . ."

Senator Wilson: "Are you reading from the amendment that is in the bill book?"

Senator Ridder: "No, I am reading from the present text now that it has been amended. It would be line 24, we altered line 23 by inserting 'unmarried' before the word 'widows' and on line 24 it says 'wives of totally disabled ex-servicemen whose death or injury'. Don't you think perhaps you should clean that up because I don't think you would have a disabled serviceman whose death . . ."

Senator Wilson: "That phrase you have cited is no longer in the bill as a result of the amendment. The amendment that we are discussing on line 23 inserts the adjective 'unmarried' and then after the word 'connected'."

Senator Ridder: "But that is done on line 25, Senator."

Senator Wilson: "I will concede that."

Debate ensued.

The motion carried and the amendments were adopted.

Senator Wilson moved adoption of the following amendments:

On page 2, section 2, line 15, after "are" insert "unmarried"

On page 2, section 2, line 17, after "connected" strike all the underlined material down to and including "theatre" on line 19 and insert: "and occurred during the Viet Nam era defined as the period commencing August 5, 1964, and ending on such date as shall thereafter be determined by presidential proclamation or concurrent resolution of the Congress, and as a result of action in such Viet Nam theatre"

Debate ensued.

The motion carried and the amendments were adopted.

On motion of Senator Wilson, the rules were suspended, Engrossed Senate Bill No. 521

was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 521, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson—44.

Absent or not voting: Senators Gissberg, Newschwander, Sandison, Walgren, Woodall—5.

ENGROSSED BILL NO. 521, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 606, by Representative Hubbard:

Relating to nonprofit horse racing meets.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 606 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 606, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Washington, Williams, Wilson—45.

Absent or not voting: Senators Newschwander, Talley, Walgren, Woodall—4.

ENGROSSED HOUSE BILL NO. 606, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Uhlman, Senator Walgren was excused.

SENATE BILL NO. 460, by Senators Dore, Williams and Durkan (by departmental request):

Changing monthly amounts for apportionment of school funds by state superintendent.

The bill was read the second time by sections.

On motion of Senator Dore, the following amendments by Senators Dore, Durkan and Atwood were adopted:

On page 2, section 1, line 13, after "1971," strike the remainder of line 13 and down to and including "1971" on line 14 and insert "[shall be apportioned to cover the two school years beginning September 1, 1965, and ending August 31, 1967] shall consist of the monthly apportionments due for July and August of 1969 plus the apportionments due for twenty-two months beginning with September, 1969 and ending with June, 1971"

On page 3, section 2, line 22, after "1971," strike all the underlined material down to and including "1971" on line 24 and insert "shall consist of the monthly apportionments due for July and August of 1969 plus the apportionments due for twenty-two months beginning with September, 1969 and ending with June, 1971"

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 460 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 460, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Washington, Wilson, Woodall—43.

Absent or not voting: Senators Andersen, Matson, Newschwander, Talley, Williams—5.

Excused: Senator Walgren—1.

ENGROSSED SENATE BILL NO. 460, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 577, by Senators Walgren, Henry and Woodall:

Relating to the keeping of intoxicating liquor in public places or clubs.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendment was adopted:

On page 1, section 1, line 19, after "any" strike "*pecuniary*" and insert "*pecuniary*"

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 577 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lewis (Brian): "Would Senator Henry yield to a question? Senator Henry, I think I know you quite well as one being quite candid. Would Senate Bill No. 577 in any way restrict the ability of the liquor control board to be able to authorize the sale of liquor or beer on the ferries?"

Senator Henry: "No, we are just waiting for you to introduce the bill, Senator. I understand that you were planning on a bill for mixed drinks on the ferries with which I would gladly join you as a co-sponsor. This also, I might add, does not affect the banquet permit for any political candidates or their supporters who want to have banquet permits in connection with their fund raising activities."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 577, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, McDougall, Pritchard—3.
Excused: Senator Walgren—1.

ENGROSSED SENATE BILL NO. 577, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Andersen, Senator Holman was excused.

SENATE BILL NO. 680, by Senator Ridder:
Implementing law relating to holidays in the common schools.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Senate Bill No. 680 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 680, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Donohue, Pritchard—2.

Excused: Senator Holman, Walgren—2.

SENATE BILL NO. 680, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PARLIAMENTARY INQUIRY

Senator Canfield: "Parliamentary inquiry. This bill was introduced by title only. We have passed it now and you have announced the vote and the bill is laid on the desk. I am just wondering what is going to be the policy on these title only bills from here on."

REPLY BY THE PRESIDENT

The President: "The Secretary advises the President that the bill was printed as soon as it came out of the committee. However, it was inadvertently not in the book. The President believes that in the future the bills will be there in sufficient time for the members to study."

SENATE BILL NO. 403, by Senators McCutcheon and Faulk:

Clarifying priority of personal property tax lien.

The bill was read the second time by sections.

MOTION

On motion of Senator Twigg, Senator Marquardt was excused.

On motion of Senator McCutcheon, the rules were suspended, Senate Bill No. 403 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 403, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Holman, Marquardt—2.

SENATE BILL NO. 403, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator McCutcheon, the rules were suspended and Senate Bill No. 403 was immediately transmitted to the House.

PERSONAL PRIVILEGE

Senator McCutcheon: "Point of personal privilege. I want to give Senator Faulk all the credit on this matter. He did all of the leg work and I am taking all the credit."

SENATE BILL NO. 155, by Senators Atwood, Dore and Williams:

Prescribing crime of failure to return leased or rented property.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 155, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 155, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator McCormack—1.

Excused: Senators Holman, Marquardt—2.

SENATE BILL NO. 155, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

MESSAGE FROM THE HOUSE

April 4, 1969.

Mr. President: The Speaker has signed:
 HOUSE BILL NO. 613,
 HOUSE BILL NO. 650,
 HOUSE JOINT MEMORIAL NO. 17,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SECOND READING

SENATE JOINT RESOLUTION NO. 5, by Senators Uhlman and Atwood:
 Providing procedure for removal of judges and justices of the peace.

REPORT OF STANDING COMMITTEE

January 28, 1969.

SENATE JOINT RESOLUTION NO. 5, providing procedure for removal of judges and justices of the peace (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 30, line 8, after "qualifications", strike all of the matter down to and including "municipal court" on page 2, line 33 and insert "and discipline"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Holman, McCormack, Ridder, Twigg, Walgren.

The resolution was read the second time in full.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the following amendment was adopted:

On page 1, line 6, strike "two new sections" and insert "a new section"

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Joint Resolution No. 5 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 5, and the resolution passed the Senate by the following vote: Yeas, 47; nays, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—47.

Voting nay: Senator Woodall—1.

Excused: Senator Marquardt—1.

ENGROSSED SENATE JOINT RESOLUTION NO. 5, having received the constitutional two-thirds majority, was declared passed.

SIGNED BY THE PRESIDENT

The President has signed:
 HOUSE BILL NO. 613,
 HOUSE BILL NO. 650,
 HOUSE JOINT MEMORIAL NO. 17.

SENATE BILL NO. 196, by Senators McDougall, Wilson and Canfield:
 Exempting banks for cooperatives from B & O tax.

The bill was read the second time by sections.

On motion of Senator McDougall, the rules were suspended, Senate Bill No. 196 was

advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 196, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senator Gissberg—1.

Excused: Senator Marquardt—1.

SENATE BILL NO. 196, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Holman, the Senate returned to the sixth order of business.

SENATE RESOLUTION: 1969-EX-24

By Senators Holman, Dore, Marquardt, Uhlman and Metcalf:

WHEREAS, Our American heritage was founded by pioneers who suffered, sacrificed, fought and died to establish the principles of individual freedom; and

WHEREAS, The Freedoms Foundation at Valley Forge, being in its twentieth year, is an organization which annually honors those individuals, institutions and organizations that would promote by their words and deeds a more inspired understanding of this basic American heritage; and

WHEREAS, The recipients of such awards are selected from thousands of nominations submitted each year by a distinguished National and School Awards Jury which is comprised of chief justices of state supreme courts and elected officials of national patriotic, veterans' and service club organizations; and

WHEREAS, Mr. Bob Roberts, affiliated with KVI-Radio, newsman, editorialist and writer, graduate of Whitman College, and long-time resident of the state of Washington, was given the highest national award of the George Washington Honor Medal in the National and School Awards' categories in recognition of his outstanding work, entitled "I've Had It";

NOW, THEREFORE, BE IT RESOLVED, by the Senate, That Mr. Bob Roberts be heartily congratulated on being the recipient of such an honorable award, and encouraged to continue his laudatory efforts to inspire deeper understanding of the Credo of the American Way of Life; and

BE IT FURTHER RESOLVED, That a copy of this resolution be suitably inscribed and transmitted to Mr. Bob Roberts, KVI-Radio, and the Freedoms Foundation at Valley Forge.

On motion of Senator Holman, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Mr. Bob Roberts of KVI-Radio and appointed a special committee consisting of Senators Holman, Dore, Metcalf and Uhlman to escort Mr. Roberts to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Roberts to address the Senate.

SECOND READING

SENATE BILL NO. 249, by Senators Durkan, Williams and Faulk (by Public Pension Commission request):

Providing annual pension increases for certain retired persons.

The bill was read the second time by sections.

On motion of Senator Williams, the following amendment was adopted:

Strike section 1 and renumber the remaining sections consecutively.

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 249 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 249, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Marquardt—1.

ENGROSSED SENATE BILL NO. 249, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 454, by Senators Lewis (Harry), Durkan and Elicker (by departmental request):

Providing for construction and financing of state buildings and parking facilities.

REPORT OF STANDING COMMITTEE

April 1, 1969.

SENATE BILL NO. 454, providing for construction and financing of state buildings and parking facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 4, section 8, line 22, after "the" strike "department of general administration" and insert "state capitol committee"

Signed by: Senators Andersen, Atwood, Canfield, Connor, Day, Donohue, Dore, Faulk, Lewis (Harry), Marquardt, Metcalf, Newschwander, Pritchard, Ryder, Stortini, Twigg, Walgren, Wilson, Woodall.

The bill was read the second time by sections.

On motion of Senator Dore, the committee amendment was adopted.

Senator Andersen moved adoption of the following amendment:

On page 1, section 1, line 11, after "buildings," insert "self-liquidating"

Debate ensued.

POINTS OF INQUIRY

Senator Day: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, in view of all the problems we are having in the Olympia area for parking for the capitol, are you suggesting that possibly we move it to a flatter area such as we could find in Senator Washington's district or Senator Atwood's district? Both Senator Canfield and Senator Wilson have lots of space and they can provide adequate parking."

Senator Lewis (Harry): "Senator Day, all I can say in response to that is that I would be delighted to trade places with a legislator from another area and have the directors on his back like they are on mine all the time."

Senator Day: "Come around and I will do what I can to help your back."

Senator Dore: "Will Senator Lewis yield to another question? Senator, to try to shorten the time, didn't the committee ask and the general administrator agree to formulate

a new policy in parking, to charge everyone for their stalls other than elected officials, is that correct?"

Senator Lewis (Harry): "That is correct and Senator Durkan wrote the letter for the Committee on Ways and Means requesting it so a lot of the problems that Senator Andersen alluded to are taken care of."

Senator Mardesich moved adoption of the following amendment to the amendment by Senator Andersen:

Amend the amendment by striking same and after "parking facilities" insert "which shall be at least forty percent self-liquidating"

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Mardesich yield to a question? Senator Mardesich, you are an attorney and a good one. I assume that you are a good bond attorney because we are talking about some critical bonding bills, can you guarantee to me or even indicate to me in a positive manner if your amendment passes that it will not affect in any way the sale of these bonds on a market where bond sales are becoming increasingly difficult?"

Senator Mardesich: "Senator Lewis, as soon as I heard Senator Andersen's amendment I looked through the bill quickly to see whether that would have any effect on bonding and if you will look on lines 27 and 28, it provides that 'Both principal and interest shall be payable only from revenues hereafter received from leases and contracts of sale heretofore or hereafter made of lands, timber, and other products from the surface or beneath the surface of the lands granted to the state by the United States pursuant to the act of Congress approved February 22, 1889, for capitol building purposes and from any parking revenues derived from state capitol parking facilities', so I would say that the matter is adequately covered."

Further debate ensued.

POINT OF ORDER

Senator Mardesich: "Point of order. I would only like to call to Senator Peterson's (Ted) attention the fact that we are not now discussing Senator Andersen's amendment but my amendment."

RULING BY THE PRESIDENT

The President: "The Senator's point of order is well taken."

Senators Greive, Uhlman and Sandison demanded the previous question and the demand was sustained.

The motion by Senator Mardesich carried and the amendment to the amendment was adopted.

Senator Andersen demanded a roll call on the amendment by Senator Andersen as amended by Senator Mardesich and the demand was sustained by Senators Lewis (Harry), Peterson (Ted), Faulk, Newschwander, Matson, Metcalf, Greive, Durkan and Connor.

ROLL CALL

The Secretary called the roll. The motion by Senator Andersen lost and the amendment as amended was not adopted by the following vote: Yeas, 20; nays, 27; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Canfield, Connor, Dore, Faulk, Gissberg, Greive, Guess, Herr, Lewis (Brian), McCutcheon, Mardesich, Matson, Metcalf, Newschwander, Ridder, Sandison, Walgren, Washington, Woodall—20.

Voting nay: Senators Atwood, Bailey, Cooney, Day, Donohue, Durkan, Elicker, Foley, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Stortini, Twigg, Uhlman, Williams, Wilson—27.

Absent or not voting: Senator Talley—1.

Excused: Senator Marquardt—1.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed Senate Bill

No. 454 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 454, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Talley—1.

Excused: Senator Marquardt—1.

ENGROSSED SENATE BILL NO. 454, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 455, by Senators Elicker, Lewis (Harry) and Durkan (by departmental request):

Authorizing bonds and refunding bonds for east capitol site.

REPORT OF STANDING COMMITTEE

April 1, 1969.

SENATE BILL NO. 455, authorizing bonds and refunding bonds for east capitol site (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 6, section 10, line 1, after "is" strike "reappropriated to the department of general administration" and insert "appropriated to the state capitol committee"

Signed by: Senators Andersen, Atwood, Canfield, Connor, Day, Donohue, Dore, Faulk, Lewis (Harry), Marquardt, Metcalf, Newschwander, Pritchard, Ryder, Stortini, Twigg, Walgren, Wilson, Woodall.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendment was adopted.

On motion of Senator Elicker, the rules were suspended, Engrossed Senate Bill No. 455 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Lewis (Harry) yield to a question? Senator, I understand what the bill does but one question rose in my mind. I asked the question earlier and never got a direct answer. There were some funds raised under the original issue and then the position was taken that the bonds were not well formed and therefore they had to have refinancing. From what source did they get the original amount of money that they used. I understand it was in the neighborhood of \$1 million."

Senator Lewis (Harry): "You remember this bond bill in the last session had a limitation on interest rate at six percent. They were able to initially get into the market with a small block and then the interest rates rose so they were unable to sell the remainder of the bonds so that is how that original group was funded."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 455, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Keefe, Newschwander—2.

Excused: Senator Marquardt—1.

ENGROSSED SENATE BILL NO. 455, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 611, by Senators Williams and Dore:

Exempting certain rights from inheritance tax.

REPORT OF STANDING COMMITTEE

March 28, 1969.

SENATE BILL NO. 611, exempting certain rights from inheritance tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 9, after "ordinance" and before "shall" insert "or established pursuant to RCW 54.04.050 (2)"

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Faulk, Greive, Lewis (Harry), McCormack, Mardesich, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Williams, the committee amendment was adopted.

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 611 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 611, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Durkan, Newschwander—2.

ENGROSSED SENATE BILL NO. 611, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 760, by Senator Twigg:

Prescribing filing fees for chattel liens.

The bill was read the second time by sections.

On motion of Senator Twigg, the rules were suspended, Senate Bill No. 760 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 760, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Newschwander, Pritchard, Ryder—3.

SENATE BILL NO. 760, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 20, by Senators Lewis (Brian), Peterson (Lowell) and Talley:

Directing legislative council to study flood control, diking and drainage problems.

MOTION

On motion of Senator Greive, Senate Concurrent Resolution No. 20 was ordered to hold its place on the second reading calendar for Monday, April 7, 1969.

SENATE CONCURRENT RESOLUTION NO. 24, by Senators Greive, Bailey and Holman:

Establishing an interim committee on insurance.

MOTION

On motion of Senator Greive, Senate Concurrent Resolution No. 24 was ordered to hold its place on the second reading calendar for Monday, April 7, 1969.

SENATE BILL NO. 573, by Senators Ridder, Dore and Holman (by departmental request):

Implementing compulsory school attendance law.

The bill was read the second time by sections.

Senator Ridder moved the adoption of the following amendments:

On page 2, section 1, line 2, after "first" strike "eight" and insert "[eight] nine"

On page 3, section 2, line 23, after "first" strike "eight" and insert "[eight] nine"

POINT OF INQUIRY

Senator Stender: "Would Senator Ridder yield to a question? Senator, what is the problem? Is there a problem with this six or eight or is it just a matter of wanting to pass another law?"

Senator Ridder: "No, this is merely to get the code into common procedures and practice and as it is today all children begin in the first grade at six years of age. Actually if you leave it at eight years of age, a parent could very easily just arbitrarily leave the child out of school until he was eight years of age. I tell you this would create some problems if a number of parents wanted to do this."

Senator Stender: "Is there a problem today with this?"

Senator Ridder: "There is no widespread problem today. This is merely to get the law into common practice."

The motion carried and the amendments were adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 573 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 573, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Herr, Newschwander—2.

ENGROSSED SENATE BILL NO. 573, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING

ENGROSSED SENATE BILL NO. 392, by Senators Andersen and Walgren:

Broadening governor's powers to handle public disorders and providing specific penalties for unlawful conduct during disorder.

MOTION

On motion of Senator Dore, the rules were suspended and Engrossed Senate Bill No. 392 was returned to second reading.

Senator Dore moved adoption of the following amendment by Senators Dore and Bailey:

On page 6, section 10, line 27, after "may," and before "after" insert "after consultation with local authorities and their failure to suppress such riot, unlawful strike or unlawful assembly, upon request of any such authority and"

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Andersen, the rules were suspended, Engrossed Senate Bill No. 392 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 392, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Bailey, Dore, Greive, McCutcheon, Ridder—5.

Absent or not voting: Senators Connor, Pritchard—2.

ENGROSSED SENATE BILL NO. 392, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

At 11:20 a.m., the President declared the Senate to be at ease.

The President called the Senate to order at 11:35 a.m.

SECOND READING

SENATE BILL NO. 590, by Senator Mardesich:

Acquiring existing cemetery land by eminent domain.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 590 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 590, and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 8.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Metcalf, Newschwander—2.

Absent or not voting: Senators Day, Durkan, Faulk, Lewis (Harry), McCutcheon, Peterson (Ted), Sandison, Stender—8.

SENATE BILL NO. 590, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 766, by Senators McCormack, Ridder, Washington, Connor, Durkan, Mardesich and Williams:

Prescribing employment practices for state and local governments.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Senate Bill No. 766 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 766, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Andersen—1.

Absent or not voting: Senators Durkan, McCutcheon, Sandison—3.

SENATE BILL NO. 766, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 352, by Senators Henry, Uhlman and Huntley:

Prescribing crimes relating to currency or coin receptacles.

REPORT OF STANDING COMMITTEE

March 19, 1969.

SENATE BILL NO. 352, prescribing crimes relating to currency or coin receptacles (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

Beginning on line 10, after "of a" strike all the material down to and including

"imprisonment" on line 14 and insert "gross misdemeanor and upon each subsequent conviction shall be guilty of a felony"

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Gissberg, Holman, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendment was adopted.

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 352 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 352, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Sandison—1.

ENGROSSED SENATE BILL NO. 352, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 595, by Senators Washington, McCormack and Huntley:

Relating to irrigation district assessments.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 595 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 595, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Sandison—1.

SENATE BILL NO. 595, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 519, by Senators Cooney, Mardesich and Durkan:

Revealing bank records.

REPORT OF STANDING COMMITTEE

April 1, 1969.

SENATE BILL NO. 519, revealing bank records (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 15, after "representative" and before the period insert "":
PROVIDED, That such information may be given directly to such depositor, creditor or shareholder without such written authority"

Signed by: Senators Mardesich, Chairman; Andersen, Foley, Gissberg, Keefe, Lewis (Brian), McCormack, McDougall, Stortini, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

Senator Guess moved adoption of the following amendment:

On page 1, section 1, line 10, after "authority" insert "customer or depositor lists or"
 Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Bill No. 519 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 519, and the bill passed the Senate by the following vote: Yeas, 46; nays, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senators Gissberg, Huntley, Ryder—3.

ENGROSSED SENATE BILL NO. 519, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 759, by Senator McCormack:

Providing for withdrawal of area from hospital district.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Senate Bill No. 759 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 759, and the bill passed the Senate by the following vote: Yeas, 29; nays, 14; absent or not voting, 6.

Voting yea: Senators Bailey, Canfield, Connor, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Walgren, Washington—29.

Voting nay: Senators Atwood, Foley, Guess, Huntley, Lewis (Harry), McDougall, Newschwander, Pritchard, Ryder, Sandison, Stender, Twigg, Wilson, Woodall—14.

Absent or not voting: Senators Andersen, Cooney, Durkan, McCutcheon, Matson, Williams—6.

SENATE BILL NO. 759, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 452, by Senators Odegaard, Knoblauch and Peterson (Ted):

Implementing law relating to certificated teachers' contracts and salaries.
 The bill was read the second time by sections.
 On motion of Senator Odegaard, the following amendment was adopted:
 On page 2, line 9, following section 2, strike the whole of section 3.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Odegaard yield? Senator Odegaard, is the deduction made from the teacher who is absent when a substitute teacher is hired an amount of pay equivalent to 1/180th?"

Senator Odegaard: "A teacher is not deducted for absent days if it does not go beyond his sick leave. Each teacher is allowed ten days sick leave per year."

Senator Uhlman: "Would Senator Odegaard yield? Senator Odegaard, I suppose then the natural conclusion from what you just stated is that we are now currently vastly underpaying our substitute teachers in our state. Is that correct?"

Senator Odegaard: "I would agree with you, Senator Uhlman, this is true but I would rather have seen this amendment stay on the bill, this new section 3 included in the bill but because of the financial impact part of it in order not to jeopardize the other sections of the bill, I agreed to strike this section of the bill."

Senator McDougall: "Would Senator Odegaard further yield? Senator, with the removal of this particular section, does it have the sanction of the school directors' association or did you tell me that?"

Senator Odegaard: "I do not know that, Senator McDougall."

Senator Elicker: "Mr. President, I will answer Senator McDougall's question. Without having spoken to the school directors' association, I can tell you it doesn't have their sanction. It is a very far reaching piece of legislation if you stop and think about it. School districts throughout the state have always been free to set their own teaching year and the number of days that they wish to teach and it varies in the state. I am speaking just off the cuff now because I had no idea that this bill would even come out of the Committee on Rules and Joint Rules, but it varies from approximately one hundred and seventy-eight days, I would say to a possible high of one hundred and eighty-seven. This has always been a prerogative of the school district to set the amount of the school year insofar as teachers are concerned.

"The state superintendent of public instruction sets one hundred and eighty days for the days of instruction given to students and the school district is permitted to go over this in order to provide in-service training procedures, this type of thing.

"Now if this bill passes it in effect provides that you have legislated for every school district in the state of Washington a standard one hundred eighty day year. If you want to do it, fine. It is going to have a tremendous financial impact on a lot of school districts that are currently going one hundred and eighty-five days. They have two choices. They can either cut back to one hundred and eighty days a year as the statute will provide, in which case they will lose the value of any in-service training program that they have had or they can continue to go at one hundred eighty-three, one hundred eighty-four, one hundred eighty-five but under the terms of the bill will have to pay for every day over one hundred and eighty at the rate of 1/180th of the teacher's regular salary."

Senator Odegaard moved the rules be suspended, Engrossed Senate Bill No. 452 be advanced to third reading.

POINT OF ORDER

Senator Mardesich: "Point of order. For the record does the time show that it is now after twelve o'clock?"

REPLY BY THE PRESIDENT

The President: "The Secretary advises the President that the record does not show that, Senator Mardesich."

Senator Mardesich: "Will it show it? May I request that it show it under my point of order?"

RULING BY THE PRESIDENT

The President: "Senator Mardesich, the measure was under consideration of the Senate prior to twelve o'clock. Now, the President is not going to say that that should carry over. The President is only going to say that ultimately the decision will rest with the House as to whether they accept this bill or not."

Senator Uhlman demanded a roll call and the demand was sustained by Senators Herr, Donohue, Metcalf, Washington, Connor, Ridder, Odegaard, Peterson (Lowell) and Woodall.

ROLL CALL

The Secretary called the roll and the motion by Senator Odegaard to advance Engrossed Senate Bill No. 452 to third reading failed by the following vote: Yeas, 28; nays, 19; absent or not voting, 2.

Voting yea: Senators Bailey, Connor, Day, Donohue, Dore, Durkan, Elicker, Foley, Greive, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson—28.

Voting nay: Senators Atwood, Canfield, Cooney, Faulk, Gissberg, Guess, Huntley, Lewis (Harry), McDougall, Mardesich, Matson, Newschwander, Pritchard, Ryder, Sandison, Stender, Talley, Williams, Woodall—19.

Absent or not voting: Senators Andersen, Henry—2.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Honorable Robert J. Tizard, member of Parliament for Pakurange of Auckland, New Zealand and appointed a special committee consisting of Senators Knoblauch, Sandison, Lewis (Harry) and Ryder to escort Mr. Tizard to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Mr. Tizard to address the Senate.

MOTION

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

MESSAGES FROM THE HOUSE

April 3, 1969.

Mr. President: The Speaker has signed:
SENATE CONCURRENT RESOLUTION NO. 1,
SENATE CONCURRENT RESOLUTION NO. 22,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 5, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 195, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 4, 1969.

Mr. President:
The House refuses to recede from its amendment to SENATE BILL NO. 199 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Senate Bill No. 199 and the House amendment thereto: Representatives Flanagan, Chapin, Bagnariol.

SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate granted the request of the House for a conference on Senate Bill No. 199.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 199, Senators Mardesich, Gissberg and McDougall.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 3, 1969.

Mr. President:

The House refuses to recede from its amendment to ENGROSSED SENATE BILL NO. 35 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 35 and the House amendments thereto: Representatives Newhouse, Hubbard, Conner.

SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate granted the request of the House for a conference on Engrossed Senate Bill No. 35.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 35, Senators Washington, Talley and Metcalf.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 3, 1969.

Mr. President:

The House has receded from its amendments to page 1, line 9 of the title and to page 6 of ENGROSSED SENATE BILL NO. 180 and has passed the bill as otherwise amended by the House, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

ROLL CALL

The Secretary commenced the roll call on the final passage of Engrossed Senate Bill No. 180 as amended by the House.

POINT OF INQUIRY

Senator Greive: "Mr. President, we have already passed this bill. Why do we have to have a roll call again, there have been no changes in the bill."

REPLY BY THE PRESIDENT

The President: "The Senate had not passed the bill when the Senate requested the House to recede. It is a different bill now, Senator."

POINT OF ORDER

Senator Andersen: "I don't have any interest in this bill and I don't want to be hardnosed about this but the rules do have certain specific provisions as I recall about not interrupting roll calls, etc. and it seems to me that we follow them or we don't follow them and I believe this is out of order."

RULING BY THE PRESIDENT

The President: "The Senator's point is well taken. However, the President thought that in the interests of clarifying the situation that a few remarks might be appropriate."

The Secretary continued the roll call and Engrossed Senate Bill No. 180 as amended by the House failed to pass the Senate by the following vote: Yeas, 21; nays, 23; absent or not voting, 5.

Voting yea: Senators Bailey, Cooney, Day, Dore, Elicker, Gissberg, Holman, Keefe, Lewis (Brian), McCormack, McCutcheon, Mardesich, Metcalf, Peterson (Ted), Ridder, Stender, Stortini, Talley, Uhlman, Walgren, Williams—21.

Voting nay: Senators Atwood, Canfield, Donohue, Faulk, Foley, Greive, Guess, Herr, Knoblauch, Lewis (Harry), McDougall, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ryder, Sandison, Twigg, Washington, Wilson, Woodall—23.

Absent or not voting: Senators Andersen, Connor, Durkan, Henry, Huntley—5.

SENATE BILL NO. 180, as amended by the House, having failed to receive the constitutional majority was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Greive gave notice that on the next working day he would move to reconsider the vote by which Engrossed Senate Bill No. 180 failed to pass the Senate.

MOTIONS

On motion of Senator Atwood, all bills passed this day except Engrossed Senate Bill No. 180 were immediately transmitted to the House.

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

On motion of Senator Guess, Senate Resolution 1969-EX-20 was held for consideration to Monday, April 7, 1969.

On motion of Senator Greive, House Bill No. 641 was made a special order of business for 11:15 a.m., Monday, April 7, 1969.

Senator Talley moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-25

By Senator Talley:

WHEREAS, The black buffalo is a beautiful creature; and

WHEREAS, We are fortunate that in the state of Washington we have been able to acquire a small herd of black buffalo in Cowlitz county; and

WHEREAS, Our children and grandchildren would be deprived of seeing the animals which are part of our national heritage if these animals were to become extinct; and

WHEREAS, In order to preserve these small herds of black buffalo they should not be allowed to be hunted indiscriminately;

NOW, THEREFORE, BE IT RESOLVED, That the Department of Game prohibit the killing of the black buffalo until such time as the department determines a sufficient supply of black buffalo exists in the state of Washington; and

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to the Department of Game in order that the department prepare proper rules and regulations to carry into immediate effect the purpose and intent of this resolution.

POINT OF INQUIRY

Senator Bailey: "I lost my copy of the resolution and I was just wondering where the buffalo came from and how many there are running around the state of Washington?"

Senator Talley: "In answer to Senator Bailey, I placed a picture on your desk. I think there are twelve buffalo left. The trains killed three so we have nine left but they have taken to the tall timber up in your area and somewhere around Raymond and Pe Ell we think so you should join me in this resolution."

The motion carried and the resolution was adopted.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Monday, April 7, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Monday, April 7, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Durkan.

The Color Guard consisting of Pages Mike Rutherford, Color Bearer, and Weedy Hagen, presented the Colors. Reverend Charles Loyer, pastor of Westminster United Presbyterian Church of Olympia, offered prayer as follows:

“Almighty God and Father, we thank Thee for the inspiration of Holy Week and the rest of the Sabbath. Bless now the Senators as they return to their work refreshed and renewed. Grant that some of the promise of Easter may find practical implementation through the decisions made by this body today. Help them to close ranks, in spite of conflicting views and move together against those stubborn problems which refuse to yield to mere partisan attack and grant that at day’s end new beachheads will have been established, opening up new opportunities for the exploitation of advances made this day. Amen.”

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

REPORTS OF STANDING COMMITTEES

April 4, 1969.

ENGROSSED HOUSE BILL NO. 76, amending the liquor control act (reported by Committee on Liquor Control):

MAJORITY recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 4, 1969.

HOUSE BILL NO. 168, limiting ownership of breweries (reported by Committee on Liquor Control):

MAJORITY recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Connor, Henry, Herr, Holman, Knoblauch, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 4, 1969.

SUBSTITUTE HOUSE BILL NO. 328, creating a department of environmental quality (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McCutcheon, McDougall, Newschwander, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 4, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 329, creating a department of social and health services (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

SUBSTITUTE HOUSE BILL NO. 415, prescribing qualifications for local health officers (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Cooney, Elicker, Holman, Keefe, McDougall, Newschwander, Odegaard, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

ENGROSSED HOUSE BILL NO. 709, authorizing first, second and third class cities to establish off-street parking facilities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, Faulk, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 4, 1969.

SUBSTITUTE HOUSE BILL NO. 850, allowing more than one bar at airport under same license (reported by Committee on Liquor Control):

Recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 4, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON,

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill entitled:

SENATE BILL NO. 273: Increasing permissible fees for county printing.

Sincerely,

JOHN SHERWOOD

Legislative Counsel.

MESSAGES FROM THE HOUSE

April 4, 1969.

Mr. President: The House has passed:

SUBSTITUTE HOUSE BILL NO. 228,

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 4, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 10, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 4, 1969.

Mr. President: The House has passed:
ENGROSSED HOUSE BILL NO. 257,
ENGROSSED HOUSE BILL NO. 516,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 10, by Representatives Richardson, Kuehnle, Hurley and Ceccarelli:

An Act relating to crime and punishment; defining crimes; and prescribing penalties.
Referred to Judiciary Committee.

SUBSTITUTE HOUSE BILL NO. 228, by Committee on Public Health and Welfare:

An Act relating to the healing arts and examinations to practice medicine and surgery, osteopathy or osteopathy and surgery, or chiropody; adding a new section to chapter 4, Laws of 1919 and to chapter 18.57 RCW; adding a new section to chapter 28, Laws of 1917 and to chapter 18.22 RCW; and adding a new section to chapter 8, Laws of 1965 and to chapter 43.74 RCW.

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

ENGROSSED HOUSE BILL NO. 257, by Representatives O'Brien, Rosellini, Perry, Chatalas, Hurley, Bagnariol, Merrill, Ceccarelli, McCormick and Heavey:

An Act relating to education; amending section 3, chapter 154, Laws of 1965 ex. sess. and RCW 28.41.140; amending section 28A.41.140, chapter --, Laws of 1969 (HB 58) and RCW 28A.41.140; adding a new section to chapter 28.41 RCW; and adding a new section to chapter 28A.41 RCW of the proposed 1969 education code; providing sections to correlative and pari materia construction of this act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; making an appropriation; and declaring an emergency.

Referred to Committee on Education.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480, by Committee on Higher Education:

An Act relating to education; amending section 2, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.020; amending section 3, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.030; amending section 5, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.050; amending section 6, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.060; amending section 8, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.080; amending section 9, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.090; amending section 10, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.100; amending section 14, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.140; amending section 24, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.240; amending section 25, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.250; amending section 31, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.310; amending section 34, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.340; amending section 35, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.350; amending section 36, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.360; amending section 2, chapter 162, Laws of 1967 and RCW 43.75.020; repealing section 11, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.110; adding a new section to chapter 8, Laws of 1967 ex. sess. and to chapter 28.85 RCW; repealing section 12, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.120; amending sections 28B.50.020, 28B.50.030, 28B.50.050, 28B.50.060, 28B.50.080, 28B.50.090, 28B.50.100, 28B.50.140, 28B.50.240, 28B.50.250, 28B.50.340, 28B.50.350, and 28B.50.360; chapter ---, Laws of 1969 (HB 58) and RCW 28B.50.020, 28B.50.030, 28B.50.050, 28B.50.060, 28B.50.080, 28B.50.090, 28B.50.100, 28B.50.140, 28B.50.240, 28B.50.250, 28B.50.340, 28B.50.350 and 28B.50.360; adding new sections to

chapter --, Laws of 1969 (HB 58) and to chapter 28B.50 RCW; repealing sections 28A.58.110 and 28A.58.120, chapter --, Laws of 1969 (HB 58) and RCW 28A.58.110 and 28A.58.120; providing sections to affect the correlative and pari materia construction of this 1969 amendatory act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 516, by Representatives Leckenby, Fleming, Sprague, McCaffree, Wojahn, Kirk, Marzano, Kiskaddon and Murray (by Executive Request):

An Act to improve housing conditions within the state of Washington for persons of low income by providing for the certification of regional nonprofit housing development corporations; designating the state planning and community affairs agency or its successor to coordinate and encourage the construction, rehabilitation and conservation of housing; and providing for the means and methods of accomplishing the foregoing; and providing an effective date.

Referred to Committee on Cities, Towns and Counties.

SENATE RESOLUTION NO. 1969-EX-23

By Senators Washington, Henry, Bailey, Guess, Huntley, Ridder, Talley, Connor and Peterson (Ted):

WHEREAS, Charles G. Prah1 in 1963 was duly appointed director of highways by the Washington state highway commission following a distinguished career as a civilian and naval engineer which included:

Supervisor of numerous naval construction units engaged in planning, design and construction of major naval installations throughout the world;

Commanding officer of a Navy Seabee construction battalion in the Pacific during World War II;

Officer in charge of Navy bureau of yards and docks, northwest division, responsible for design and construction for naval installations in five northwestern states; and

WHEREAS, Immediately prior to his appointment as director of highways, Charles Prah1 served as manager of the Washington state ferries, the largest ferry system in the United States, and while in that post initiated a major modernization program; and

WHEREAS, Since undertaking his responsibilities as director of highways Charles Prah1 has directed the most extensive and successful public works program in the history of Washington which has included the construction and completion of the major part of Interstate 5 (including the complex segment from Midway through Everett), major portions of Interstate 90 (including the Spokane freeway) and major parts of Interstate 405, major segments of U.S. 12 from Olympia to Aberdeen, substantial segments of the Valley freeway from Renton to Kent, Auburn, and Sumner, the Burien freeway, and completion of numerous other modern, safe highways serving all the people of the state of Washington; and

WHEREAS, During his tenure as director of highways, Charles Prah1 has received national recognition for his leadership in reorganizing and streamlining the department of highways operations including the installation of modern cost accounting, internal audits, the adoption of modern data processing, development of concurrent audit and current billing procedures for expediting reimbursement from the bureau of public roads, a system now required of all states in the nation, and the installation of a new management information system; and

WHEREAS, Charles Prah1, as director of highways has successfully implemented many innovative programs during his administration making the Washington department of highways a leader in the nation. These "firsts" include implementation of priority programming, developing a highway classification system which will be a model for the nation, Congress now having directed a national highway classification study patterned almost precisely after the plan established in Washington; the urban arterial program for accelerated county and city arterial development; construction of the first high level illumination project improving night time safety at freeway interchanges; the employment of double hearing procedures which encourage expressions of public opinion in the development of highway projects; and the use of design teams bringing a concern for aesthetic and social aspects in the design of highways; and

WHEREAS, Charles Prah1 has encouraged a strong respect for professionalism within the department of highways, encouraging department engineers to qualify for the title of "professional engineer" thereby engendering a new esprit de corps within the department, and

WHEREAS, As a result of the diligence, integrity and administrative and engineering skills of Charles G. Prah1, the Washington department of highways has received honors for excellence including Washington State Arts Commission Awards, Western Construction's L.

I. Hewes Award, and national recognition of Interstate 90, between Cle Elum and Ellensburg as one of America's safest and most beautiful highways; and

WHEREAS, Charles Prah has dealt with the legislature at all times forthrightly, speaking with the courage of his convictions, fully informing the legislature of both progress and difficulties in meeting highway goals, regardless of political consequences; and

WHEREAS, Charles Prah has given notice of his intention to resign as director of highways;

NOW, THEREFORE, BE IT RESOLVED, That we, the Senate, extend to Charles G. Prah our sincere appreciation for his public service to the state of Washington during the past five and one-half years and for the diligence, integrity and skill that have characterized his administration of the Washington department of highways.

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to Charles G. Prah and spread a copy thereof upon the Journal of the Senate.

On motion of Senator Washington, the resolution was adopted.

Business of the Senate was suspended to permit Honorable Senator Joe Smith to speak and Senate Resolution 1967-EX-50 was read which honored him during the fortieth legislature.

SECOND READING

ENGROSSED HOUSE BILL NO. 641, by Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Garrett, Whetzel, Sprague, McCaffree, Perry, Leckenby, Fleming, Clark (Newman H.), Chatalas, Murray, North, Kirk, Hawley and Francis:

Providing for mass public transportation.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 641 on second reading.

The bill was read the second time by sections.

Senator Williams moved adoption of the following amendment by Senators Greive and Williams:

On page 5, section 3, line 21, after "*right of way,*" and before "*parking facility,*" strike "*terminal,*" and insert "*mass public transportation terminal or*"

On page 5, add two new sections following section 3 as follows:

"Sec. 4. Section 82.04.190, chapter 15, Laws of 1961, as last amended by section 6, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.190 are each amended to read as follows:

"Consumer means the following:

"(1) Any person who purchases, acquires, owns, holds, or uses any article of tangible personal property irrespective of the nature of his business and including, among others, without limiting the scope hereof, persons who install, repair, clean, alter, improve, construct, or decorate real or personal property of or for consumers other than for the purpose (a) of resale as tangible personal property in the regular course of business or (b) of incorporating such property as an ingredient or component of real or personal property when installing, repairing, cleaning, altering, imprinting, improving, constructing, or decorating such real or personal property of or for consumers or (c) of consuming such property in producing for sale a new article of tangible personal property or a new substance, of which such property becomes an ingredient or component or as a chemical used in processing, when the primary purpose of such chemical is to create a chemical reaction directly through contact with an ingredient of a new article being produced for sale;

"(2) Any person engaged in any business activity taxable under RCW 82.04.290;

"(3) Any person engaged in the business of contracting for the building, repairing or improving of any publicly owned street, place, road, highway, *easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle* which is used or to be used primarily for foot or vehicular traffic *including publicly owned mass transportation vehicles of any kind* as defined in RCW 82.04.280, in respect to tangible personal property when such person incorporates such property as an ingredient or component of such publicly owned street, place, road, highway, *easement, right of way, mass public transportation terminal or parking facility, bridge, tunnel, or trestle* by installing, placing or spreading the property in or upon the right of way of such street, place, road, highway, *easement, bridge, tunnel, or trestle or in or upon the site of such mass public transportation terminal or parking facility;*

"(4) Any person who is an owner, lessee or has the right of possession to or an easement in real or personal property which is being constructed, repaired, improved, cleaned, imprinted, or otherwise altered by a person engaged in business, excluding only the United States, the state, and its political subdivisions in respect to labor and services rendered to their real property which is used or held for public road purposes. Nothing contained in this or any other subsection of this definition shall be construed to modify any other definition of consumer.

"Sec. 5. Section 82.04.280, chapter 15, Laws of 1961 as last amended by section 13, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.280 are each amended to read as follows:

"Upon every person engaging within this state in the business of: (1) Printing, and of publishing newspapers, periodicals or magazines; (2) building, repairing or improving any publicly owned street, place, road, highway, *easement, right of way, mass public transportation terminal or parking facility*, bridge, tunnel, or trestle which is used or to be used primarily for foot or vehicular traffic *including publicly owned mass transportation vehicles of any kind* and including any readjustment, reconstruction or relocation of the facilities of any public, private or cooperatively owned utility or railroad in the course of such building, repairing or improving, the cost of which readjustment, reconstruction, or relocation, is the responsibility of the public authority whose street, place, road, highway, *easement, right of way, mass public transportation terminal or parking facility*, bridge, tunnel, or trestle is being built, repaired or improved; (3) extracting for hire or processing for hire; (4) operating a cold storage warehouse, but not including the rental of cold storage lockers; (5) representing and performing services for fire or casualty insurance companies as an independent resident managing general agent licensed under the provisions of RCW 48.05.310; (6) radio and television broadcasting, excluding network, national and regional advertising computed as a standard deduction based on the national average thereof as annually reported by the Federal Communications Commission, or in lieu thereof by itemization by the individual broadcasting station, and excluding that portion of revenue represented by the out-of-state audience computed as a ratio to the station's total audience as measured by the 100 micro-volt signal strength and delivery by wire, if any; as to such persons, the amount of tax on such business shall be equal to the gross income of the business multiplied by the rate of forty-four one hundredths of one percent."

Renumber remaining sections consecutively and change internal references accordingly.

POINT OF INQUIRY

Senator Mardesich: "I would like a ruling by the President on whether or not Engrossed House Bill No. 641 could properly be a subject for consideration after the twelve o'clock noon deadline for the consideration of House bills being considered by the Senate under the concurrent resolution that bills pertaining to revenue and taxation may be considered after that time."

REPLY BY THE PRESIDENT

The President: "It would be my opinion that Engrossed House Bill No. 641 could properly be considered after noon on Saturday."

MOTION

Senator Mardesich moved that Engrossed House Bill No. 641 be considered at twelve noon on Monday, April 14.

Senator Greive moved that the motion by Senator Mardesich be laid upon the table.

The motion by Senator Greive carried on a rising vote and the motion by Senator Mardesich was laid upon the table.

On motion of Senator Williams, the following amendment by Senators Williams and Greive was adopted:

On page 7, section 12, line 20 of both the printed and engrossed bills, after "cost of" and before "a publicly" strike "acquisition, construction, capital equipment or operation of" and insert "acquiring, constructing, equipping or operating"

MOTION

Senator Mardesich having voted on the prevailing side, moved that the Senate do now reconsider the vote by which the first amendment by Senators Greive and Williams was adopted.

Debate ensued.

Senator Mardesich demanded a roll call and the roll call was sustained by Senators Greive, Ridder, Gissberg, Day, McCormack, Ryder, Sandison, Lewis (Harry) and McDougall.

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich to reconsider the vote by which the Senate adopted the amendment by Senators Greive and Williams failed by the following vote: Yeas, 16; nays, 32; excused, 1.

Voting yea: Senators Atwood, Canfield, Day, Gissberg, Guess, Henry, Herr, Keefe, McCormack, McCutcheon, Mardesich, Metcalf, Peterson (Lowell), Sandison, Stender, Talley—16.

Voting nay: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Greive, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—32.

Excused: Senator Durkan—1.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:10 p.m.

SECOND READING

The Senate resumed consideration of Engrossed House Bill No. 641 on second reading.

Senator Guess moved adoption of the following amendment to the amendment by Senators Williams and Greive to page 7:

On page 7, section 12, line 20, after "acquiring" strike the comma and insert "and" and after "constructing" strike "equipping or operating"

Debate ensued.

Senators McDougall, Williams and Ridder demanded the previous question and the demand was sustained.

The motion by Senator Guess failed and the amendment to the amendment was not adopted.

The motion by Senator Williams carried and the amendment to page 7 was adopted.

Senator Williams moved adoption of the following amendment by Senators Greive and Williams:

On page 8, section 13, line 24, after "equal to" and before "one" strike "seventy-six and forty-four" and insert "eighty-one and thirty-four"

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Williams, the following amendment by Senators Williams and Greive was adopted:

On page 10, section 14, line 12, after "power to" strike all of the material down to "may determine" on line 20 and insert "contract with the legislative body of any other municipal corporation, quasi municipal corporation or political subdivision of the state of Washington, or with any person, firm or corporation, for public transportation services or for the use of all or any part of any publicly owned transportation facilities for such period and under such terms and conditions and upon such rentals, fees and charges as the legislative body operating such public transportation system"

Senator Williams moved adoption of the following amendments by Senators Williams and Greive:

On page 15, beginning on line 1, strike all of section 17 and insert a new section as follows:

"NEW SECTION. Sec. 17. No new internal combustion powered equipment shall be acquired with funds derived from the taxes levied and collected under section 6 of this act or with funds derived from general obligation bonds wholly or partially secured by the taxes levied and collected under section 6 of this act unless they meet the standards for control of pollutants emitted by internal combustion engines as determined by the state air pollution control board, which standards shall not be less than those required by similar federal standards."

On page 15, strike all of section 18 and insert a new section as follows:

"NEW SECTION. Sec. 18. The construction of parking facilities to be wholly or partially financed with funds derived from the taxes levied and collected under section 6 of this act or with funds derived from general obligation bonds wholly or partially secured by taxes levied and collected under section 6 of this act shall be in conjunction with and adjacent to public transportation stations or transfer facilities."

Debate ensued.

The motion carried and the amendments to page 15 were adopted.

On motion of Senator Williams, the following amendment to page 16 by Senators Williams and Greive was adopted:

On page 16 of the engrossed bill, being page 15 of the printed bill, strike all of section 21.

Senator Guess moved adoption of the following amendment by Senators Guess and Henry:

On page 2, section 1, line 6, after "maintenance" strike "and operation"

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

Senator Guess moved adoption of the following amendment by Senators Guess and Henry:

On page 5, section 3, line 23, after "transportation vehicles" strike "of any kind" and insert "except rail transit facilities"

Debate ensued.

The motion failed and the amendment was not adopted.

There being no objection, Senator Guess withdrew his remaining amendments.

Senator Lewis (Brian) moved adoption of the following amendment:

On page 6, section 6, line 22, after "RCW 82.44.020" and before the period insert: "":
PROVIDED, That before utilization of any excise tax moneys collected under authorization of this section for acquisition of right of way or construction of a mass transit facility on a separate right of way the municipality shall adopt rules affording the public an opportunity for "corridor public hearings" and "design public hearings" as herein defined, which rule shall provide in detail the procedures necessary for public participation in the following instances (a) prior to adoption of location and design plans having a substantial social, economic or environmental effect upon the locality upon which they are to be constructed or (b) on such mass rapid transit systems operating on a separate right of way whenever a substantial change is proposed relating to location or design in the adopted plan. In adopting rules the municipality shall adhere to the provisions of the Administrative Procedure Act.

"A 'corridor public hearing' is a public hearing that: (a) is held before the municipality is committed to a specific mass transit route proposal, and before a route location is established; (b) is held to afford an opportunity for participation by those interested in the determination of the need for, and the location of, the mass rapid transit system; (c) provides a public forum that affords a full opportunity for presenting views on the mass rapid transit system route location, and the social, economic and environmental effects on that location and alternate locations: **PROVIDED**, That such hearing shall not be deemed to be necessary before adoption of an overall mass rapid transit system plan by a vote of the electorate of the municipality.

"A 'design public hearing' is a public hearing that: (a) is held after the location is established but before the design is adopted; and (b) is held to afford an opportunity for participation by those interested in the determination of major design features of the mass rapid transit system; and (c) provides a public forum to afford a full opportunity for presenting views on the mass rapid transit system design, and the social, economic, environmental effects of that design and alternate designs.

Senator Ridder moved adoption of the following amendment to the amendment by Senator Lewis (Brian):

After "PROVIDED, That" in the second paragraph, insert "one" and after "shall" on the same line, strike "not"

Debate ensued.

The motion failed on a rising vote and the amendment to the amendment was not adopted.

The motion by Senator Lewis (Brian) carried and the amendment to page 6 was adopted.

Senator Stender moved adoption of the following amendment:

On page 3, section 3, line 2, insert as section 3 the following:

Sec. 3. Section 8, chapter 111, Laws of 1965 and RCW 35.95.080 are each amended to read as follows: Nothing contained in this chapter or any city charter shall prevent a referendum on any ordinance or action adopted or taken by any municipality *including a metropolitan municipality* under the provisions of this chapter.

Renumber section 3 of the bill as section 4 and renumber the following sections consecutively.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Williams yield to a question? Senator Williams, if my memory serves me correctly this morning you said that this act which is necessary for the immediate preservation of the public peace, health and safety and support of state government . . ."

Senator Williams: "Senator McCutcheon, we struck that section."

Senator McCutcheon: "That's exactly what I'm telling you. You struck it. It doesn't go into effect immediately. They can change it to a referendum if they want to on this act."

Senator Williams: "Without the amendment."

Senator McCutcheon: "Without the amendment or with it. But the only thing that Senator Stender is trying to do is to make it a little easier for them to do. Now, as I understand your argument and the argument of Senator Greive that this is just going to raise holy Cain if you don't put a referendum on it and it does carry inherently the referendum right with it if they go out and get the signatures."

Senator Williams: "Senator McCutcheon, . . . many parts of this act are affected by referendum. As I say, each of these areas involved when they have had to raise the taxes had to go to a vote of the people. Senator Greive and I both point out that this amendment that we wish withdrawn is too ambiguous and it's too broad. We don't know what all circumstances it could apply to. We know that Tacoma had a referendum. They put their head tax on. We know Spokane did. We know Seattle had a vote of the people on the matter of a transit system so these are in the laws now and we are mainly concerned about an amendment which would tend to clobber up things."

Senator McCutcheon: "Well, this particular bill, Senator Williams, you would admit then . . . it's a noble plan and does not go into effect immediately. You and I have our feet on the ground on that one. But that means they can go on referendum on this whole measure."

Senator Williams: "That's right, they can."

Senator McCutcheon: "But you object to sending it out to them and saving them all that money, is that right?"

Senator Williams: "No, just like we aren't putting the referendum on this measure in the bill because that is already by state law. I am saying that the laws already cover this subject and I don't think we want to confuse the issue with this particular amendment."

Senator McCutcheon: "Would you object if there was an amendment put on there saying that we do refer this whole bill to the people?"

Senator Williams: "I would, yes."

Senator McCutcheon: "You would object to that."

Senator Williams: "But like most of our bills we pass here we don't do that."

Senator McCutcheon: "Well, you said there was no emergency and the last time they went to the supreme court they said you have to show an emergency . . . you can't have a false one so you weren't conceding a great deal this morning when you said this was subject to referendum. My point is you could help the people save the money of getting up a referendum."

Senator Williams: "That's true of any bill if we want to, yes."

MOTION

Senator Greive moved that the amendment by Senator Stender be laid upon the table.

Senator Stender demanded a roll call and the demand was sustained by Senators Ridder, Guess, Washington, Henry, Bailey, Canfield, Day, Peterson (Lowell), Connor and Keefe.

ROLL CALL

The Secretary called the roll. The motion by Senator Greive carried and the amendment by Senator Stender was laid upon the table by the following vote: Yeas, 23; nays, 22; absent or not voting, 4.

Voting yea: Senators Bailey, Connor, Cooney, Day, Dore, Faulk, Foley, Greive, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McDougall, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Twigg, Washington, Williams—23.

Voting nay: Senators Andersen, Atwood, Canfield, Donohue, Durkan, Gissberg, Guess, Henry, Herr, Lewis (Brian), McCutcheon, Mardesich, Marquardt, Matson, Newschwander, Ridder, Stender, Stortini, Talley, Uhlman, Wilson, Woodall—22.

Absent or not voting: Senators Elicker, McCormack, Sandison, Walgren—4.

MOTIONS

Senator Mardesich moved that Engrossed House Bill No. 641 be referred to the Committee on Ways and Means with instructions to report back in thirty-six hours and to consider the question of referendum.

Senator Greive moved that the motion by Senator Mardesich be laid upon the table.
 Debate ensued.

The motion by Senator Greive carried and the motion by Senator Mardesich was laid upon the table.

On motion of Senator Williams, the following amendments to the title by Senators Williams and Greive were adopted:

In line 1 of the title beginning with "authorizing and assisting" strike everything down to and including the semicolon after "local governments" in line 3

In line 9 of the title after "RCW 82.04.050;" and before "amending" insert "amending section 82.04.190, chapter 15, Laws of 1961, as last amended by section 6, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.190; amending section 82.04.280, chapter 15, Laws of 1961 as last amended by section 13, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.280;"

In line 16 of the title after "new sections" strike the semicolon and the remainder of the title and insert a period.

Senators Greive, Ryder and Bailey demanded a Call of the Senate.
 A Call of the Senate was ordered.

The Secretary called the roll on the Call of the Senate and all members were present.
 On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senator Greive moved the rules be suspended, Engrossed House Bill No. 641 as amended by the Senate be advanced to third reading.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Mardesich, Day, Herr, Greive, Uhlman, Washington, Henry, Stender, Guess and Ryder.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to advance Engrossed House Bill No. 641 as amended by the Senate to third reading carried by the following vote: Yeas, 34; nays, 15.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—34.

Voting nay: Senators Atwood, Canfield, Day, Gissberg, Guess, Henry, Herr, McCormack, McCutcheon, Mardesich, Newschwander, Peterson (Lowell), Sandison, Stender, Talley—15.

The rules were suspended, Engrossed House Bill No. 641, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Talley, Greive and Sandison demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 641, as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 34; nays, 15.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—34.

Voting nay: Senators Atwood, Day, Gissberg, Guess, Henry, Herr, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Sandison, Stender, Stortini, Talley—15.

ENGROSSED HOUSE BILL NO. 641, as amended by the Senate, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, the rules were suspended and Senator Uhlman was excused.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having given notice, Senator Greive moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 180 as amended by the House, failed to pass the Senate.

The motion carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 180, as amended by the House and the bill passed the Senate by the following vote: Yeas, 31; nays, 17; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Peterson (Lowell), Peterson (Ted), Ridder, Stender, Stortini, Talley, Walgren, Williams—31.

Voting nay: Senators Canfield, Foley, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Newschwander, Odegaard, Pritchard, Ryder, Sandison, Twigg, Washington, Wilson, Woodall—17.

Excused: Senator Uhlman—1.

ENGROSSED SENATE BILL NO. 180 as amended by the House, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

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

At 4:45 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, April 8, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, April 8, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Holman, Uhlman and Herr. There being no objection, Senators Andersen, Holman and Uhlman were excused. On motion of Senator Peterson (Lowell), Senator Herr was excused.

The Color Guard, consisting of Pages Martin Sibonga, Color Bearer, and Sydney Anker, presented the Colors. Dr. Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God our Heavenly Father. Thou Who hast lighted our way to Thee through Thy son so that there is light and hope for all the world, let Thy light shine also on our daily tasks. Take from us all things that obstruct our vision of purpose, or hinder execution of tasks before us. Strike from our lives motives that are unworthy, and ambitions that are unwholesome.

"Strengthen our confidence in Thee, and in our ability to achieve worthy goals as we work with Thee. Through Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

April 8, 1969.

SUBSTITUTE HOUSE BILL NO. 116, providing for disposition of criminal records (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Foley, Greive, Holman, McCormack, Ridder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

SUBSTITUTE HOUSE BILL NO. 228, waiving basic science exams conditionally (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

ENGROSSED HOUSE BILL NO. 354, creating a small claims division in justice courts (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Ridder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

HOUSE BILL NO. 758, providing for like recording and reporting of juvenile driving offenses as for adults (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Ridder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

HOUSE BILL NO. 780, providing for appeals, payments of costs and providing penalties (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Foley, Greive, Holman, McCormack, Ridder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

ENGROSSED HOUSE BILL NO. 798, providing for appointment and payment of counsel and payment of certain costs and expenses for juveniles declared delinquent (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Ridder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

ENGROSSED HOUSE BILL NO. 882, relating to county flood control zone districts (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass as amended.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE HOUSE

April 7, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 606, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 180,
HOUSE BILL NO. 606.

MOTIONS

On motion of Senator Bailey, House Bill No. 222, House Bill No. 224 and Senate Concurrent Resolution No. 24 were ordered to hold their places on the second reading calendar for Monday, April 14, 1969.

POINT OF INQUIRY

Senator McCormack: "Would Senator Bailey yield to a question? Senator Bailey, the next bill on the calendar is Senate Concurrent Resolution No. 20. Would there be any reason why we couldn't include that in your motion?"

Senator Bailey: "Senator McCormack, there would be no objection but I haven't talked to the sponsor and in courtesy to sponsors we usually ask what they want to do."

On motion of Senator Peterson (Lowell), Senate Concurrent Resolution No. 20 was ordered placed immediately following Engrossed House Bill No. 98 on today's second reading calendar.

SECOND READING

ENGROSSED HOUSE BILL NO. 168, by Representatives Charette and Chapin:
Limiting ownership of breweries.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 168 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 168, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 2; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senator Mardesich—1.

Absent or not voting: Senators Matson, Talley—2.

Excused: Senators Andersen, Herr, Holman, Uhlman—4.

ENGROSSED HOUSE BILL NO. 168, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, House Bill No. 542 was ordered placed at the end of the second reading calendar for today.

ENGROSSED HOUSE BILL NO. 635, by Representatives Murray, Smythe and Thompson:

Permitting state colleges and universities to create student loan funds to facilitate federal aid programs.

The bill was read the second time by sections.

Senator Dore moved adoption of the following amendment by Senators Dore, Holman, Pritchard, Connor, Greive, Sandison, Mardesich and Uhlman:

On page 2, after section 5, add the following new sections:

"Part IV

"*NEW SECTION.* Sec. 6. The legislature hereby declares that it regards the higher education of its qualified domiciliaries to be a public purpose of great importance to the welfare and security of this state and nation; and further declares that the establishment of a student financial aid program, assisting financially needy or disadvantaged students in this state to be a desirable and economical method of furthering this purpose. The legislature has concluded that the benefit to the state in assuring the development of the talents of its qualified domiciliaries will bring tangible benefits to the state in the future.

"The legislature further declares that there is an urgent need at present for the establishment of a state of Washington student financial aid program, and that the most efficient and economical way to meet this need is through the plan prescribed in this act.

"*NEW SECTION.* Sec. 7. The sole purpose of this act is to establish a state of Washington student financial aid program, thus assisting financially needy or disadvantaged students domiciled in Washington to obtain the opportunity of attending an accredited institution of higher education, as defined in section 8(1) of this act.

"*NEW SECTION.* Sec. 8. As used in Part IV of this act:

"(1) 'Institutions of higher education' shall mean any public or private college, university or community college in the state of Washington which is accredited by the Northwest Association of Secondary and Higher Schools; and an institute of higher education shall also mean any public vocational-technical institute in the state of Washington.

"(2) The term 'financial aid' shall mean loans and/or grants to needy students enrolled or accepted for enrollment as a full time student at institutions of higher education.

"(3) The term 'commission' shall mean the Washington state student financial aid commission.

"(4) The term 'needy student' shall mean a post high school student of an institution of higher learning as defined in subsection (1) above who demonstrates to the commission the financial inability, either through his parents, family and/or personally, to meet the total cost of board, room, books, and tuition and incidental fees for any semester or quarter.

"(5) The term 'disadvantaged student' shall mean a post high school student who by reason of adverse cultural, educational, environmental, experiential, familial or other circumstances is unable to qualify for enrollment as a full time student in an institution of higher learning, who would otherwise qualify as a needy student, and who is attending an

institution of higher learning under an established program designed to qualify him for enrollment as a full time student.

"NEW SECTION. Sec. 9. This program shall be administered by the Washington state student financial aid commission, hereinafter referred to as the 'commission.' The commission shall be composed of seven members appointed by the governor. The length of term of members initially appointed to the commission shall be decided by lot. Three members shall serve for three years, two members shall serve for two years, and the remaining two members shall serve for one year. Thereafter all terms shall be for the period of three years. Vacancies shall be filled for unexpired terms in the same manner as for original appointments.

"The commission shall elect from its own members each year a chairman and secretary who shall serve for terms of one year.

"The members of the commission shall receive no compensation for their services, but shall be reimbursed for expenses necessarily incurred in the performance of their duties.

"NEW SECTION. Sec. 10. The commission shall be cognizant of the following guidelines in the performance of its duties:

"(1) The commission shall be research oriented, not only at its inception but continually through its existence.

"(2) The commission shall coordinate all existing programs of financial aid except those specifically dedicated to a particular institution by the donor.

"(3) The commission shall take the initiative and responsibility for coordinating all federal student financial aid programs to insure that the state recognizes the maximum potential effect of these programs, and shall design the state program which complements existing federal, state and institutional programs.

"(4) Counseling is a paramount function of student financial aid, and in most cases could only be properly implemented at the institutional levels; therefore, state student financial aid programs shall be concerned with the attainment of those goals which, in the judgment of the commission, are the reasons for the existence of a student financial aid program, and not solely with administration of the program on an individual basis.

"(5) In the development of any new program, the commission shall seek advice from and consultation with the institutions of higher learning, state agencies, industry, labor, and such other interested groups as may be able to contribute to the effectiveness of program development and implementation.

"(6) The 'package' approach of combining loans, grants and employment for student financial aid shall be the conceptual element of the state's involvement.

"NEW SECTION. Sec. 11. The commission shall have the following powers and duties:

"(1) Conduct a full analysis of student financial aid as a means of;

"(a) Fulfilling educational aspirations of students of the state of Washington, and

"(b) Improving the general, social, cultural, and economic character of the state.

"Such an analysis will be a continuous one and will yield current information relevant to needed improvements in the state program of student financial aid. The commission will disseminate the information yielded by their analyses to all appropriate individuals and agents.

"(c) This study should include information on the following:

"(i) All programs and sources of available student financial aid,

"(ii) distribution of Washington citizens by socio-economic class,

"(iii) data from federal and state studies useful in identifying;

"(A) demands of students for specific educational goals in colleges, and

"(B) the discrepancy between high school students' preferences and the colleges they actually selected.

"(2) Design a state program of student financial aid based on the data of the study referred to in this section. The state program will supplement available federal and local aid programs. The state program of student financial aid will not exceed the difference between the budgetary costs of attending an institution of higher learning and the student's total resources, including family support, personal savings, employment, and federal and local aid programs.

"(3) Determine and establish criteria for financial need of the individual applicant based upon the consideration of that particular applicant. In making this determination the commission shall consider the following:

"(a) Assets and income of the student.

"(b) Assets and income of the parents, or the individuals legally responsible for the care and maintenance of the student.

"(c) The cost of attending the institution the student is attending or planning to attend.

"(d) Any other criteria deemed relevant to the commission.

"(4) Set the amount of financial aid to be awarded to any individual needy or disadvantaged student in any school year.

"(5) Award financial aid to full time needy or disadvantaged students for a school year based upon only that amount necessary to fill the financial gap between the budgetary cost of attending an institution of higher education and the family and student contribution.

"(6) Review the need and eligibility of all applications on an annual basis and adjust financial aid to reflect changes in the financial need of the recipients and the cost of attending the institution of higher education.

"NEW SECTION. Sec. 12. In awarding grants, the commission shall proceed substantially as follows: PROVIDED, That nothing contained herein shall be construed to prevent the commission, in the exercise of its sound discretion, from following another procedure when the best interest of the program so dictate:

"(1) The commission shall annually select the financial aid award winners from among Washington residents applying for student financial aid who have been ranked according to financial need as determined by the amount of the family contribution and other considerations brought to the commission's attention.

"(2) The financial need of the highest ranked students shall be met by grants depending upon the evaluation of financial need until the total allocation has been disbursed. Funds from grants which are declined, forfeited or otherwise unused shall be reawarded until dispersed.

"(3) A grant may be renewed until the course of study is completed, but not for more than an additional three academic years beyond the first year of the award. These shall not be required to be consecutive years. Qualifications for renewal will include maintaining satisfactory academic standing toward completion of the course of study, and continued eligibility as determined by the commission. Should the recipient terminate his enrollment for any reason during the academic year, the unused portion of the grant shall be returned to the state educational grant fund by the institution according to the institution's own policy for issuing refunds.

"(4) In computing financial need the commission shall determine a maximum student expense budget allowance, not to exceed an amount equal to the total maximum student expense budget at the public institutions plus the current average state appropriation per student for operating expense in the public institutions.

"NEW SECTION. Sec. 13. For a student to be eligible for financial aid he must:

"(1) Be a 'needy student' or 'disadvantaged student' as determined by the commission in accordance with section 8(4) and (5) of this act.

"(2) Have been domiciled within the state of Washington for at least one year.

"(3) Be enrolled or accepted for enrollment as a full time student or is a student under an established program designed to qualifying him for enrollment as a full time student at an institution of higher education in Washington.

"(4) Have complied with all the rules and regulations adopted by the commission for the administration of Part IV of this act.

"NEW SECTION. Sec. 14. All student financial aid shall be granted by the commission without regard to the applicant's race, creed, color, religion, sex, or ancestry.

"NEW SECTION. Sec. 15. No aid shall be awarded to any student who is pursuing a degree in theology.

"NEW SECTION. Sec. 16. A state financial aid recipient under Part IV of this act shall apply the award toward the cost of tuition, room, board, books and fees at the institution of higher education attended.

"NEW SECTION. Sec. 17. Funds appropriated for student financial assistance to be granted pursuant to Part IV of this act shall be disbursed as determined by the commission.

"NEW SECTION. Sec. 18. The commission shall be authorized to accept grants, gifts, bequests, and devises of real and personal property from any source for the purpose of granting financial aid in addition to that funded by the state.

"NEW SECTION. Sec. 19. The commission shall adopt rules and regulations as may be necessary or appropriate for effecting the provisions of Part IV of this act, and not in conflict with Part IV of this act, in accordance with the provisions of chapter 34.04 RCW, the Administrative Procedure Act.

"NEW SECTION. Sec. 20. Subject to the provisions of chapter 41.06 RCW, state civil service law, or the higher education personnel board statute, if enacted by the forty-first legislature as Senate Bill No. 246, the commission shall appoint an executive director as chief administrator of the commission, and such employees as it deems advisable, and shall fix their compensation and prescribe their duties.

"NEW SECTION. Sec. 21. The responsibility for administering Title IV-B of the Higher Education Act of 1965 is hereby transferred from the higher education facilities commission to the Washington student financial aid commission effective July 1, 1969.

"NEW SECTION. Sec. 22. If this measure is enacted without the provisions of section 9 of this act, then the act shall be administered by the higher education facilities commission until a student financial aid commission is established.

"NEW SECTION. Sec. 23. There is hereby appropriated from the state general fund to the Washington state student financial aid commission for the biennium ending June 30, 1971, the sum of six hundred thousand dollars or so much thereof as may be necessary to carry out the provisions of Part IV of this act: PROVIDED, That if this measure is enacted without the provisions of section 9 of this act then such appropriation shall be administered by the higher education facilities commission until a student financial aid commission is established.

"NEW SECTION. Sec. 24. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstance is not affected.

"NEW SECTION. Sec. 25. Part IV of this act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

POINT OF ORDER

Senator Atwood: "Would Senator Dore yield to a question? Senator Dore, am I to understand you are now hanging Senate Bill No. 245 on Engrossed House Bill No. 635?"

Senator Dore: "That is right."

Senator Atwood: "Mr. President, I raise the point of order that this amendment enlarges the scope and object of the bill."

Debate ensued.

MOTION

On motion of Senator Atwood, Engrossed House Bill No. 635 was made a special order of business immediately following lunch.

ENGROSSED HOUSE BILL NO. 215, by Representatives Kalich, Jastad, Thompson and Haussler:

Authorizing cemetery district consolidations.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 215 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 215, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator McCutcheon—1.

Absent or not voting: Senators Lewis (Harry), McCormack—2.

Excused: Senator Herr—1.

ENGROSSED HOUSE BILL NO. 215, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 261, by Representatives Julin and Clarke (George W.):

Reorganizing and clarifying the law on consolidation of cities and towns.

MOTION

On motion of Senator Washington, Engrossed House Bill No. 261 was made a special order of business immediately following Engrossed House Bill No. 635.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 201, by Committee on Agriculture:

Providing for regulation of sale of milk, milk products and imitation and substitute dairy products.

The bill was read the second time by sections.

MOTION

On motion of Senator Andersen, Senator Lewis (Brian) was excused.

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute House Bill No. 201 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Henry: "Would Senator Donohue yield to a question? Senator Donohue, does this have any connotation of House Bill No. 214, relating to raw milk?"

Senator Donohue: "No, Senator, it does not."

Senator Henry: "It doesn't give the director any undue powers to do away with the juggers or anything like that?"

Senator Donohue: "That is correct. This merely upgrades it to the federal standards."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 201, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-45.

Absent or not voting: Senators Durkan, Lewis (Harry), Ryder-3.

Excused: Senator Lewis (Brian)-1.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 201, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 85, by Representatives Farr, Bottiger and Kirk: Modifying license requirements and procedures in the field of physical therapy.

MOTION

On motion of Senator Talley, Engrossed House Bill No. 85 was made a special order of business immediately following Engrossed House Bill No. 261.

SUBSTITUTE HOUSE BILL NO. 563, by Committee on Natural Resources: Providing for environmental quality.

REPORT OF STANDING COMMITTEE

April 1, 1969.

SUBSTITUTE HOUSE BILL NO. 563, providing for environmental quality (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass with the following amendments:

On page 35, section 39, line 30, after the word "source:" insert the following:

"PROVIDED, That an authority may, after public hearing and a finding by the board of a need for more stringent rules and regulations than those adopted by the state board under this section, proposed the adoption of such rules and regulations by the state board for the control of emissions from the particular type or class of air contaminant source within the geographical area of the authority. The state board shall hold a public hearing and shall adopt the proposed rules and regulations within the area of the requesting authority, unless it finds that the proposed rules and regulations are inconsistent with the rules and regulations adopted by the state board under this section: PROVIDED FURTHER, that when such standards are adopted by the state board it shall delegate to the authority all powers necessary for their enforcement at the request of the authority."

On page 42, line 8, after "Sec. 47." delete all material down to and including line 11 and insert

"It is the purpose of sections 48, 49, 50 and 51 of this 1969 amendatory act to allow

the state board to establish air quality standards and emission standards by district in order that the proper growth and development of the metropolitan regions of the state may be assured and the health, safety and welfare of the people residing therein may be secured. In addition, sections 48, 49, 50 and 51 of this 1969 amendatory act are enacted to provide district offices of the state board to assist authorities in their efforts to suppress air pollution in the state.

"NEW SECTION. Sec. 48. The state is hereby divided into five districts to carry out the purposes of sections 49, 50 and 51 of this act.

"(1) The counties of Whatcom, Skagit, Snohomish, King, Pierce, Thurston, Kitsap, Mason, Jefferson, Clallam, Island, San Juan, Grays Harbor and Pacific shall constitute the Puget Sound air pollution control district. The boundaries of such district shall be coextensive with the boundaries of the counties therein.

"(2) The counties of Wahkiakum, Lewis, Cowlitz, Clark and Skamania shall constitute the Southwestern Washington air pollution control district. The boundaries of such district shall be coextensive with the boundaries of the counties therein.

"(3) The counties of Okanogan, Chelan, Douglas, Kittitas, Grant, Yakima and Klickitat shall constitute the Columbia Basin air pollution control district. The boundaries of such district shall be coextensive with the boundaries of the counties therein.

"(4) The counties of Ferry, Stevens, Pend Oreille, Lincoln and Spokane shall constitute the Eastern Washington air pollution control district. The boundaries of such district shall be coextensive with the boundaries of the counties therein.

"(5) The counties of Benton, Franklin, Walla Walla, Columbia, Garfield, Asotin, Whitman and Adams shall constitute the Southeastern Washington air pollution control district. The boundaries of such district shall be coextensive with the boundaries of the counties therein:

"PROVIDED, That the state board shall have the power to require the deletion of any county from any district set forth above and its addition to another district after a public hearing held pursuant to the provisions of chapter 34.04 RCW: PROVIDED FURTHER, That no change in the composition of a district shall result in any authority being located in more than one district.

"NEW SECTION. Sec. 49. District offices of the state board established by this 1969 amendatory act shall include an administrative division, a standards division, and an enforcement division. The duties of district offices established by this 1969 amendatory act shall be to assist authorities in their efforts to suppress air pollution in the state, to assist the state board in establishing air quality standards and minimum emission standards for the district, to insure the enforcement of such standards, to review and file for reference such reports as may be required of authorities in the district by this 1969 amendatory act or by the state board, and to discharge such other duties as may be designated by the state board.

"NEW SECTION. Sec. 50. (1) A first class district is one having at least one million population.

"(2) A second class district is one having less than one million population.

"(3) The population of a district shall be determined by the most recent census, estimate or survey by the federal bureau of census or any state board or commission authorized to make such a census, estimate or survey.

"NEW SECTION. Sec. 51. The state board shall establish a district office in all first class districts existing on July 1, 1969, and shall establish a district office, in any district which becomes a first class district after July 1, 1969, within sixty days after a determination in accordance with the provisions of section 50(3) of this 1969 amendatory act that it has at least one million population. In addition, the state board may establish district offices in second class districts at its discretion.

"NEW SECTION. Sec. 52. All authorities in the state shall submit quarterly reports to the state board detailing the current status of air pollution control regulations in the authority and, by county, the progress made toward bringing all sources in the authority into compliance with authority standards and with district minimum standards.

"NEW SECTION. Sec. 53. In addition to or as an alternate to any other penalty provided by law, any person who violates any of the provisions of chapter 70.94 RCW or any of the rules and regulations of the state board or the board shall incur a penalty in the form of a fine in an amount not to exceed two hundred fifty dollars per day for each violation. Each such violation shall be a separate and distinct offense, and in case of a continuing violation, each day's continuance shall be a separate and distinct violation.

"Each act of commission or omission which procures, aids or abets in the violation shall be considered a violation under the provisions of this section and subject to the same penalty. The penalty shall become due and payable when the person incurring the same receives a notice in writing from the executive director of the state board or the control officer of the authority describing the violation with reasonable particularity and advising such person that the penalty is due unless a request is made for a hearing to the state board or board. The hearing shall be conducted pursuant to the provisions of chapter 34.04 RCW. If the amount of such penalty is not paid to the state board or the board within fifteen days after receipt of notice imposing the same, and a request for a hearing has not been made, the attorney general, upon the request of the executive director or the attorney for the authority, shall bring an action to recover such penalty in the superior court of the county in which the violation occurred. All penalties recovered under this section by the state board shall be paid into the state treasury and credited to the general fund or, if recovered by the authority, shall be paid into the treasury of the authority and credited to its funds.

"To secure the penalty incurred under this section, the state or the authority shall have

a lien on any vessel used or operated in violation of this act which shall be enforced as provided in RCW 60.36.050.

"NEW SECTION. Sec. 54. This 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the committee amendments were adopted.

On motion of Senator Peterson (Lowell), the rules were suspended, Substitute House Bill No. 563, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McDougall: "Would Senator Peterson (Lowell) yield to a question? Senator Peterson, do the bill and the amendments which we adopted pertain only to air pollution problems created by industrial installations or does it have a broader scope than that?"

Senator Peterson (Lowell): "The whole act has a broader scope than that, Senator. It isn't only an industrial problem. We eventually get into the area of sanitary fills from local authorities and things of this nature which was constituted in our original bill in 1967."

Senator McDougall: "It hasn't broadened the scope, however, with regard to, for example, burning of stubble, etc., wheat lands and that sort of thing?"

Senator Peterson (Lowell): "I don't think there is anything in this act that broadens the scope over and above the original act. It tightens up some of the measures and provides local control, more stringent control if so desired in a local area but I don't think it changes the original scope."

Senator McDougall: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 563, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Pritchard—1.

SUBSTITUTE HOUSE BILL NO. 563, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 15, by Representatives Wojahn, Newhouse and Swayze:

Requiring voters' pamphlet to contain absentee ballot application form.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the rules were suspended, Engrossed House Bill No. 15 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 15, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Matson—1.

ENGROSSED HOUSE BILL NO. 15, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 36, by Representatives Kalich, Flanagan, Zimmerman, Charette and Thompson (by departmental request):

Managing state game lands.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 36 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 36, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, Durkan, Matson, Uhlman—4.

HOUSE BILL NO. 36, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 54, by Representatives Hawley, Wolf and Litchman (by departmental request):

Determining funds to be deposited in the marine fuel refund account.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 54 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 54, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, Greive, Matson, Ryder—4.

HOUSE BILL NO. 54, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 77, by Representatives Veroske, Wanamaker and Hawley:

Providing for the protection of geoducks and hardshell clams.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 77 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Holman: "Would Senator Peterson (Lowell) yield to a question? Senator Peterson, are geoducks commercially harvested at the present time?"

Senator Peterson (Lowell): "Only on a test fishery basis. They are not commercially harvested, to my knowledge."

Senator Holman: "Would this bill then authorize the commercial harvest of geoducks for instance in areas such as Quartermaster Harbor on Vashon Island?"

Senator Peterson (Lowell): "When we get into explaining the merits of the bill I expected the colleague across the way to take the floor before I did but I am sure that we can allay your fears."

"I might just say that in our committee hearings it was very clearly brought out by the department that they would not at any time or they had no intention of leasing any lands, tidelands, that would be adjacent to or be incompatible with any residential area or beach frontage. It is primarily an offshore and in areas where it would be designated by the department but it certainly wouldn't be incompatible with the resort of private dwellings."

Senator Holman: "Mr. President and members of the Senate, I am not presently familiar with the commercial aspects of geoduck harvest but I do know that I have received a great deal of communication from residents of the residential area of Vashon Island which is one of the areas of the state I believe which is fortunate to have these large size geoduck clams and they are quite concerned about an industry moving into Quartermaster Harbor and harvesting the geoducks which they could do if they were at a depth of more than ten feet below the mean low or low water."

"It would seem to me that in view of what Senator Peterson has just said that perhaps their fears could be allayed if this bill could be returned to second reading and have an amendment put on so that it would not apply to residential areas which Quartermaster Harbor certainly is. Otherwise, I would have to oppose the bill."

Senator Peterson (Lowell): "For the record and for the journal I would like to state that the department has assured us that this will in no way take effect in any of our coastal or sound waters."

"This bill is primarily designed to develop a new industry for the state. It is a resource that we have available that actually should be harvested and with the stipulation that no harvesting will be done within ten feet of low water mark and not adjacent to or in front of any local development. I don't think there should be any fears at all. This came up in committee, you may be well assured, and it was very extensively brought out. We handled a lot of objections to this measure before people really understood what the department was attempting to do and once it was clarified, there didn't seem to be any further problem with it and they have assured us also that with the modern dredge methods that actually there isn't any residue or beach wash or anything of this nature to speak of that would disturb anybody's waterfront frontage."

"Notwithstanding that, they still have no intention of utilizing this resource or attempting to harvest the geoduck clams adjacent to anybody's private property or development so I think that with this in the record, I don't believe the amendment would be necessary. This has gone through the House and they had the same fears over there as we did here and through their committee hearings it was pretty well established that this would be the procedure that would be followed in harvesting this resource."

Debate ensued.

Senator Canfield: "Would Senator Peterson yield? Senator, I think that probably Senator Sandison anticipated my question. We all see bulldozers go through a country and do their thing. We have seen the strip mining do their little deal. Over in our country we have a place where they used to do some placer mining for gold over in a creek near Ellensburg which is in Senator Washington's district and that country looks like an earthquake had hit it. It is all piled up with stones and garbage."

"My question to you is if you turn these dredges loose on the bottom, aren't they going to scoop up everything down there including the kelp and the sea grass, crabs and starfish and all variety of life there? How can a dredge separate geoducks from everything else and then how are we going to keep that pollution from going everywhere near where these dredges are working?"

Senator Peterson (Lowell): "Senator Canfield, let me start out by saying this. I think you will have to agree that when we go to a state agency regardless of whether it is state fisheries or the license or game departments for advice, they usually give us the facts and I can only say that it is my understanding and it is testimony before the committee the test

fisheries that they have operated in harvesting the geoducks that they have carried on for several years does not do the things that you intimate that it might do. It does not do what Senator Sandison says. Certainly, it will disturb some seaweed and it might turn over a starfish or two, you can't maintain any operation without some minute side effects but I think we are overemphasizing it to a large degree.

"We aren't talking about going out and wholesale marketing of a resource. We are in the exploratory stage of this to where we have a resource. We are not going in as Senator Sandison intimated, taking the geoducks off the beaches of the beach-owners. We are going offshore and we are going in areas that are uninhabited with this operation and this was the testimony by the department and I am sure that I can take their word as well as I could Doug Toms from the department of motor vehicles or Chuck Prah from the department of highways or anybody else and I don't think we should be disturbed to this extent. It is a resource. It is a new field. It doesn't appear to me and it certainly didn't in the testimony before our committee that it would in any way be detrimental to any person in this state and I rather object to some of the statements that have been made here in intimidation."

Further debate ensued.

MOTION

On motion of Senator Peterson (Lowell), Engrossed House Bill No. 77 was ordered to take its place at the end of the third reading calendar for today.

ENGROSSED HOUSE BILL NO. 82, by Representatives Zimmerman, O'Dell and Hurley:

Permitting renewal of motor vehicle license.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 82 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 82, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Greive, Matson, Twigg—3.

ENGROSSED HOUSE BILL NO. 82, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 11:30 a.m., on motion of Senator Bailey the Senate recessed until 12:00 noon.

NOON SESSION

The President called the Senate to order at 12:00 noon.

SECOND READING

ENGROSSED HOUSE BILL NO. 98, by Representatives Jolly, Morrison, Haussler and Bozarth (by Legislative Council request):

Providing for more adequate means to enforce those horticultural pests and diseases.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No.

98 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 98, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Day, Gissberg, Guess, Uhlman—4.

ENGROSSED HOUSE BILL NO. 98, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 20, by Senators Lewis (Brian), Peterson (Lowell) and Talley:

Directing legislative council to study flood control, diking and drainage problems.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 20 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Concurrent Resolution No. 20 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

ENGROSSED HOUSE BILL NO. 99, by Representatives Newhouse, Bozarth, Hubbard and Amen (by Legislative Council request):

Relating to certified weights.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 99 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Donohue yield to a question? Senator Donohue, as I read this bill it attempts to set up a 'weighmaster' and find nowhere in the bill the definition of a weighmaster except that he is someone who weighs. Secondly, on page 3 in section 15, starting on line 20, it says 'the driver of any vehicle previously weighed by a licensed public weighmaster may be required to reweigh the vehicle and load at the nearest scale'."

"Now, it doesn't say who may require him to do so at all and I don't know exactly what that means. Again on line 27 in section 13, it says it shall be a violation of this act to transport by highway any load except by the ordinary route. He has to weigh the load on the ordinary route to the destination where the hay or straw or grain is to be unloaded and I don't know whether a man could take another route under that definition or that language and go through some other weighmaster other than going to the very closest one in his area if he wanted to do business with a particular weighmaster rather than another, rather this would be a prohibition against him doing so."

Senator Donohue: "Senator Mardesich, I think what that really means is that the trucker or the hauler shall weigh at the nearest weighing facility. If you have any objections, we could hold this bill over."

Senator Mardesich: "I have no real objections but I just wondered if you could explain that."

Senator Donohue: "As far as the definition of a weighmaster, all I know that a weighmaster is licensed by the department of agriculture. He is a man who supposedly understands scales, understands weights, and is able to conform with the rules as set up by the department. As far as any other definition, I don't know of one."

Senator Mardesich: "If Senator Donohue would continue to yield. How about the language in section 15, page 3, the first sentence that says the driver of a vehicle previously weighed may be required to reweigh. By whom, I wonder?"

Senator Donohue: "I would imagine that the definition is probably in the original act. I imagine that is where the answer is actually."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 99, and the bill passed the Senate by the following vote: Yeas, 49.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—49.

ENGROSSED HOUSE BILL NO. 99, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 155, by Representatives Marsh, Benitz and Amen:
Establishing motor vehicle gross weight fees for farm trucks.

REPORT OF STANDING COMMITTEE

March 10, 1969.

HOUSE BILL NO. 155, establishing motor vehicle gross weight fees for farm trucks (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 15, after "farm" and before the semicolon insert "*PROVIDED, That fish and forestry products shall not be considered as farm products*"

On page 1, section 1, beginning at line 22 restore all of the stricken language down to and including "from his farm or farms" in line 26.

Signed by: Senators Washington, Chairman; Bailey, Connor, Donohue, Elicker, Faulk, Foley, Guess, Herr, Huntley, Knoblauch, McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Walgren.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, House Bill No. 155, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 155, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—47.

Voting nay: Senators Lewis (Harry), Uhlman—2.

HOUSE BILL NO. 155, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Senators Dore, Durkan and Atwood were excused.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, by Committee on Education and Libraries:

Providing for eye protection in institutions of learning.

REPORT OF STANDING COMMITTEE

March 31, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, providing for eye protection in institutions of learning (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 10, after "metals" and before the semicolon insert "or other molten materials"

On page 1, section 1, line 15, after "welding" and before the semicolon insert ", or other forms of welding processes"

On page 1, section 1, line 17, after "(6)" strike "Corrosive" and insert "Caustic"

On page 2, section 3, line 15, after "the" strike the remainder of the sentence and insert "U.S.A. Standard Practice for Occupational and Educational Eye and Face Protection, Z87.1-1968 or later revisions thereof."

Signed by: Senators Ridder, Chairman; Elicker, McCutcheon, Marquardt, Metcalf, Odegaard, Stender, Uhlman, Washington.

The bill was read the second time by sections.

Senator Ridder moved adoption of the committee amendments to page 1.

POINTS OF INQUIRY

Senator McCormack: "Would Senator Ridder yield to a question? Senator McCormack, I heard the reading of this amendment and I heard the words 'caustic' and 'corrosive'. Would you mind informing me as to what you have done with those words?"

Senator Ridder: "We added the word 'caustic'. 'Corrosive' or explosive materials is included and we have added 'caustic'. This is at the American Eye Institute."

Senator McCormack: "But you did not remove the word 'corrosive'?"

Senator Ridder: "We did not remove the word 'corrosive'. We removed nothing. We merely added 'caustic'."

Senator McCormack: "Thank you, Senator."

Debate ensued.

Senator Stender: "Would Senator Ridder yield to a question? Senator Ridder, I don't follow why we want to go into specifics in the general usage of safety in the industry itself and this is the same area that this bill directs itself to that they are just involved in the safety standards set up by the safety division of the department of labor and industries. Why can't reference be made that these standards be adhered to rather than trying to legislate particular problems of safety within this particular area of education?"

Senator Ridder: "Well, in actuality what this does, it is pretty well taken care of under item 7. What we want to do is point out these specific instances. For instance, in hot molten metal. Many children today work with plastics and this doesn't cover that. We thought that it would be quite specific about including this and pointing it out even though really item 7 means that it applies to all instances where hazardous activities to the eye are carried on. So really it is a blanket thing anyway."

Senator Stender: "That is the point I am trying to make. There is no limit to what we could do in legislating safety because every term brings some new problems and if we are going to legislate safety by writing particulars into a bill, we will have a tremendous document here in a short period of time."

"That is why I was suggesting that this could very well be taken care of by just referring to the regulations set out under the safety division of the department of labor and industries and you will cover the entire gamut of problems that come up for safety under what you are trying to do by statute."

Senator Ridder: "Of course this applies to schools and this applies to universities, community colleges and these are not covered under the department of labor and industries."

Senator Stender: "They could be by reference though, couldn't they?"

Senator Ridder: "They could be by reference but in this case this is all completely covered. It is a blanket coverage and I see no reason at this point to alter the bill to that point."

Further debate ensued.

Senator Canfield: "Would Senator Ridder yield to a question? Senator Ridder, referring to section 2 requiring persons to wear eye protection devices when participating in,

observing, or performing any function, I am pursuing the question now partially raised by Senator Guess that in all my experience in any mechanical shop anywhere, I have never seen this done, anywhere at anytime except in connection with certain things like grinding and handling hot molten metals, etc. Are you telling me that a man has to put on goggles to put in a spark plug or to put on a fan belt or change a tire?"

Senator Ridder: "It says here that every person shall wear eye protection devices when participating in, observing or performing any function in connection with any course or activity taking place in eye protection areas in any private or public school. Any case where a person may lose an eye or any possibility of losing an eye is present. It seems to me only due caution that you go ahead and see to it that the youngsters are protected."

Senator Canfield: "What you really mean then is that in every shop course and every auto mechanics course every student, teacher, observer all have to put on goggles in the room?"

Senator Ridder: "This does not say that. It says that every person when participating which means you are directly doing the thing, when observing or looking at the process or performing the function and are close enough to be harmed by liquid, hot molten liquid, etc. You know as well as I know that in dealing with, some of these plastics when they hit a wet surface may blast twenty feet across the room and when you are close enough to be observing or taking part, I think it is only wise to have some sort of eye protection.

"I didn't write this bill but I am certainly in accord with it and I am just as interested in the well-being physically of children as Senator Guess is interested in the moral well-being of children."

Senator Canfield: "My question was not directed to Senator Guess. I was referring to subsection (5) in section 1 and the first lines in section 2 and these are pretty all-inclusive words, Senator Ridder."

Senator Ridder: "Yes, they are and I think that in all shops across this land we should make it a practice, in fact any sensible shop should make it a practice but we do have situations where this is not being made a practice and we feel that it should be organized and it should be under some program of rules."

Further debate ensued.

Senators Uhlman, Dore and Talley demanded the previous question and the demand was sustained.

The motion by Senator Ridder failed and the committee amendment to page 1 was not adopted on a rising vote.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator McCormack gave notice he would at the proper time move for reconsideration of the vote by which the committee amendments to page 1 of Engrossed Substitute House Bill No. 158 were not adopted by the Senate.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:15 p.m.

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

REPORT OF STANDING COMMITTEE

April 8, 1969.

ENGROSSED HOUSE BILL NO. 334, reducing public works lien withholdings (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 8, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 65: Advancing date for receiving additional state funds by city or town annexing territory.

SENATE BILL NO. 120: Suspending motor vehicle driver's licenses.

SENATE BILL NO. 146: Repealing county authority to assign certificates of delinquency.

SENATE BILL NO. 177: Authorizing city to combine certain utility services.

SENATE BILL NO. 179: Implementing teachers' professional negotiations act.

SENATE BILL NO. 198: Providing for an inventory of state land resources.

SENATE BILL NO. 202: Allowing recreational use of leased state lands.

SENATE BILL NO. 203: Authorizing a reconveyance of forest trust lands to counties for recreational uses.

SENATE BILL NO. 241: Providing accounting procedure for county warrants.

SENATE BILL NO. 270: Exempting books from school district bid procedure requirement.

Sincerely,

JOHN SHERWOOD

Legislative Counsel.

Office of the Governor, April 3, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith without my approval as to one item, SENATE BILL NO. 242, entitled:

"An Act relating to public hospital districts."

This bill makes a number of amendments to special statutes relating to public hospital districts, particularly to those statutes relating to the indebtedness which may be incurred by these districts. The bill increases the permissible interest rate on bonds issued by public hospital districts, and doubles the amount of bonds which a district may issue with the approval of 60% of the voters.

Section 4 amends RCW 39.36.020, which is the general statute relating to indebtedness of all taxing districts.

Section 3, chapter 142, Laws of 1969, passed at the regular session of the Forty-First Legislature, also amending RCW 39.36.020 in a manner that differs from the amendment contained in section 4 of Senate Bill No. 242. Fortunately, the object of the amendment contained in section 4 of this bill, which is to double the amount of bonds which a public hospital district may issue with the approval of 60% of the voters of the district, was accomplished by the amendment of RCW 39.36.020 contained in section 3, chapter 142, Laws of 1969.

The deletion of section 4 of Senate Bill No. 242 will in no way defeat the purpose of this bill. It will prevent inconsistent amendments to the same section of the law from becoming effective and will therefore preserve the amendments of that section contained in the law passed in the regular session of the Forty-First Legislature.

Except for section 4 which I have vetoed, the remainder of Senate Bill No. 242 is approved.

Respectfully submitted,

DANIEL J. EVANS

Governor.

MOTION

On motion of Senator Andersen, Senator Stender was excused.

The Senate resumed consideration of Senate Resolution 1969-EX-20.

MOTION

Senator Greive moved that Senate Resolution 1969-EX-20 be referred to the Committee on State Government.

POINT OF INQUIRY

Senator Pritchard: "I would like to ask Senator Greive a question? Senator, what is the purpose of sending this resolution off to a committee? We are only asking for a study."

Senator Greive: "It seems there was some quarrel with the wording. There was a bill that I thought after it was amended was considerably better than this resolution. I think it is far too broad. We have a number of organizations, for instance the accountants and real estate people, insurance people, who publish lists for their members and we felt that this properly should be studied by committee rather than be passed without due consideration. For that reason we felt that it should be put in a committee. We are not sending it to the same committee that the other one went through."

"In discussing this with the two or three people who are most interested on our side of the aisle they felt, too, it should be a study but they felt that the study belonged in the highway interim committee rather than the legislative council because this is the department of licenses. I think the argument is a matter of technique rather than a matter of substance but we like our technique better than yours."

Senator Pritchard: "I don't mind sending it to the highway interim committee or the legislative council but the problem is that hopefully we are in the dying days and supposed to be winding this session up in a little while and I don't see any committee here that has time to go in and have studies now. Rather than let this subject die or be swept under the rug, I would like it to go into a group that is going to make a study between now and the next nine months so we will be back here with some good, tough laws on this subject and I am fearful that it won't come out. Can you assure me, Senator Greive, that this resolution will come out?"

Senator Greive: "Are you joking?"

Senator Pritchard: "I would say then that I would oppose it and I would hope you people would oppose it unless you feel that there isn't a problem here in the use of public records and public names. I think we should have a study and as far as the majority party as I remember it, have many members on the legislative council and on the highway committee, I wouldn't be afraid of an honest study. I think this is too important to just get swept away."

Senators Day, Dore and Cooney demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Stender who had been previously excused.

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

President Cherberg resumed the Chair.

The motion by Senator Greive carried. Senate Resolution 1969-EX-20 was referred to the Committee on State Government.

SENATE RESOLUTION: 1969-EX-26

By Senators Dore, Holman and Uhlman:

WHEREAS, After years of waiting, the City of Seattle is now proud to be the home of a major league baseball team; and

WHEREAS, The Seattle Pilots will make their long-anticipated American League debut at Anaheim Stadium by playing the California Angels; and

WHEREAS, Their manager, Joe Schultz, is also making his major league managerial bow; and

WHEREAS, These events make 1969 a banner year for sports in the state of Washington and the Pacific Northwest;

NOW, THEREFORE, BE IT RESOLVED, That the Senate wishes Seattle's new team all success in this its first season, and congratulates the Seattle Pilots, their franchise holder, the Pacific Northwest Sports, Inc., the American League, Mayor Floyd C. Miller, members of the City Council and the people of Seattle on their accomplishment in bringing major league baseball to the Pacific Northwest.

BE IT FURTHER RESOLVED, That a copy of this resolution, suitably inscribed, be transmitted to the Seattle Pilots, to Pacific Northwest Sports, Inc., and to the Honorable Floyd C. Miller, and to each member of the Seattle City Council.

On motion of Senator Dore, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-27

By Senators Washington, McCormack and Huntley:

WHEREAS, Construction of irrigation facilities to serve the more than 500,000 acres of the Columbia Basin Project remaining to be developed depends on timely construction of the Bacon Siphon; and

WHEREAS, The Bureau of Reclamation advised that bids on construction of the Bacon Siphon would be opened on May 8, 1969; and

WHEREAS, On March 27, 1969, the Bureau of Reclamation announced a recall of the bid, pending a review of the Bureau of the Budget on proposed fiscal year 1970 construction fund allocations; and

WHEREAS, The delay in bids causes a serious postponement of construction of the Bacon Siphon, on which the development of the additional 500,000 acres of the project critically depends; and

WHEREAS, If presently budgeted funds are not made available, this also will mean that construction of lateral canals on Block 251 in the Wahluke Slope area will not be scheduled; and

WHEREAS, The economy of the Columbia Basin area will be severely damaged unless these construction projects are immediately started;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington, respectfully urges that the Bureau of the Budget act favorably on construction programs for the Bacon Siphon and Block 251 in the Columbia Basin Project, and immediately schedule appropriate bid openings by the Bureau of Reclamation; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Richard M. Nixon, President of the United States, to the President of the United States Senate, the Speaker of the House of Representatives, the Director of the Bureau of the Budget, the Secretary of the Department of the Interior, and to each member of Congress from the state of Washington.

On motion of Senator Washington, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-28

By Senators Gissberg and Lewis (Harry):

WHEREAS, The capitol building cafeteria is operated by private interests pursuant to lease from the department of general administration; and

WHEREAS, Such cafeteria is maintained for the accommodation of public employees and visitors to the capitol; and

WHEREAS, During the days when the legislature is in session, the limited time available for meals makes it imperative that legislative employees be able to obtain their meals in the capitol building cafeteria; and

WHEREAS, The closure of the cafeteria on such Saturdays and Sundays as the legislature is deliberating is not responsive to the needs of said employees nor to the requirements of the many visitors to the capitol during such days;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That at such time as the cafeteria lease is to be renegotiated, the department of general administration is requested to explore the possibility of negotiating a lease which will provide public cafeteria services on the Saturdays and Sundays above mentioned; and

BE IT FURTHER RESOLVED, That the secretary of the senate shall forward a copy of this resolution to the director of general administration and to the capitol cafeteria management.

On motion of Senator Gissberg, the resolution was adopted.

SECOND READING

ENGROSSED HOUSE BILL NO. 635, by Representatives Murray, Smythe and Thompson:

Permitting state colleges and universities to create student loan funds to facilitate federal aid programs.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 635 and the amendment pending by Senators Dore, Holman, Pritchard, Connor, Greive, Sandison, Mardesich and Uhlman.

RULING BY THE PRESIDENT

The President: "In ruling upon the point of order as raised by Senator Atwood that the

amendment by Senators Dore, Holman, Pritchard, Connor, Greive, Sandison, Mardesich and Uhlman enlarges the scope and object of Engrossed House Bill No. 635, the President finds that both the bill and the amendment relate to education and the financing of students in the area of higher education, and the President feels that Rule 42 would not apply in this case. Therefore, the point of order as raised by Senator Atwood is not well taken."

The motion carried and the amendment was adopted.

On motion of Senator Dore, the following amendment to the title was adopted:

On page 1, line 6, of the title, after the semicolon insert "providing for financial assistance to needy or disadvantaged students attending institutions of higher education within the state; making an appropriation;"

On motion of Senator Sandison, the rules were suspended, Engrossed House Bill No. 635, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 635, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 9; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—39.

Voting nay: Senators Guess, Holman, Huntley, McDougall, Matson, Metcalf, Newschwander, Talley, Wilson—9.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 635, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

ENGROSSED HOUSE BILL NO. 261, by Representatives Julin and Clarke (George W.):

Reorganizing and clarifying the law on consolidation of cities and towns.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 261 on second reading.

On motion of Senator Lewis (Brian), the rules were suspended, Engrossed House Bill No. 261 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Wilson: "Would Senator Lewis (Brian) yield to a question? Senator Lewis, I missed the meeting held by the Committee on Cities, Towns and Counties at which this matter was discussed and my question is whether it provides that any area can be annexed to a city without a vote of the people residing in the area?"

Senator Lewis (Brian): "Absolutely not, Senator. This bill is only permissive legislation which applies to only two contiguous already incorporated communities. It has no reference whatsoever to annexation by any means whatsoever of unincorporated territory to an already incorporated community."

Senator Wilson: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 261, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Bailey—1.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 261, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Walgren gave notice that at the proper time he would move for reconsideration of the vote by which Engrossed House Bill No. 635, as amended by the Senate, passed the Senate.

ENGROSSED HOUSE BILL NO. 85, by Representatives Farr, Bottiger and Kirk:
Modifying license requirements and procedures in the field of physical therapy.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 85 on second reading.

REPORT OF STANDING COMMITTEE

March 10, 1969.

ENGROSSED HOUSE BILL NO. 85, modifying license requirements and procedures in the field of physical therapy (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 8, after "peutic purposes," and before "the" strike "and" and insert "[and]"

On page 2, section 1, line 9, after "cauterization," and before "are" insert "*and the use of chiropractic adjustments or manipulation of the articulations of the spine*"

Signed by: Senators Day, Chairman; Connor, Elicker, Greive, Holman, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

The bill was read the second time by sections.

On motion of Senator Day, the committee amendments were adopted on a rising vote. Senator Day moved adoption of the following amendment:

On page 2, section 1, line 10, after "chapter" and before the period insert "":
PROVIDED, That this subsection shall not be construed to restrict manipulation or massage of the soft tissues of the body or rehabilitative muscular exercise involving the spinal articulations"

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Day, the rules were suspended, Engrossed House Bill No. 85, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Greive: "Would Senator Day yield to a question? Senator Day, to make it even doubly clear that it is not your intention to interfere with the usual and regular practice in the field of physiotherapy, I understand that you have prepared a statement and I would like you to read that statement at this time so that it is in the official record."

Senator Day: "Thank you, Senator Greive. The intent of this committee amendment is to preclude the physiotherapist from attempting to practice chiropractic. The reason for including the word 'manipulation' as I stated before is so that it will not be used as a subterfuge in order to get around the term 'adjustment' which is a specific motion as used in the chiropractic act. Further, it is not the intent of this amendment to preclude the practice of physiotherapy to the full extent of the definition within RCW 18.74.010 or to preclude manipulation or massage of soft tissues, exercise, or rehabilitation involving spinal articulation and I believe that clarifies it right down to the enth degree, Senator Greive."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 85, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—43.

Voting nay: Senators Lewis (Brian), Williams, Woodall—3.

Absent or not voting: Senators Atwood, Connor—2.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 85, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Talley gave notice that on the next working day he would move for reconsideration of the vote by which Engrossed House Bill No. 85, as amended by the Senate, passed the Senate.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, by Committee on Education and Libraries:

Providing for eye protection in institutions of learning.

The Senate resumed consideration of Engrossed Substitute House Bill No. 158 on second reading.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and given notice, Senator McCormack moved that the Senate reconsider the vote by which the committee amendments to page 1 were not adopted.

The motion carried.

Debate ensued.

The Senate adopted the committee amendments to page 1, lines 10 and 15 and the committee amendment to page 2.

The Senate did not adopt the committee amendment to page 1, section 1, line 17 on a rising vote.

On motion of Senator Ridder, the following amendments were adopted:

On page 1, section 1, line 16, strike all of subsection (5) and renumber the remaining subsections consecutively.

On page 1, section 1, line 16, after "(6) Corrosive" and before "or explosive" insert "Caustic."

On motion of Senator Ridder, the rules were suspended, Engrossed Substitute House Bill No. 158, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 158, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-42.

Voting nay: Senator Guess-1.

Absent or not voting: Senators Gissberg, Henry, McCutcheon, Ryder, Uhlman-5.

Excused: Senator Stender-1.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 172, by Representatives Conner, Leckenby and Perry:

Redefining "child" in industrial insurance act.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Engrossed House Bill No. 172, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 172, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 6; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-42.

Absent or not voting: Senators Holman, Lewis (Harry), McCutcheon, Matson, Pritchard, Ryder-6.

Excused: Senator Stender-1.

ENGROSSED HOUSE BILL NO. 172, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 229, by Representative Goldsworthy, Kuehnle and Hurley (by departmental request):

Authorizing conveyance of certain Camp Murray property for public educational purposes.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, House Bill No. 229 was

advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 229, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 8; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Gissberg, Holman, Lewis (Harry), McCormack, McCutcheon, Matson, Pritchard, Uhlman—8.

Excused: Senator Stender—1.

HOUSE BILL NO. 229, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 230, by Representatives Goldsworthy, Pardini and Hurley (by departmental request):

Prescribing the governor's regulatory power concerning use and disposition of military property.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, House Bill No. 230 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 230, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 9; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Connor, Day, Foley, Holman, Lewis (Harry), McCormack, McCutcheon, Pritchard, Uhlman—9.

Excused: Senator Stender—1.

HOUSE BILL NO. 230, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Senator Holman was excused.

SUBSTITUTE HOUSE BILL NO. 724, by Committee on Agriculture:

Implementing law relating to poultry and poultry products including turkey.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Substitute House Bill No. 724 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 724, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 8; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Connor, Durkan, Henry, Lewis (Harry), McCutcheon, Marquardt, Pritchard, Uhlman—8.

Excused: Senators Holman, Stender—2.

SUBSTITUTE HOUSE BILL NO. 724, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Metcalf gave notice that he would on the next working day move that the Senate reconsider the vote by which Substitute House Bill No. 724 was passed by the Senate.

ENGROSSED HOUSE BILL NO. 232, by Representatives Kopet, Haussler and North: Providing procedure for issuance of county warrants.

The bill was read the second time by sections.

On motion of Senator Wilson, the rules were suspended, Engrossed House Bill No. 232 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 232, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 7; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—40.

Absent or not voting: Senators Connor, Henry, Huntley, McCutcheon, Peterson (Lowell), Pritchard, Williams—7.

Excused: Senators Holman, Stender—2.

ENGROSSED HOUSE BILL NO. 232, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, all bills passed today were ordered immediately transmitted to the House except for those where Notice of Reconsideration has been received.

WITHDRAWAL OF NOTICE OF RECONSIDERATION

There being no objection, Senator Metcalf withdrew his notice of reconsideration on the vote by which Substitute House Bill No. 724 passed the Senate.

MOTION

On motion of Senator Metcalf, Engrossed House Bill No. 724 was ordered immediately transmitted to the House.

HOUSE BILL NO. 246, by Representatives Bledsoe, Farr and Moon (by Legislative Council request):

Providing expenses of governors elect.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 246 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 246, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 7; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Atwood, Connor, Henry, McCutcheon, Matson, Pritchard, Ryder—7.

Excused: Senators Holman, Stender—2.

HOUSE BILL NO. 246, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 278, by Representatives Schumaker, Haussler, Newhouse, Benitz and Gladder:

Exempting Canadians from alien gun licensing.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 278 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 278, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 7; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Henry, McCutcheon, Matson, Pritchard, Ryder, Sandison, Talley—7.

Excused: Senators Holman, Stender—2.

ENGROSSED HOUSE BILL NO. 278, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 542, by Representatives Gallagher, Grant, Backstrom and Heavey: Removing certain ad valorem taxes on mobile homes or trailers.

REPORT OF STANDING COMMITTEE

March 28, 1969.

HOUSE BILL NO. 542, removing certain ad valorem taxes on mobile homes or trailers (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, beginning on line 9, strike all the material down to and including "tion" on line 12, and insert:

"No mobile home or travel trailer within the scope of subsection (1) of RCW 82.50.180 and no mobile home or travel trailer with respect to which the excise tax imposed by this chapter is payable shall be listed and assessed for ad valorem taxation"

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Foley, Greive, McCormack, Marquardt, Odegaard, Pritchard, Ridder, Sandison, Stortini, Walgren, Williams, Woodall.

The bill was read the second time by sections.

Senator McCormack moved adoption of the committee amendment.

POINTS OF INQUIRY

Senator Gissberg: "Would Senator McCormack yield to a question? Senator McCormack, this bill went through your committee and I note that you leave on the emergency clause. Can you tell me what is so emergent about giving tax relief to somebody?"

Senator McCormack: "The reason for the emergency clause in this bill is because the department of revenue discovered early this year that under the construction of the existing law, mobile homes on display on sales lots would be subject to the inventory tax. They notified the county assessors who then notified the mobile home dealers.

"This bill was passed as a result of that particular situation to correct it and to bring the statute into conformity with the practice of no tax being levied. This emergency clause will prevent the anomaly of county assessors sending out notices on inventory tax on a bill that is going to go into effect to abolish that tax in a few months."

Senator Bailey: "Would Senator McCormack yield to a question? Senator McCormack, I have a little bill in that will repeal the inventory tax and it seems to me that you said that this was a very bad repealer. Now, wouldn't it be as just to repeal the inventory tax for trailers as to repeal the inventory tax for the rest of the taxpayers and business men of the state of Washington?"

Senator McCormack: "Well, Senator, you are speaking to the bill itself and I will be happy to answer that under discussion of third reading if you like. If you want me to answer it now, I will."

Senator Bailey: "I want a short answer. I don't want a speech."

Senator McCormack: "Senator, sometimes it isn't easy to give short speeches. The reason that the inventory taxes are not collected against automobiles and mobile homes is because they are subject to an excise tax in lieu of property tax and because this is collected starting at the moment of purchase. What this means is that on the average you pay the equivalent of a year and a half excise tax in lieu of property tax. More for a mobile home than you would on the equivalent piece of equipment, say a piece of farm equipment because it would not even be appraised until six months after it was purchased on the average and taxed a year later than that. So for automobiles and mobile homes where we charge an excise tax in lieu of property tax immediately upon purchase, we do not charge inventory tax."

Senator Gissberg: "Will Senator McCormack yield to a further question? Senator, as I read this amendment, this tax giveaway is only to the dealers and manufacturers but not the ultimate purchasers, is that not true?"

Senator McCormack: "No, as far as the state is concerned it is, Senator, but of course you recognize that the taxes in either case are passed along no matter what we are talking about, to the consumer and if we have both taxes on it, it amounts to double taxation. This will eliminate that situation."

Debate ensued.

Senator Bailey: "Would Senator McCormack yield? Senator, I am not really opposed to this bill except I want a little explanation of the cost. Who is going to pay for this repealer? Is it going to be the county or the state? You have me thoroughly confused with your answer to my last question and I am not sure just what you are doing now."

Senator McCormack: "At the present time there is no inventory tax being collected. We would have to go out and have a survey made to get the impact and since there is no tax being collected, there is no impact as far as present revenue of the state is concerned."

Further debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator McCormack, the rules were suspended, House Bill No. 542, as

amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 542, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 32; nays, 12; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Day, Dore, Faulk, Foley, Greive, Guess, Henry, Herr, Keefe, Knoblauch, McCormack, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Woodall—32.

Voting nay: Senators Andersen, Cooney, Donohue, Elicker, Gissberg, Huntley, Lewis (Brian), McCutcheon, Mardesich, Newschwander, Williams, Wilson—12.

Absent or not voting: Senators Durkan, Lewis (Harry), Pritchard—3.

Excused: Senators Holman, Stender—2.

HOUSE BILL NO. 542, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 293, by Representatives Conner, Berentson, Savage:
Permitting noncommercial harvesting of oysters.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 293 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 293, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Connor, Herr, Marquardt, Pritchard, Washington—5.

Excused: Senators Holman, Stender—2.

HOUSE BILL NO. 293, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, April 9, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, April 9, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Stender, Pritchard, Foley, Herr, Day and Walgren. On motion of Senator Atwood, Senators Stender and Pritchard were excused. On motion of Senator Bailey, Senator Foley was excused. On motion of Senator Greive, Senators Herr and Day were excused. On motion of Senator Uhlman, Senator Walgren was excused.

The Color Guard, consisting of Pages Gordon Campbell, Color Bearer, and Beth Ramey, presented the Colors. Reverend Charles Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God and Father, we thank Thee for the promise of another day and the privilege of sharing in Thy purposes for man.

"Bless the legislators today as they build upon the foundations they have already laid in this biennium. Give them an architect's insight in fashioning a design for the general good. Grant them a craftsman's skill in structuring their legislation, and bless them with the unanimity and mutual trust of a 'closed shop'.

"Help them not to be unduly disturbed by us sidewalk superintendents who have the leisure to criticize but often lack the knowledge to understand the will to contribute. Amen."

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

REPORTS OF STANDING COMMITTEES

April 9, 1969.

SENATE CONCURRENT RESOLUTION NO. 4, authorizing study for creation of metropolitan graduate centers (reported by Committee on Higher Education and Libraries): MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

SENATE CONCURRENT RESOLUTION NO. 16, requesting a study of the need for superior court redistricting (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

March 11, 1969.

ENGROSSED HOUSE BILL NO. 91, providing control for noxious weeds (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Day, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 110, granting additional recourse to creditors (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

ENGROSSED HOUSE BILL NO. 193, relating to withdrawal, revocation or modification of state trust lands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Metcalf, Odegaard, Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

HOUSE BILL NO. 194, authorizing sewer-water district mergers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Vice Chairman; Elicker, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Stortini, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

ENGROSSED HOUSE BILL NO. 267, requiring economic analysis before sale of state lands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Metcalf, Odegaard, Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

HOUSE BILL NO. 362, regulating cigarette sales (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Foley, Huntley, Knoblauch, Lewis (Brian), McDougall, Newschwander, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

HOUSE BILL NO. 450, relating to the board of industrial insurance appeals (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 466, prohibiting discrimination in real estate transactions (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Foley, Greive, Holman, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480, implementing law relating to community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

SUBSTITUTE HOUSE BILL NO. 504, providing procedures for vacating county roads (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley.
 Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 520, making certain changes in the nonprofit corporation act (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

HOUSE BILL NO. 529, regulating the issuance of duplicate instruments (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 544, establishing standards for cabooses (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Cooney, Elicker, Keefe, McCutcheon, Newschwander, Odegaard.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

ENGROSSED HOUSE BILL NO. 567, establishing rivers inventory (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Metcalf, Odegaard, Peterson (Ted), Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

ENGROSSED HOUSE BILL NO. 571, licensing nursing home administrators (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Keefe, McCutcheon, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

ENGROSSED HOUSE BILL NO. 596, providing for solid waste management (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Metcalf, Odegaard, Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 622, providing exemplary damages for unfair business practices (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Gissberg, Holman, Ridder, Twigg, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 633, broadening public service retirement transfer rights (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 640, creating a governor's advisory committee on vendor rates (reported by Committee on State Government):

MAJORITY recommendation: Do pass.

Signed by: Senators Henry, Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 684, relating to changes in the current LID laws of cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

ENGROSSED HOUSE BILL NO. 691, increasing justice court fees (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Foley, Holman, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

HOUSE BILL NO. 717, requiring downed aircraft transmitters on certain airplanes (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Gissberg, Greive, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Newschwander, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

HOUSE BILL NO. 728, relating to maternity homes (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Keefe, McCutcheon, Newschwander.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 739, reorganizing vocational and occupational education administration (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Holman, Lewis (Harry), McCormack, Ryder, Williams, Wilson.

April 10, 1969.

MINORITY recommendation: Do not pass.

Signed by: Senator Dore.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 742, relating to racial discrimination in labor organizations (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

HOUSE BILL NO. 807, regulating industrial development corporations (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Foley, Huntley, Knoblauch, Lewis (Brian), McDougall, Newschwander, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 828, providing for state-wide data processing (reported by Committee on State Government):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Henry, Chairman; Day, Dore, Durkan, Lewis (Harry), McConmack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 9, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 22: Suborning perjury or intimidating witnesses by force.

SENATE BILL NO. 34: Providing that Washington history as a required subject may be included in a course in United States history.

SENATE BILL NO. 201: Implementing law relating to second class shorelands.

SENATE BILL NO. 229: Providing rights, duties and liabilities of directors, shareholders and officers of corporations.

SENATE BILL NO. 376: Requiring counties to indemnify their officials and employees.

SENATE BILL NO. 462: Providing procedures for payment of state expenses.

SENATE BILL NO. 463: Providing for transactions between state agencies.

SENATE BILL NO. 492: Relating to the Washington State seashore conservation area.

SENATE BILL NO. 502: Authorizing sale of portion of land of school for the deaf, Vancouver, Washington.

SENATE BILL NO. 518: Implementing law relating to motor vehicle dealers' and salesmen's licenses.

SENATE BILL NO. 662: Authorizing school director to lease school buses to transport scouts to Boy Scout Jamboree.

Sincerely,

JOHN SHERWOOD
Legislative Counsel.

MESSAGE FROM THE HOUSE

April 8, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 30, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 774, by Senators Day, Greive, Twigg and McCutcheon:

An Act relating to state government; and providing for submission of this act to a vote of the people.

Referred to Committee on Ways and Means—Revenue and Taxation.

On motion of Senator Greive, the rules were suspended and an additional sponsor permitted on Senate Bill No. 774.

SENATE CONCURRENT RESOLUTION NO. 26, by Senators Odegaard, Sandison and Durkan:

Requesting legislative council to study salvage programs.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE CONCURRENT RESOLUTION NO. 30, by Representatives Bledsoe and O'Brien:

Providing compensation for legislative interns.

MOTIONS

On motion of Senator Mardesich, the rules were suspended, House Concurrent Resolution No. 30 was advanced to second reading.

On motion of Senator Mardesich, House Concurrent Resolution No. 30 was ordered placed on the second reading calendar for today immediately following Engrossed House Bill No. 709.

SECOND READING

ENGROSSED HOUSE BILL NO. 882, by Representatives Smythe, Zimmerman and O'Dell:

Relating to county flood control zone districts.

REPORT OF STANDING COMMITTEE

April 8, 1969.

ENGROSSED HOUSE BILL NO. 882, relating to county flood control zone districts (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass with the following amendments:

On page 3, add new sections following section 2 as follows:

"NEW SECTION. Sec. 3. There is added to chapter 153, Laws of 1961, and to chapter 86.15 RCW a new section to read as follows:

The board may provide by resolution for levying voluntary assessments, under a mode of annual installments extending over a period not exceeding fifteen years, on property benefited from a flood control improvement. Such voluntary assessment shall be imposed only after each owner of property benefited by the flood control improvement has agreed to the assessment by written agreement with the board. Such agreement shall be recorded with the county auditor and the obligations under the agreement shall be binding upon all heirs, and all successors in interest of the property.

The voluntary assessments need not be uniform or directly related to benefits to the property from the flood control improvement.

The levying, collection and enforcement hereby authorized shall be in the manner now and hereafter provided by law for the levying, collection and enforcement of local improvement assessments by cities of the first class, insofar as the same shall not be inconsistent with the provisions of this act.

The disposition of all proceeds from voluntary assessments shall be in accordance with RCW 86.15.130.

The proceeds from voluntary assessments may be used for any flood control improvement not inconsistent with the provisions of this act and in addition the proceeds may be used for operation and maintenance of flood control improvements constructed under the authority of this act.

NEW SECTION. Sec. 4. There is added to chapter 159, Laws of 1935 and to chapter 86.16 RCW a new chapter to read as follows:

"The prohibitions contained in RCW 86.16.080 and RCW 86.16.090 shall not apply to any improvement or structure nor to any property situated within any approved plat which improvement or structure was constructed or which plat has been filed for record prior to August 15, 1966."

Strike all of the title and substitute the following:

"An Act relating to flood control zone districts; amending section 3, chapter 153, Laws of 1961 and RCW 86.15.030; adding new sections to chapter 153, Laws of 1961, and to chapter 86.15 RCW; and adding a new section to chapter 159, Laws of 1935 and to chapter 86.16 RCW."

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the committee amendments were adopted.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 882, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 882, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 5; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson—40.

Absent or not voting: Senators Cooney, Huntley; McCormack, McCutcheon, Woodall—5.

Excused: Senators Foley, Pritchard, Stender, Walgren—4.

ENGROSSED HOUSE BILL NO. 882, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Peterson (Lowell), Engrossed House Bill No. 882 was ordered immediately transmitted to the House.

On motion of Senator Andersen, Senator Stender was excused.

HOUSE BILL NO. 309, by Representatives Lynch, Chatalas, Farr, Leckenby and Litchman (by departmental request):

Providing for prevention and care of venereal disease among minors.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, House Bill No. 309 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Guess: "Would Senator Day yield to a question? Senator Day, what is going to be the fiscal impact of this and where is the money coming from?"

Senator Day: "I don't think there will be any great fiscal impact but it will come through the department of public assistance in some instances but I believe in most instances it will come from the parent or guardian."

Senator Guess: "Senator Day, on line 25 it says 'the legal guardian shall not be liable for payment for any care rendered pursuant to this section.'"

Senator Day: "That is a good question, Senator Guess. I am not just sure in that instance who would be liable. Evidently, the doctor's bill would go unpaid because if the parent or guardian isn't liable, certainly the under age person wouldn't be. Possibly Senator Atwood could answer that."

Senator Atwood: "The minor is also liable for debts. Medical expenses are necessary under our law."

Senator Guess: "But Senator Atwood, the bill says that the legal guardian or parent shall not be liable for payment of any care rendered pursuant to this section."

Senator Atwood: "But the minor is liable."

Senator Guess: "You can't collect from a minor if you can't collect from the parent."

Senator Atwood: "Yes, you can in this case. This is a necessary."

Senator Guess: "How does it say so?"

Senator Atwood: "Medical treatment is a necessary under our law and always has been."

Senator Guess: "The minor has no right to contract?"

Senator Atwood: "That is correct. But this is not a contract. Senator. The law is that a minor is liable for his necessities, like food, clothing, medicine, medical assistance. He is not liable for things that are not considered a necessary. I am sure the doctor is going to protect himself in this case."

Further debate ensued.

Senator Guess: "Would Senator Elicker yield? Senator, what makes it a good piece of legislation as far as you are concerned?"

Senator Elicker: "As far as I am concerned, Senator Guess, we are looking at a situation that is an after the fact situation. We are looking at youngsters. Syphilis is known as the great dissembler. This is a disease that people get and the symptoms go away if not treated. With youngsters this age they are concerned when they have symptoms. Perhaps afraid to tell their parents, they don't get any medical care. Their symptoms go away, ten or fifteen years later, we see a significant number of these people in our institutions at public expense when the secondary and tertiary symptoms arise."

Senator Guess: "Senator Elicker, I have not had a great deal of experience, having no experience in medicine, but you make a statement that my army experience leads me to believe is very doubtful. In fact we had several problems with the general service regiment that we had overseas and the venereal disease rate in one of them got so high that we had to take a unit out of combat. None of the symptoms went away. Can you explain how the symptoms go away?"

Senator Elicker: "Senator Guess, having served in the navy, not in the army, I have had very little experience with this. However, I might say that I was referring specifically to syphilis. There are about, as I understand it, five or six common venereal diseases where the symptoms do not go away."

Senator Guess: "I can't understand why that makes it one of the best bills of the legislature."

Senator Gissberg: "Will Senator Uhlman yield to a question? Senator Uhlman, what is the age of the crime of statutory rape in this state?"

Senator Uhlman: "Eighteen, Senator."

Senator Gissberg: "Thank you."

MOTIONS

Senator Guess moved that House Bill No. 309 be referred to the Committee on Rules and Joint Rules.

On motion of Senator Atwood, the motion by Senator Guess was laid upon the table on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 309, and the bill passed the Senate by the following vote: Yeas, 35; nays, 9; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Cooney, Day, Donohue, Dore, Durkan, Elicker, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—35.

Voting nay: Senators Canfield, Connor, Faulk, Greive, Guess, Herr, Metcalf, Ridder, Wilson—9.

Absent or not voting: Senators Gissberg, Matson—2.

Excused: Senators Foley, Pritchard, Stender—3.

HOUSE BILL NO. 309, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Greive moved that Engrossed House Bill No. 709 be placed at the beginning of tomorrow's second reading calendar.

POINT OF INQUIRY

Senator Uhlman: "Senator Greive, I would like to know why you are making the motion to put this bill over?"

Senator Greive: "I have been in communication with the people from the city of Seattle and I have discussed the aspects of the bill and they are bringing down an expert that is very familiar with the details of this and how it will operate. I would like to have this information before I vote."

Senator Uhlman: "This wouldn't be Joe Diamond, would it?"

Senator Greive: "No, on the contrary, it would be the counterpart of Joe Diamond, someone that works for the City of Seattle."

The motion carried. Engrossed House Bill No. 709 was ordered placed on the second reading calendar for Thursday, April 10, 1969.

HOUSE CONCURRENT RESOLUTION NO. 30, by Representatives Bledsoe and O'Brien:

Providing compensation for legislative interns.

On motion of Senator Greive, House Concurrent Resolution No. 30 was ordered to take its place immediately following Engrossed House Bill No. 540 on second reading, Thursday, April 10, 1969.

HOUSE BILL NO. 318, by Representatives Saling, DeJarnatt and Scott:

Providing benefits for teachers' retirement.

Senator Ryder moved adoption of the following amendment:

On page 8, section 6(19) (a) after "basis" on line 13 insert a period and strike the matter down to and including "committee." on line 15 and insert "Such advice shall become part of the official minutes of the next succeeding meeting of the board. The counsel shall not be engaged in the business of buying, selling, or otherwise marketing securities during the time of its employment by the board."

POINTS OF INQUIRY

Senator Wilson: "Would Senator Ryder yield to a question? Senator Ryder, does this bill have a particular impact on the operating budget of the local school districts?"

Senator Ryder: "Not as it sits now. This is a bill which has a general amendment to the teachers' retirement law and it has immediate effect upon the local school district operating budget."

Senator Wilson: "It has a potential effect?"

Senator Ryder: "Any pension system of course that you have any kind of an amendment has a potential effect but you don't know what they will be until sometime in the future when your investment policies may take care of it or may not."

Senator Elicker: "In further response to Senator Wilson's question, the teachers' retirement is funded entirely from general fund appropriations. The local school districts make only social security payments on behalf of teachers and non-certificated employees and the entire employer contribution to the teachers' retirement is done with a general fund appropriation which I think this year is close to \$35-\$40 million."

Senator Ridder: "This bill in relation to your question does not change the basic pension formula whatsoever. It is merely bringing the administrative rules and regulations into order so it would not have, in this sense, any impact."

The motion carried and the amendment was adopted.

On motion of Senator Williams, the following amendment was adopted:

On page 14, section 14 (3), line 7 after "allowance" strike the remainder of the sentence and insert "which shall be the actuarial equivalent of the sum necessary to pay regular retirement benefits as of the earliest date upon which he could otherwise retire under subsections (1) and (2) of this section."

POINT OF INQUIRY

Senator Mardesich: "Before we leave second reading, I would like to ask Senator Ridder to yield. Senator Ridder, why do they make the director and the assistant director under this system not covered by the merit system?"

Senator Ridder: "Essentially, I think this is in keeping with general practice in the state. The director is an exempt position and so we make the director in this bill an exempt position."

Senator Mardesich: "In addition to that, can you give me some reason, referring to page 5, lines 27 and 30, the subject of the investment of funds in the Asian development bank and the Inter-American bank has come up in my committee with respect to other problems, primarily in respect to mutual banks. I wonder if you can tell us what this does and what the purpose of it is?"

Senator Ridder: "I am very sorry I cannot respond to this. Perhaps Senator Ryder

could better respond to that question. Actually this is bringing things into conformity with what now exists and I don't think essentially it is put in for any sneakiness."

Senator Mardesich: "If I might continue my question. This isn't the law now and that is why it is being put in. I have no particular feeling on this subject as of yet but it has come up before our committee and we haven't had an opportunity to analyze it. I wonder if anyone else has and what effect this has on the fund, if any, and whether or not it takes away from this state potential development of funds for this state.

"I have no aversion to developing Asia but I wonder if maybe the state of Washington is first and as I say, before having had any real exposure, I wonder what is the real need of this amendment and if there would be any strong objection to striking it at this time?"

Senator Ridder: "I would be willing to hold this bill over in order to get some expert advice as to what this actually does because I am at a loss too. Under Senate Joint Resolution No. 5 as you know, we did expand the investment capabilities and I am sure that nothing would be put in that wouldn't be very solidly funded by either American reserve or definite funds. If you would make the motion to put the bill down on the calendar, I would be willing to agree with that."

Senator Walgren moved adoption of the following amendment:

On page 6, section 6 (12), line 21 after "state" strike all matter down to and including the semicolon after "corporation" in line 24 and insert "in accordance with RCW 33.52.010 as from time to time amended;"

MOTIONS

On motion of Senator Mardesich, Engrossed House Bill No. 318 was made a special order of business immediately following lunch.

On motion of Senator Mardesich, Senator Ridder was excused.

HOUSE BILL NO. 659, by Representatives O'Dell, Smythe and McCaffree:

Exempting from business and occupation tax certain amounts or value received by taxing districts for payments to capital.

MOTION

On motion of Senator McCormack, House Bill No. 659 was made a special order of business immediately following Engrossed House Bill No. 318.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of former State Senator W. C. Raugust and appointed a special committee consisting of Senators Peterson (Ted), Newschwander and Huntley to escort Senator Raugust to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Senator Raugust to address the Senate.

ENGROSSED HOUSE BILL NO. 437, by Representatives Bledsoe, Hatfield, Lynch, Spanton, Flanagan and Morrison:

Providing for transfer of county property where not more than fifty registered voters in the area to be transferred.

The bill was read the second time by sections.

Senator Matson moved adoption of the following amendment:

On page 1, line 26 of the engrossed bill, being the first two lines of the text of the House committee amendment, after "shall" on line 26 of the engrossed bill, strike ", within twenty days of the date the petition was presented to it"

President Pro Tempore Henry assumed the Chair.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Matson yield? Senator Matson, I know you are concerned as other people about forced annexation and you are also quite well aware that most every law we pass here is of general application all over the state. Does this provide for a vote of the people if they want one on both areas?"

Senator Matson: "It provides for a vote of the people living in the district that is to be annexed and they can vote either for or against."

MOTION

Senator Washington moved that Engrossed House Bill No. 437 be made a special order of business after lunch.

POINT OF INQUIRY

Senator Canfield: "Will Senator Washington yield to a question? Senator Washington, I would inquire particularly what you have in mind. Is there any particular objection to the bill? Do you just want to check it a little more thoroughly?"

Senator Washington: "There are some possibilities of amendment relating to the provisions in the exchange of property between the counties."

Senator Canfield: "I am sure Senator Washington is familiar with the area. I have driven it hundreds of times and I am quite familiar with the problem there. I am hopeful there is no serious objection to the measure on your part, Senator Washington."

Senator Washington: "I do have some reservations as far as the measure itself is concerned but I would also like to have a chance to look at it closer. I will admit many times we should know what is coming on the calendar. We should do our homework sooner but once in a while these things appear on the calendar and it comes as a surprise. I would like to have it set over until the first order of business after lunch. I don't think that is too much to ask."

MOTION

On motion of Senator Mardesich, the motion by Senator Washington was amended to place Engrossed House Bill No. 437 as a special order of business immediately following House Bill No. 659.

ENGROSSED HOUSE BILL NO. 103, by Representatives Hawley, Veroske and Kink (by departmental request):

Amending the Pacific Marine Fisheries Compact.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 103 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 103, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Foley, Pritchard, Ridder, Stender—4.

ENGROSSED HOUSE BILL NO. 103, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 334, by Representatives Bluechel, Perry and Kirk:
Reducing public works lien withholdings.

REPORT OF STANDING COMMITTEE

April 8, 1969.

ENGROSSED HOUSE BILL NO. 334, reducing public works lien withholdings (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendment:

On page 3, section 2, line 4, after "commission" and before "thirty" insert "*, city or county, as appropriate.*"

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 334, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 334, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—42.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senators Durkan, Williams—2.

Excused: Senators Foley, Pritchard, Ridder, Stender—4.

ENGROSSED HOUSE BILL NO. 334, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 531, by Representatives Merrill, Wojahn and Brown: Relating to elevators and conveyances in buildings.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Engrossed House Bill No. 531 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 531 and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Durkan, Matson—2.

Excused: Senators Foley, Pritchard, Ridder, Stender—4.

ENGROSSED HOUSE BILL NO. 531, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

President Cherberg resumed the Chair.

ENGROSSED HOUSE BILL NO. 597, by Representatives Wolf, Sawyer, Curtis,

Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming, Hatfield, Hurley, Jastad, Jueling, Kalich, Kirk, Kopet, Kuehne, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske and Wojahn:

Providing for the positive identification of persons living in Washington.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendment was adopted:

On page 1, section 1, beginning on line 6 after "Section 1." strike all the matter down to and including "neighbors." on line 10

POINTS OF INQUIRY

Senator Uhlman: "Would Senator Washington yield to a question? Senator, would you clarify the need for the bill and whether or not it is going to cost the citizens and the taxpayers any additional money."

Senator Washington: "First, it will have some advantage as far as identification of drivers is concerned. The major advantage will undoubtedly be to the public at large in being able to have a convenient means of identification. This means of identification has been adopted to the driver's license which is the most universal document that you carry. Almost universally, if you go to a bank or hotel to cash a check, they will ask you for your driver's license. A large number of states do have the driver's license with the identification. This does not concern me since automobiles are so universal that the mere fact that we use the driver's license and charge the individual fifty cents for it, makes no difference whether it helps a great deal as far as the state patrol is concerned or whether it is a personal advantage.

"As to the financial impact, one document which was before the committee was presented by Representative Hal Wolf, one of the sponsors and as I recall, these figures were not contradicted by the motor vehicle department and were present and the statement presented to our committee reads that the bill provides for pictures on all driver's licenses and raises the fee fifty cents. This gives the state an opportunity to contract for this service and the cost estimate is less than thirty cents. The overall cost which is estimated will be taken care of by the fifty cent license fee. For the first year the cost is \$540,000 and for the second year of the biennium \$1,000,109.91 accumulative cost."

Senator Uhlman: "So in other words, the net impact on each individual who owns or holds a driver's license in our state is fifty cents and in addition to that there will be a general fund impact, is that correct?"

Senator Washington: "No, the figures I read are to be taken care of by the fifty cent increase in the license. The bill was presented to the highway committee and the information and evidence presented indicated that it would be a self-supporting program with the fifty cents."

Senator Canfield: "Will Senator Washington yield to a question? I don't know whether this question should go to you or some other attorney but I have recollection that there has been quite a bit of agitation in the legislature against taking pictures on applications. For instance in getting jobs as teachers or for state employment on the grounds of discrimination. My question to you is there any such objection to this measure?"

Senator Washington: "I have heard no such objection since it is completely universal and is used for identification purposes. The picture would not go along with application for employment. Of course, there is one provision in the bill that there will be a negative on file which can be used for law enforcement purposes. One thing I would like to point out. Any time you make an estimate, the official estimate of the department of motor vehicles is that it will be self-sustaining. As usual sometimes there are reservations expressed and one of the members of the motor vehicle department said that he had his fingers crossed somewhat as to whether it would be completely self-sustaining but at least the official information that we have is that it will be."

Senator Uhlman: "Would Senator Washington yield to a further question? Senator, as I understand this is not mandatory, is that correct?"

Senator Washington: "It is my impression that it is mandatory."

Senator Lewis (Brian): "Would Senator Washington yield? Senator, listening to your discussion with Senator Uhlman I think you said the cost of these photographs would be about thirty cents and the driver is going to have to pay fifty cents, is that correct?"

Senator Washington: "This is the information that was presented to the committee by Representative Wolf. On the other hand, I think many times our estimates are overly conservative and I would think to be on the safe side that we should have it at fifty cents to make sure that we are covering the entire cost."

Senator Lewis (Brian): "Pursuing that point, on page 2, line 4, it says that the entire fifty cents shall be deposited in the highway safety fund. Now presumably the idea of that is that money should be available for highway safety purposes. Is the cost of issuing licenses a charge which is made against the highway safety fund or is the current cost of issuing licenses a charge which is met by some other source so then the thirty or fifty cent impact is

going to be on another source? The highway safety fund will have made a nice gain of fifty cents but someplace the state government will have to pay the extra thirty cents for the fancier license plates."

Senator Washington: "From a technical budgetary point of view I don't think I can completely answer your question but the funds are going to come from the driver. They are going into basically motor fund sources. Maybe I don't get the import of your question."

Senator Lewis (Brian): "The bill indicates that the money goes to the highway safety fund specifically and also indicates this two places on the identification card. It doesn't say motor vehicle fund or department general fund, both indicate that it goes to the highway safety fund."

"That is fine if that is where we want the money to go and it helps highway safety but it then leaves, based upon what you said, a thirty cent cost impact on the department for each license."

Senator Washington: "It is going to take care of the cost of the license and as I understand it, no matter what fund it goes into this is the basis upon which the charge will be made."

Senator Lewis (Brian): "Would you have any objection, Senator Washington, if we held the bill over maybe until tomorrow to get Mr. Toms of the department of motor vehicles to answer this question?"

Senator Washington: "I think we could do it much quicker. I can't give you the exact route that the money will go but if you have a question that you definitely want answered, I just can't give you the definite answer as to just what fund it is going into and the channels through which this money will go."

MOTION

On motion of Senator McDougall, Engrossed House Bill No. 597 was ordered to hold its place on the second reading calendar for Thursday, April 10, 1969.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Day gave notice that at the proper time he would move for reconsideration of the vote by which House Bill No. 309 passed the Senate.

HOUSE BILL NO. 92, by Representatives Clarke (George W.), Clark (Newman H.) and Francis:

Reorganizing certain municipal courts.

The bill was read the second time by sections.

On motion of Senator Durkan, the following amendment was adopted:

On page 2, section 1, line 4, after "proceedings." insert "*The city shall assume the costs of the elections of the municipal judges in accordance with the provisions of RCW 29.13.045.*"

Senator Greive moved adoption of the following amendments:

On page 5, line 33 following "peace." add a new section to read as follows:

"*NEW SECTION. Sec. 8. Section 35.20.090, chapter 7, Laws of 1965 and RCW 35.20.090 are each amended to read as follows:*

In all civil cases and criminal cases where jurisdiction is concurrent with justices of the peace as provided in RCW 35.20.250, within the jurisdiction of the municipal court, the plaintiff or defendant may demand a jury, which shall consist of six citizens of the state who shall be impaneled and sworn as in cases before justices of the peace, or the trial may be by a judge of the municipal court. Each juror shall receive five dollars for each day in attendance upon the municipal court, and in addition thereto shall receive mileage as provided by law. [No] Trial by jury shall be allowed in criminal cases involving violations of city ordinances commencing January 1, 1972 unless such incorporated city affected by this chapter has made provision therefor prior to January 1, 1972."

Renumber the following sections.

On page 1, line 3 of the title, after "sections" and before "35.20.210" insert "35.20.090," and on line 5 of the title before "35.20.210" insert "35.20.090,"

Debate ensued.

The motion carried and the amendments were adopted.

On motion of Senator Greive, the rules were suspended, House Bill No. 92, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 92, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Henry, McCutcheon, Matson, Newschwander, Peterson (Lowell)—5.

Excused: Senators Foley, Pritchard, Stender—3.

HOUSE BILL NO. 92, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, all bills passed by the Senate today were ordered immediately transmitted to the House except for those upon which notice of reconsideration has been given.

HOUSE BILL NO. 310, by Representatives Whetzel, Wolf and Thompson (by departmental request):

Changing bases for grants to political subdivisions for pollution control projects.

The bill was read the second time by sections.

Senator Lewis (Brian) moved adoption of the following amendments:

On page 2, section 1, line 18, after "basin" and before "the commission" strike "for which" and insert "[for which] unless"

On page 2, section 1, line 20, after "plan" and before "unless" insert "and"

Debate ensued.

The motion carried and the amendments were adopted.

MOTION

On motion of Senator Andersen, Senator Newschwander was excused.

On motion of Senator Greive, the rules were suspended, House Bill No. 310, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 310, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 7; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Marquardt, Metcalf, Odegaard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Dore, Henry, Lewis (Harry), Mardesich, Matson, Peterson (Lowell), Peterson (Ted)—7.

Excused: Senators Foley, Newschwander, Pritchard, Stender—4.

HOUSE BILL NO. 310, as amended by the Senate, having received the constitutional

majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 311, by Representatives Evans, Jastad, Kopet, Scott, Kuehnle, Beck, Conner, Conway, Kirk, Richardson, Benitz, Curtis, Bledsoe, Morrison, Cunningham, Leckenby, Hatfield, Hurley, Murray, Pardini, McCormick, Lynch, Brown, Ceccarelli, Zimmerman, O'Dell, Hubbard, Wolf, Brouillet, Newhouse, Litchman, Wojahn, Adams, Kalich, Merrill and North:

Making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor.

The bill was read the second time by sections.

On motion of Senator Uhlman, the following amendment was adopted:

On page 2 beginning on line 17 strike all of section 4 and renumber section 5 as section 4.

POINT OF INQUIRY

Senator McCormack: "Would Senator Uhlman yield? Senator Uhlman, I have been trying to make sense of the first section of this bill. It seems to me that the definition if read in context would say that the phrase 'glue containing a solvent having the property of releasing toxic vapors or fumes shall mean any solvent material or substance having the property of releasing toxic vapors'. Is this the way you read it?"

Senator Uhlman: "Senator, I am a lawyer and you are a chemist and I agree with you."

MOTION

Senator Uhlman moved that Engrossed House Bill No. 311, as amended by the Senate, be re-referred to the Judiciary Committee.

Debate ensued.

The motion carried.

HOUSE BILL NO. 326, by Representatives Newhouse, DeJarnatt and Zimmerman (by departmental request):

Changing duties of the water resources advisory council.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, House Bill No. 326 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 326, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 6; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Durkan, Henry, Lewis (Harry), Matson, Ryder, Talley—6.

Excused: Senators Foley, Newschwander, Pritchard, Stender—4.

HOUSE BILL NO. 326, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 345, by Representative Wolf (by departmental request):

Providing personnel services and receiving federal funds for personnel services.

The bill was read the second time by sections.

On motion of Senator Atwood, the following amendments were adopted:

On page 1, line 4 of the title, after "1961" insert "as amended by section 5, chapter 45, Laws of 1969,"

On page 1, section 2, line 15, after "1961" insert "as amended by section 5, chapter 45, Laws of 1969,"

On page 1, section 2, line 25, after "(4)" strike all the matter down to and including "(5)" on line 26 and insert "[The department of highways]"

On motion of Senator Atwood, the rules were suspended, House Bill No. 345, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Lewis (Harry) yield? What is the significance of the underlined material in line 26?"

Senator Atwood: "I think I can answer that question. That particular title to which you refer are the people who are exempt under the civil service regulation. If you will look in the code that is what you will find. I looked it up too, Senator, and that is what it is."

Senator Lewis (Harry): "In further explanation, Senator Canfield, this permits the personnel department to offer these services that are described in the bill to other groups of people who weren't included prior to this act."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 345, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Durkan, Henry—2.

Excused: Senators Foley, Newschwander, Pritchard, Stender—4.

HOUSE BILL NO. 345, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 2:00 p.m.

MOTION

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

SENATE RESOLUTION: 1969-EX-29

By Senators Andersen, Greive, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon,

McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

WHEREAS, Jim Burns is gone; and, we are saddened by it, since his passing was swift, tragic and unexpected; and

WHEREAS, Each of us will miss him; but each of us will also be enriched by the memory of our knowing him. We are proud that he has shared with us and the public his many talents, abilities and skills as police judge, justice of the peace, columnist, bon vivant, gourmet, raconteur and member of the third house of the Washington State Legislature; and

WHEREAS, It is fitting and proper that we pause momentarily in our deliberations to honor the memory of our good friend Jim Burns;

NOW, THEREFORE, BE IT RESOLVED, That the Senate express its sincere regrets and sympathy to his widow, reminding her that we share her loss. Even though we too feel the deep loss of Jim's presence among us we and she can be reconciled in the knowledge that while here he made the lives of those with whom he came in contact fuller and richer. For this we express our gratitude; and

BE IT FURTHER RESOLVED, That a copy of this resolution be presented to Dorothy Burns by the Senate as a measure of our admiration and respect for the late Judge James E. A. Burns.

On motion of Senator Greive, the resolution was adopted.

SECOND READING

HOUSE BILL NO. 318, by Representatives Saling, DeJarnatt and Scott:
Providing benefits for teachers' retirement.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of House Bill No. 318 and the pending amendment by Senator Walgren, and adopted amendments by Senators Ryder and Williams.

There being no objection, Senator Walgren withdrew his proposed amendment.

Debate ensued.

On motion of Senator Walgren, the following amendment was adopted:

On page 6, section 6 (12), line 21 after "state" strike all matter down to and including "corporation" on line 24 and insert "[: PROVIDED, That the investment of any one fund in any one such savings and loan association shall not exceed the amount insured by the federal savings and loan insurance corporation] including investment in their savings accounts, deposit accounts, bonds, debentures, and other obligations or securities (except capital stock) which are insured or guaranteed by an agency of the federal government or by a private corporation, approved by the state insurance commissioner, which is licensed to insure real estate loans in the state of Washington: PROVIDED, That the investment in any such savings and loan association shall not exceed the amount insured or guaranteed"

On motion of Senator Mardesich, the following amendment was adopted:

On page 5, section 6, line 27, after "association" strike all the matter down to and including "bank" on line 28

On motion of Senator Ridder, the rules were suspended, House Bill No. 318, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 318, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 6; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Dore, Durkan, Gissberg, Keefe, Peterson (Lowell), Sandison—6.

Excused: Senators Pritchard, Stender—2.

HOUSE BILL NO. 318, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ridder, House Bill No. 318, as amended by the Senate, was ordered immediately transmitted to the House.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Lewis (Harry) gave notice that he would move tomorrow to reconsider the vote by which House Bill No. 345, as amended by the Senate, passed the Senate.

HOUSE BILL NO. 659, by Representatives O'Dell, Smythe and McCaffree:

Exempting from business and occupation tax certain amounts or value received by taxing districts for payments to capital.

REPORT OF STANDING COMMITTEE

March 28, 1969.

HOUSE BILL NO. 659, exempting from business and occupation tax certain amounts or value received by taxing districts for payments to capital (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 9, after "to" and before "chapter" strike all of the material through line 16 and insert "chapters 82.04 and 82.16 RCW a new section to read as follows:

The tax imposed by chapters 82.04 and 82.16 RCW shall not apply or be deemed to apply to amounts or value paid or contributed to any county, city, town, political subdivision, or municipal or quasi municipal corporation of the state of Washington representing payments of special assessments or installments thereof and interests and penalties thereon, charges in lieu of assessments, or any other charges, payments or contributions representing a share of the cost of capital facilities constructed or to be constructed or for the retirement of obligations and payment of interest thereon issued for capital purposes.

Service charges shall not be included in this exemption even though used wholly or in part for capital purposes."

In line 1 of the title after "taxation;" strike all of the rest of the title and insert the following: "exempting amounts or value paid and contributed to any county, city, town, political subdivision, or municipal or quasi municipal corporation for capital purposes or for the payment of bonds issued for capital purposes from the provisions of chapters 82.04 and 82.16 RCW; and adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; and prescribing an effective date."

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Greive, Lewis (Harry), McCormack, Mardesich, Odegaard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

POINTS OF INQUIRY

Senator Atwood: "Would Senator McCormack yield? Senator, I am going to ask you a couple of questions. In the first place, has the state ever charged B&O tax on local improvement districts or taxing assessment districts?"

Senator McCormack: "I have a letter from Chester Biesen that says that has not been the case. These taxes have never been collected since 1935 when the revenue act was passed. However, this year the department of revenue determined that under the law they should be collected."

Senator Atwood: "That was strictly a department of revenue ruling. There is no case on that, is there?"

Senator McCormack: "That is my understanding."

Senator Atwood: "Second question. In this amendment that we just adopted, I didn't get a chance to ask you if they exempt service charges and what do you mean by service charges?"

Senator McCormack: "Senator, I am not sure I can answer that question. Maybe someone else can. I would be glad to yield to anyone who could answer."

Senator Guess: "Senator Atwood, the normal service charge is on a sewer charge. They have in certain instances paid a part of the city's care out of the service charge on the sewage disposal system."

Senator Atwood: "Are you quite certain that those include only the normal water and service charges that presently pay B&O taxes?"

Senator McCormack: "I think I have an answer here. I have a letter from Don Burrows, the assistant director of the department of revenue and he says the impact of both bills would be similar and would affect essentially providers of water and sewer services. These measures would exempt from the coverage of the B&O tax that is received by taxing districts municipal corporations or political subdivisions from payment or contribution for capital improvement. All such payments made prior to initiation of service are presently subject to the B&O tax."

Senator Atwood: "I just wanted a clarification. I think their bill is okay as long as there is no misunderstanding about what that service charge is."

On motion of Senator McCormack, the rules were suspended, House Bill No. 659, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 659, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 9; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Gissberg, Herr, Keefe, Mardesich, Peterson (Lowell), Ryder, Sandison, Talley, Uhlman—9.

Excused: Senators Pritchard, Stender—2.

HOUSE BILL NO. 659, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 437, by Representatives Bledsoe, Hatfield, Lynch, Spanton, Flanagan and Morrison:

Providing for transfer of county property where not more than fifty registered voters in the area to be transferred.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 437 and the pending amendment by Senator Matson.

The motion by Senator Matson carried and the amendment was adopted.

On motion of Senator Matson, the rules were suspended, Engrossed House Bill No. 437, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 437, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 8; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Holman, Huntley,

Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Gissberg, Guess, Herr, Keefe, Peterson (Lowell), Ryder, Sandison, Talley—8.

Excused: Senators Pritchard, Stender—2.

ENGROSSED HOUSE BILL NO. 437, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Woodall, Engrossed House Bill No. 437, as amended by the Senate, was ordered immediately transmitted to the House.

ENGROSSED HOUSE BILL NO. 348, by Representatives Garrett, McCaffree and Backstrom:

Allowing department of revenue to exchange tax information with cities and towns.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 348 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 348, and the bill passed the Senate by the following vote: Yeas, 37; absent or not voting, 10; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Stortini, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—37.

Absent or not voting: Senators Gissberg, Herr, Keefe, Lewis (Harry), McCormack, Peterson (Lowell), Ryder, Sandison, Talley, Twigg—10.

Excused: Senators Pritchard, Stender—2.

ENGROSSED HOUSE BILL NO. 348, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Foley, Senator Durkan was excused.

HOUSE BILL NO. 376, by Representatives Chatalas, Zimmerman, Randall and Rosellini (by departmental request):

Establishing programs and procedures in the department of public assistance.

The bill was read the second time by sections.

Senator Atwood moved adoption of the following amendment:

On page 2, section 1, line 13 after the period add a new paragraph as follows:

"If the decision of the director is made in favor of the appellant, assistance shall be paid from the date of the denial of the application or forty-five days following the date of application, whichever is sooner; or in the case of a recipient, from the effective date of the initial departmental county office decision."

Debate ensued.

The motion carried and the amendment was adopted.

Senator Atwood moved adoption of the following amendment:

On page 3, section 2, line 16 after "decision" strike "of the director or" and insert "[of the director or]" and on line 18 after "application" and before "or" strike the comma and insert "[,] or forty-five days following the date of application, whichever is sooner;" and on line 19 after "the" and before "decision" insert "initial departmental county office" and on line 19 after "decision" strike "from which he has appealed" and insert "[from which he has appealed]"

POINT OF INQUIRY

Senator Greive: "Would Senator Atwood yield to a question? Senator, isn't it your understanding that the welfare recipient appealing is paid during the time his appeal is pending?"

Senator Atwood: "Right, they have to under this court. Prior practice had been they would terminate once they got the hearing underway."

The motion carried and the amendment was adopted.

On motion of Senator Stortini, the rules were suspended, House Bill No. 376, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Day: "Would Senator Stortini yield to a question? Senator Stortini, in section 11 it states 'The department is authorized to promulgate rules and regulations establishing eligibility for alternate living arrangements including minimum standards of care based upon need, in either hospitals or nursing homes', in our area we have had some problem with some of these patients being moved into older hotels, etc. Now is it the intent of that language that the department would be allowed to move these people into older hotels?"

Senator Stortini: "Senator, this is not the intent of the bill. In fact, this is the prime objective of the bill as I read it. It permits the encouragement of the development of the adult family home care such as foster care for adults who need protective living situations."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 376, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Gissberg, Keefe, Ryder, Sandison, Talley—5.

Excused: Senators Durkan, Pritchard, Stender—3.

HOUSE BILL NO. 376, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 408, by Representatives Leckenby, Merrill, Smythe, Evans, Pardini, Conner, Thompson and Lynch (by executive request):

Providing subsidies for special juvenile probation programs.

REPORT OF STANDING COMMITTEE

March 26, 1969.

ENGROSSED HOUSE BILL NO. 408, providing subsidies for special juvenile probation programs (reported by Committee on Public Institutions):

Recommendation: Do pass with the following amendments:

On page 1, section 3, line 23, after "prescribing" and before "standards" strike "minimum" and insert "minimum"

On page 2, section 5, line 16, after "the" and before "standards" strike "mimumum" and insert "minimum"

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

The bill was read the second time by sections.

On motion of Senator Odegaard, the committee amendments were adopted.

On motion of Senator Odegaard, the rules were suspended, Engrossed House Bill No. 408, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 408, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Dore, Gissberg, Keefe, Ryder, Sandison, Talley—6.

Excused: Senators Durkan, Pritchard, Stender—3.

ENGROSSED HOUSE BILL NO. 408, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 410, by Representatives Cunningham, DeJarnatt, Evans and Bozarth:

Constituting the traffic safety commission.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 410 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 410, and the bill passed the Senate by the following vote: Yeas, 37; absent or not voting, 9; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—37.

Absent or not voting: Senators Atwood, Dore, Elicker, Gissberg, Keefe, McCormack, Ryder, Sandison, Talley—9.

Excused: Senators Durkan, Pritchard, Stender—3.

HOUSE BILL NO. 410, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 465, by Representatives Lynch, Smythe, Kiskaddon, Kirk, Pardini, Barden, Wanamaker, Ceccarelli, Mentor, Jastad, Murray, North and Chatalas (by executive request):

Providing for placement of residents of state residential schools in group homes.

MOTION

Senator Woodall moved that House Bill No. 465 hold its place on the second reading calendar for Thursday, April 10, 1969.

Debate ensued.

The motion carried.

ENGROSSED HOUSE BILL NO. 471, by Representatives Bottiger, Haussler, Berentson and Lynch:

Authorizing the relocation of seats of government after an enemy attack.

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 471 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 471, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Gissberg, Herr, Keefe, McCormack, Sandison—5.

Excused: Senators Durkan, Pritchard, Stender—3.

ENGROSSED HOUSE BILL NO. 471, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 620, by Representatives Swayze, Marzano and Spanton (by departmental request):

Allowing statistical sampling to approve certain petitions.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the rules were suspended, House Bill No. 620, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 620, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Gissberg, Herr, Keefe, McCormack, Sandison—6.

Excused: Senators Durkan, Pritchard, Stender—3.

HOUSE BILL NO. 620, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 632, by Representatives Clarke (George W.), Bottiger and Whetzel:

Collecting and enforcing the annual license fees for corporations.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 632 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 632, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Dore, Gissberg, Keefe, McCormack, Sandison—5.

Excused: Senators Durkan, Pritchard, Stender—3.

ENGROSSED HOUSE BILL NO. 632, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 638, by Representatives Flanagan, Jolly, Amen and Bledsoe:

Relating to irrigation district assessments.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 638 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 638, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Gissberg, Herr, Keefe, McCormack, Sandison—5.

Excused: Senators Durkan, Pritchard, Stender—3.

HOUSE BILL NO. 638, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

THIRD READING

ENGROSSED HOUSE BILL NO. 77, by Representatives Veroske, Wanamaker and Hawley:

Providing for the protection of geoducks and hardshell clams.

On motion of Senator Peterson (Lowell), the rules were suspended and Engrossed House Bill No. 77 was returned to second reading.

Senator Elicker moved adoption of the following amendment by Senators Sandison and Elicker:

On page 1, line 16 of the printed bill, being line 15 of the engrossed bill, after "(0.0 ft.)" and before the period insert " , or which lie in an area bounded by the line of ordinary high tide (mean high tide) and a line one-half mile seaward from and parallel to said line of ordinary high tide"

Debate ensued.

The motion carried and the amendment was adopted.

Senator Peterson (Lowell) moved adoption of the following amendment by Senators Peterson (Lowell) and Elicker:

On page 1, section 1, line 22 of the printed bill, being line 20 of the engrossed bill, after "harvest." insert "All harvesting shall be done with hand held, manually operated water jet or suction device guided and controlled from under water by scuba or other diver."

Debate ensued.

POINT OF INQUIRY

Senator Metcalf: "Would Senator Peterson (Lowell) yield to a question? Senator, is this within the concept of the geoduck harvesting that has been envisioned by the fisheries department?"

Senator Peterson (Lowell): "We have to bear in mind that this is an experimental program and to date there has never been a harvesting of this resource and we are proceeding in a manner and fashion with these amendments that are proper to the ultimate development of this resource. I think with this amendment we are going into it on a more or less test basis, which I believe is a correct approach."

The motion carried and the amendment was adopted.

Senator Peterson (Lowell) moved adoption of the following amendment:

On page 3, section 4, line 1 of both the printed and engrossed bills, strike all the material beginning with "A license" on line 1 down through "controlled." on line 8 and insert:

"A license is required for gear in which the harvesting head is directly guided or controlled by hand, the fee for which license shall be one hundred dollars.

A license is required for each and every mechanical and/or hydraulic device operated for the purpose of taking clams other than geoduck clams for commercial purposes from tidelands and beds of navigable waters of the state of Washington, the fee for which license shall be three hundred dollars."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 77, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 77, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Marquardt, Newschwander, Sandison, Walgren—4.

Absent or not voting: Senators Gissberg, Herr, Uhlman—3.

Excused: Senators Durkan, Pritchard, Stender—3.

ENGROSSED HOUSE BILL NO. 77, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

March 21, 1969.

DR. CHARLES ODEGAARD, to the position of member of the Western Interstate Commission for Higher Education, appointed by the Governor on June 9, 1967 for the term ending June 9, 1971, succeeding himself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Atwood that the rules be suspended and the appointment of Dr. Charles Odegaard to the position of member of the Western Interstate Commission for Higher Education be now confirmed.

The motion carried.

APPOINTMENT OF DR. CHARLES ODEGAARD

The Secretary called the roll and the appointment of Dr. Charles Odegaard to the position of member of the Western Interstate Commission for Higher Education was confirmed by the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Gissberg, Peterson (Lowell), Peterson (Ted), Uhlman, Woodall—5.

Excused: Senators Durkan, Pritchard, Stender—3.

Having received the approval of the Senate, the appointment of Dr. Charles Odegaard, to the position of member of the Western Interstate Commission for Higher Education was confirmed.

March 21, 1969.

DR. GLENN TERRELL, to the position of member of the Western Interstate Commission for Higher Education, appointed by the Governor on September 1, 1967 for the term ending June 9, 1971, succeeding Dr. C. Clement French (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Dr. Glenn Terrell to the position of member of the Western Interstate Commission for Higher Education be now confirmed.

The motion carried.

APPOINTMENT OF DR. GLENN C. TERRELL

The Secretary called the roll and the appointment of Dr. Glenn C. Terrell to the position of member of the Western Interstate Commission for Higher Education was confirmed by the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Washington, Williams, Wilson—40.

Absent or not voting: Senators Connor, Gissberg, Peterson (Lowell), Talley, Uhlman, Woodall-6.

Excused: Senators Durkan, Pritchard, Stender-3.

Having received the approval of the Senate, the appointment of Dr. Glenn C. Terrell to the position of member of the Western Interstate Commission for Higher Education was confirmed.

February 21, 1969.

BAKER FERGUSON, to the position of member of the Washington State Highway Commission, appointed by the Governor on June 14, 1967 for the term ending July 1, 1969, succeeding Elmer Huntley (reported by the Committee on Highways):

MAJORITY recommends that said appointment be approved.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Walgren, Williams.

It was moved by Senator Atwood that the rules be suspended and the appointment of Baker Ferguson to the position of member of the Washington State Highway Commission be now confirmed.

The motion carried.

APPOINTMENT OF BAKER FERGUSON

The Secretary called the roll and the appointment of Baker Ferguson to the position of member of the Washington State Highway Commission was confirmed by the Senate by the following vote: Yeas, 32; absent or not voting, 14; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Cooney, Day, Donohue, Dore, Elicker, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Peterson (Lowell), Sandison, Stortini, Twigg, Washington, Williams, Wilson-32.

Absent or not voting: Senators Canfield, Connor, Faulk, Foley, Gissberg, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Talley, Uhlman, Walgren, Woodall-14.

Excused: Senators Durkan, Pritchard, Stender-3.

Having received the approval of the Senate, the appointment of Baker Ferguson to the position of member of the Washington State Highway Commission was confirmed.

February 21, 1969.

JOHN N. RUPP, to the position of member of the Washington State Highway Commission, appointed by the Governor on August 7, 1967 for the term ending July 1, 1973, succeeding James M. Blair (reported by the Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Walgren, Williams.

It was moved by Senator Atwood, that the rules be suspended and the appointment of John N. Rupp to the position of member of the Washington State Highway Commission be now confirmed.

The motion carried.

APPOINTMENT OF JOHN N. RUPP

The Secretary called the roll and the appointment of John N. Rupp to the position of member of the Washington State Highway Commission was confirmed by the Senate by the following vote: Yeas, 34; absent or not voting, 12; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Peterson (Lowell), Sandison, Stortini, Twigg, Washington, Williams, Wilson-34.

Absent or not voting: Senators Canfield, Dore, Gissberg, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Talley, Uhlman, Walgren, Woodall—12.

Excused: Senators Durkan, Pritchard, Stender—3.

Having received the approval of the Senate, the appointment of John N. Rupp to the position of member of the Washington State Highway Commission was confirmed.

February 21, 1969.

HAROLD WALSH, to the position of member of the Washington State Highway Commission, appointed by the Governor on July 1, 1968 for the term ending July 1, 1974, succeeding himself (reported by the Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Herr, Huntley, Knoblauch, Lewis (Brian), McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Walgren, Williams.

It was moved by Senator Mardesich that the rules be suspended and the appointment of Harold Walsh to the position of member of the Washington State Highway Commission be now confirmed.

The motion carried.

APPOINTMENT OF HAROLD WALSH

The Secretary called the roll and the appointment of Harold Walsh to the position of member of the Washington State Highway Commission was confirmed by the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Washington, Williams, Wilson—41.

Absent or not voting: Senators Gissberg, Odegaard, Uhlman, Walgren, Woodall—5.

Excused: Senators Durkan, Pritchard, Stender—3.

Having received the approval of the Senate, the appointment of Harold Walsh to the position of member of the Washington State Highway Commission was confirmed.

MOTION

At 3:40 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, April 10, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, April 10, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Stender and Williams. On motion of Senator Atwood, Senators Stender and Williams were excused.

The Color Guard, consisting of Pages Ridge Gordon, Color Bearer, and Anne Perry, presented the Colors.

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

REPORTS OF STANDING COMMITTEES

April 9, 1969.

HOUSE BILL NO. 45, extending urban renewal provisions to all counties (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Elicker, Faulk, Mardesich, Peterson (Ted), Ridder, Stortini, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

ENGROSSED HOUSE BILL NO. 56, repealing midwifery statutes (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Keefe, Odegaard, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

SUBSTITUTE HOUSE BILL NO. 130, implementing the law relating to certain insurance contracts for the handicapped (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Cooney, Day, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 7, 1969.

ENGROSSED HOUSE BILL NO. 257, authorizing private school students to attend public schools on a part time basis (reported by Committee on Education):

MAJORITY recommendation: Do pass as amended and referred to the Committee of Ways and Means.

Signed by: Senators Ridder, Chairman; Knoblauch, Marquardt, Metcalf, Odegaard, Talley, Uhlman, Washington.

MOTION

On motion of Senator Greive, the committee report was adopted and Engrossed House Bill No. 257 was referred to the Committee on Ways and Means.

April 10, 1969.

HOUSE BILL NO. 292, creating minimum insurance of 50-100-10 for state motor vehicles (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 349, amending public service company laws (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Foley, Huntley, Knoblauch, Lewis (Brian), McDougall, Newschwander, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 368, providing conditions before a water district is authorized to establish a sewer system (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Guess, McDougall, Peterson (Lowell), Peterson (Ted), Stortini, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

SUBSTITUTE HOUSE BILL NO. 427, regulating insurance (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Keefe, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 488, prescribing election procedures for members of state board of education (reported by Committee on Education):

MAJORITY recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Knoblauch, Marquardt, Metcalf, Odegaard, Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

HOUSE BILL NO. 507, designating proper depositories of public funds (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Gissberg, Huntley, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 515, establishing a medical examiner system (reported by Committee on Rules and Joint Rules):

MAJORITY recommendation: That Engrossed House Bill No. 515 be referred to the Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Bailey, Connor, Cooney, Foley, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Talley, Williams, Woodall.

MOTION

On motion of Senator Greive, the committee report was adopted and Engrossed House Bill No. 515 was referred to the Committee on Ways and Means—Appropriations.

April 9, 1969.

HOUSE BILL NO. 548, establishing a "riot reinsurance fund" (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Foley, Huntley, Knoblauch, Lewis (Brian), McDougall, Newschwander, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

April 9, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 180, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 9, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 15,

HOUSE BILL NO. 36,

HOUSE BILL NO. 54,

HOUSE BILL NO. 82,

HOUSE BILL NO. 98,

HOUSE BILL NO. 99,

HOUSE BILL NO. 168,

HOUSE BILL NO. 172,

SUBSTITUTE HOUSE BILL NO. 201,

HOUSE BILL NO. 215,

HOUSE BILL NO. 229,

HOUSE BILL NO. 230,

HOUSE BILL NO. 232,

HOUSE BILL NO. 246,

HOUSE BILL NO. 261,

HOUSE BILL NO. 278,

HOUSE BILL NO. 293,

SUBSTITUTE HOUSE BILL NO. 724,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 9, 1969.

Mr. President: The House has passed:

ENGROSSED SENATE BILL NO. 18,

SUBSTITUTE SENATE BILL NO. 205,

ENGROSSED SENATE BILL NO. 234,

SENATE BILL NO. 261,

ENGROSSED SENATE BILL NO. 299,

SENATE BILL NO. 350,

SENATE BILL NO. 372,

SENATE BILL NO. 410,

SENATE BILL NO. 414,

ENGROSSED SENATE BILL NO. 421,

ENGROSSED SENATE BILL NO. 458,

ENGROSSED SENATE BILL NO. 525,

SENATE BILL NO. 652,

SENATE BILL NO. 749,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SENATE RESOLUTION: 1969-EX-30

By Senators Metcalf, Odegaard, Ridder, Stortini and Holman:

WHEREAS, The classified employees of the common schools of the state are a distinct group of public employees; and

WHEREAS, It is just and reasonable that such employees be treated equitably on a state-wide basis;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the Joint Committee on Education is authorized and requested to undertake a review of the statutes particularly applicable to the classified employees of the common schools to consider a uniform reenactment of these sections if necessary; and

BE IT FURTHER RESOLVED, That the Joint Committee on Education is authorized and requested to examine the salary schedules of classified common school employees, state-wide, and any other relevant data with the purpose of considering recommendation of a state-wide minimum salary schedule; and

BE IT FURTHER RESOLVED, That the Joint Committee on Education is authorized and requested to investigate the method and advisability of including the food service personnel of the various common schools within the budget and administrative authority of the state board of education and the superintendent of public instruction; and

BE IT FURTHER RESOLVED, That the results of these investigations be reported to the forty-second session of the legislature with any proposed legislation for the consideration of that body.

On motion of Senator Greive, the resolution was adopted.

SIGNED BY THE PRESIDENT

The President has signed:

HOUSE BILL NO. 15,
 HOUSE BILL NO. 36,
 HOUSE BILL NO. 54,
 HOUSE BILL NO. 82,
 HOUSE BILL NO. 98,
 HOUSE BILL NO. 99,
 HOUSE BILL NO. 168,
 HOUSE BILL NO. 172,
 SUBSTITUTE HOUSE BILL NO. 201,
 HOUSE BILL NO. 215,
 HOUSE BILL NO. 229,
 HOUSE BILL NO. 230,
 HOUSE BILL NO. 232,
 HOUSE BILL NO. 246,
 HOUSE BILL NO. 261,
 HOUSE BILL NO. 278,
 HOUSE BILL NO. 293,
 SUBSTITUTE HOUSE BILL NO. 724.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 27, by Senators Odegaard, Donohue, Wilson, Matson and Stortini:

Requesting Joint Interim Committee on Education to study compensation for school board members.

Referred to Committee on Education.

On motion of Senator Odegaard, the rules were suspended and additional sponsors permitted on Senate Concurrent Resolution No. 27.

SECOND READING

ENGROSSED HOUSE BILL NO. 709, by Representatives Whetzel, Perry and Leland: Authorizing first, second and third class cities to establish off-street parking facilities.

On motion of Senator Uhlman, Engrossed House Bill No. 709 was made a special order of business for 11:00 a.m. today.

HOUSE CONCURRENT RESOLUTION NO. 30, by Representatives Bledsoe and O'Brien:

Providing compensation for legislative interns.

The resolution was read the second time in full.

On motion of Senator Mardesich, the following amendment was adopted:

On line 18, after "legislature" and before the period insert "and to be paid on a pro rata basis for April, 1969, in no event beyond April 12, 1969"

On motion of Senator Bailey, the rules were suspended, House Concurrent Resolution No. 30, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No.

30, as amended by the Senate, and the resolution passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson—43.

Voting nay: Senator Woodall—1.

Absent or not voting: Senators Andersen, Peterson (Ted), Ryder—3.

Excused: Senators Stender, Williams—2.

HOUSE CONCURRENT RESOLUTION NO. 30, as amended by the Senate, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE BILL NO. 544, by Representatives Sawyer, Wolf and Berentson:

Establishing standards for cabooses.

REPORT OF STANDING COMMITTEE

April 9, 1969.

ENGROSSED HOUSE BILL NO. 544, establishing standards for cabooses (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass as amended.

On page 1, section 3, line 22, after the period and before "Draft" insert "There shall be an operative hand brake on each end."

Signed by: Senators Day, Chairman; Cooney, Elicker, Keefe, McCutcheon, Newschwander, Odegaard.

The bill was read the second time by sections.

Senator Day moved the committee amendment not be adopted.

Debate ensued.

The motion carried and the amendment was not adopted.

On motion of Senator Day, the rules were suspended, Engrossed House Bill No. 544 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 544, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—44.

Voting nay: Senator Guess—1.

Absent or not voting: Senators Dore, McCormack—2.

Excused: Senators Stender, Williams—2.

ENGROSSED HOUSE BILL NO. 544, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 499, by Representatives Mahaffey, Moon, Martinis and Conway:

Requiring monthly financial reports of school districts.

The bill was read the second time by sections.

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 499 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 499, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—44.

Absent or not voting: Senators Atwood, Dore, Matson—3.

Excused: Senators Stender, Williams—2.

ENGROSSED HOUSE BILL NO. 499, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 581, by Judiciary Committee:

Authorizing miscellaneous and mutual corporations.

The bill was read the second time by sections.

Senator Ryder moved that the rules be suspended, Substitute House Bill No. 581 be advanced to third reading, the second reading considered the third.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Ryder yield? Senator, I don't know what is in this bill."

Senator Ryder: "Senator McCutcheon, this is not my bill. It came from the Judiciary Committee and the reason I advanced it was because no one seemed to be doing so. As I understand this bill, it is one that puts back into the law the rules and regulations governing cooperatives and nonprofit corporations, miscellaneous corporations, which was inadvertently repealed at the last session of the legislature. It is one that quite a few people have been asking for and I am told it is a very necessary bill."

Senator McCutcheon: "Would Senator Uhlman yield? Senator Uhlman, what does this bill do, put the mutuals all under the regulatory department?"

Senator Uhlman: "When the original nonprofit corporation act, was passed last session there was a void left in the basic legislation of our dealing with the so-called miscellaneous mutual corporations. These acts were left literally homeless in terms of statutory authority under which they could operate so the Washington State Bar Association legislative committee undertook to study and propose this legislation to deal with and to provide a so-called model act for the mutual to operate.

"Mr. McBride, who represents a number of these mutual corporations, and a number of other attorneys who represent these corporations came together and met with the bar association legislative committee and this model act is the creation of their work. It is an act that is very necessary, otherwise they will simply have no statutory authority to form new corporations or in some instances to continue their operations and would leave them with a serious cog as to their operations. It is a necessary act and one that we must pass this session."

MOTION

On motion of Senator McCutcheon, Substitute House Bill No. 581 was ordered placed on second reading today immediately following Substitute House Bill No. 363.

ENGROSSED HOUSE BILL NO. 520, by Representatives Bottiger, Scott and Chapin: Making certain changes in the nonprofit corporation act.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 520 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 520, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odgaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—45.

Voting nay: Senator McCutcheon—1.

Absent or not voting: Senator Dore—1.

Excused: Senators Stender, Williams—2.

ENGROSSED HOUSE BILL NO. 520, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 540, by Representatives Swayze, Chapin and Rosellini:

Relating to appeals from county board of adjustment.

The bill was read the second time by sections.

Senator Gissberg moved adoption of the following amendment by Senators Gissberg, Herr and Cooney:

On line 16, add a new section following section 1 as follows:

“NEW SECTION. Sec. 2. There is added to chapter 4, Laws of 1963, and to chapter 36.70 RCW a new section to read as follows:

“Any board may by resolution authorize the payment of a daily per diem allowance to each member of the county planning commission and to each member of the county board of adjustment for each day any member of the planning commission or any member of the board of adjustment participate in a planning commission or board of adjustment meeting. The daily per diem allowance authorized by this section shall not exceed twenty-five dollars per day.

“The per diem allowance authorized by this section shall be considered supplementary to any allowances authorized pursuant to the provisions of RCW 36.70.310 as now law or hereafter amended.”

POINTS OF INQUIRY

Senator Atwood: “Would Senator Gissberg yield to a question? Senator Gissberg, per diem is a term that has some legal significance and usually is used in terms of subsistence and lodging. I would think that what you are trying to do is not to pay a remuneration by way of salary and perhaps it should read twenty-five dollars by way of salary or income rather than per diem. I think the use of the word ‘per diem’ in the amendment is a misnomer.”

Senator Gissberg: “It could be that you are right although apparently bill drafting prepared this amendment and modeled it after some of the other commissions.”

Senator McCormack: “Would Senator Gissberg yield? Senator, is there a limit on the number of days in a month that a commission may receive per diem and is it optional with the counties?”

Senator Gissberg: “One, it is optional with the counties. Secondly, no, there would be no limit except the practical limits of it. The people who serve on planning commissions and boards of adjustment have other businesses to take care of and they don’t make it a business to be serving on these boards so there is no limitation. The limitation is a practical one in that they don’t meet that frequently but probably the average planning commission does meet at least two days a month, that is in the larger counties at least and in some of them at least once a week.”

The motion carried and the amendment was adopted.

On motion of Senator Gissberg, the following amendment to the title by Senators Gissberg, Herr and Cooney was adopted:

In line 1 of the title, after "to" and before the semicolon strike "appeals from county board of adjustments" and insert "county and regional planning; adding a new section to chapter 4, Laws of 1963, and to chapter 36.70 RCW"

On motion of Senator Gissberg, the rules were suspended, Engrossed House Bill No. 540, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 540, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Woodall-42.

Voting nay: Senators McDougall, Newschwander, Wilson-3.

Absent or not voting: Senators Odegaard, Talley-2.

Excused: Senators Stender, Williams-2.

ENGROSSED HOUSE BILL NO. 540, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, and previously given notice, Senator Lewis (Harry) moved that the Senate do now reconsider the vote by which the Senate passed House Bill No. 345, as amended by the Senate.

Debate ensued.

The motion carried.

On motion of Senator Lewis (Harry), House Bill No. 345 was returned to second reading for the purpose of amendment.

HOUSE BILL NO. 345, by Representative Wolf (by departmental request):

Providing personnel services and receiving federal funds for personnel services.

Senator Lewis (Harry) moved adoption of the following amendment:

On page 1, beginning on line 27, add the following sections:

"Sec. 3. Section 1, chapter 142, Laws of 1965 ex. sess., and RCW 41.60.010 are each amended to read as follows:

"As used in this chapter:

"(1) 'Board' means the employee suggestion awards board.

"(2) 'Employee suggestion program' means the program developed by the board under RCW 41.60.020(2).

"(3) 'Secretary' means the secretary of the employee suggestion program.

"(4) 'Institutions of higher learning' are the University of Washington, Washington State University, Central Washington State College, Eastern Washington State College, Western Washington State College, The Evergreen State College, and the various state community college districts.

"Sec. 4. Section 2, chapter 142, Laws of 1965 ex. sess., and RCW 41.60.020 are each amended to read as follows:

"(1) There is [hereby] established the employee suggestion awards board. The board shall consist of the director of personnel or his designee who shall serve as its chairman and [three] two state officers or state employees appointed by the governor, to serve at his pleasure. [The members of the board shall elect one member as chairman.] The governor shall appoint a state officer or state employee to serve as secretary of the employee suggestion program.

"(2) The board shall formulate, establish and maintain an employee suggestion program to encourage and reward meritorious suggestions by state employees that will promote efficiency and economy in the performance of any function of state government: *PROVIDED, That this 1969 amendatory act shall not apply to the institutions of higher learning or to their employees.*

"(3) The secretary, with the approval of the employee suggestion awards board, shall prepare rules and regulations necessary or appropriate for the proper administration and for the accomplishment of the purposes of this chapter.

"Sec. 5. Section 4, chapter 142, Laws of 1965 ex. sess., and RCW 41.60.040 are each amended to read as follows:

"Cash awards [, not to exceed a total of five thousand dollars during any fiscal year,] may be paid from the department of personnel service fund *not to exceed a total of five thousand dollars during any fiscal year from sources provided in this 1969 amendatory act, together with such other funds as may be available from donations, grants, and other sources: PROVIDED, That no award or awards in any fiscal year to any one employee shall exceed three hundred dollars.*

"Sec. 6. Section 5, chapter 142, Laws of 1965 ex. sess., and RCW 41.60.050 are each amended to read as follows:

"Administrative expenses of the board in administering this chapter [shall be limited to two hundred dollars per biennium and] shall be paid from the department of personnel service fund *and shall be limited to five thousand dollars per biennium from sources provided in this 1969 amendatory act together with such other funds as may be available from donations, grants and other sources.*

"Sec. 7. Section 6, chapter 142, Laws of 1965 ex. sess., and RCW 41.60.060 are each amended to read as follows:

"[(1)] *The estimated annual amount of the cash awards and administrative expenses under this chapter which are to be paid from the department of personnel service fund shall be in addition to the administrative expenses and costs of operating the personnel departments established under the provisions of RCW 41.06.030 [, 41.06.050] and 41.06.060, as now or hereafter amended, and shall be added to and collected with the administrative expenses and costs of operating [these agencies] the department of personnel under RCW 41.06.280.*

"[(2)] *Vouchers for the payment of cash awards and administrative expenses shall be prepared by the directors of the personnel boards established by RCW 41.06.030, 41.06.050 and 41.06.060 payable from the department of personnel service fund upon certification of the chairman or secretary of the employee suggestion awards board of the amount of the cash award and the person to whom the award has been made or the amount of the administrative expenses.]*

"*NEW SECTION.* Sec. 8. There is added to chapter 142, Laws of 1965 ex. sess., and to chapter 41.60 RCW a new section to read as follows:

"An amount may be charged against the agencies' allotments subject to chapter 41.60 RCW pro rata, at a rate to be fixed by the chairman of the employees suggestion awards board from time to time which will provide the employees suggestion awards board with funds to pay the administrative expenses and cash awards provided in this 1969 amendatory act during the allotment period. Funds made available from other sources for expenditure under this 1969 amendatory act shall be paid into and disbursed from the department of personnel service fund.

"The moneys for employees suggestion awards shall be disbursed by the state treasurer by warrant on vouchers duly authorized by the chairman of the employees suggestion awards board or his designee."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Lewis (Harry) the following amendment to the title was adopted:

On page 1, line 3 of the title, after "service;" insert "providing that agencies shall reimburse the department of personnel for services rendered in administering the employees suggestions awards program;" and on line 4 after "41.06.080;" insert "amending section 1, chapter 142, Laws of 1965 ex. sess. and RCW 41.60.010; amending section 2, chapter 142, Laws of 1965 ex. sess. and RCW 41.60.020; amending section 4, chapter 142, Laws of 1965 ex. sess. and RCW 41.60.040; amending section 5, chapter 142, Laws of 1965 ex. sess. and RCW 41.60.050; amending section 6, chapter 142, Laws of 1965 ex. sess., and RCW 41.60.060;"

On line 5 of the title before "adding" strike "and" and on line 6, after "RCW" and before the period insert "; and adding a new section to chapter 142, Laws of 1965 ex. sess., and to chapter 41.60 RCW"

On motion of Senator Lewis (Harry), the rules were suspended, House Bill No. 345, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 345, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 7; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortifni, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—40.

Absent or not voting: Senators Dore, Durkan, Gissberg, Guess, Huntley, Metcalf, Pritchard—7.

Excused: Senators Stender, Williams—2.

HOUSE BILL NO. 345, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 61, by Representatives Berentson, Galiagher and Wolf (by departmental request):

Regulating motor vehicles and motor vehicle drivers.

MOTION

On motion of Senator Washington, Engrossed House Bill No. 61 was made a special order of business immediately after lunch today.

ENGROSSED HOUSE BILL NO. 709, by Representatives Whetzel, Perry and Leland: Authorizing first, second and third class cities to establish off-street parking facilities.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 709.

The bill was read the second time by sections.

On motion of Senator Pritchard, the following amendment was adopted:

On page 8, section 11, line 21 after "this chapter." insert "The proceeds of such excise tax shall be allocated by the county treasurer to the various taxing authorities in which such property is situated, in the same manner as though the property were in private ownership."

Senator Walgren moved adoption of the following amendment:

On page 10, after section 13, add a new section to read as follows:

"Sec. 14. Section 35.86.020, chapter 7, Laws of 1965 as amended by section 14, chapter 144, Laws of 1967 ex. sess. and RCW 35.86.020 are each amended to read as follows:

"In order to provide for off-street parking space and/or facilities, such cities are authorized, in addition to [their] *the powers already possessed by them* for financing public improvements, to finance their acquisition and construction through the issuance and sale of revenue bonds or general obligation bonds or both. Any bonds issued by such cities pursuant to this section shall be issued in the manner and within the limitations prescribed by the Constitution and the laws of this state.

"In addition local improvement districts may be created and their financing procedures used for this purpose in accordance with the provisions of Title 35 as now or hereafter amended.

"Such cities may authorize and finance the economic and physical surveys and plans, *acquisition* and construction, for off-street parking spaces and facilities, and the maintenance and management of such off-street parking spaces and facilities either within their general budget or by issuing revenue bonds or general obligation bonds or both.

"General obligation bonds issued hereunder may additionally be made payable from any otherwise unpledged revenue, fees or charges which may be derived from the ownership, operation, lease or license of off-street parking space or facilities or which may be derived from the license of on-street parking space.

"Such cities may, in addition to utilizing and pledging revenues from off-street parking

spaces and facilities, utilize and pledge revenues from on-street parking meters in exercising any of the powers provided by this chapter, including the financing of economic and physical surveys and plans, acquisition, and construction, for off-street parking facilities, the maintenance and management thereof, and for the payment of debt service of revenue bonds issued therefor.

"In the event revenue bonds are issued, such cities are authorized to make such covenants pertaining to the continued maintenance of on-street and/or off-street parking spaces and facilities and the fixing of rates and charges for the use thereof as are deemed necessary to effectuate the sale of such revenue bonds."

Renumber the remaining sections consecutively.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Walgren yield to a question? Senator Walgren, in view of your new section which you are adding on page 6, subsection 10, what is the need of your section in view of the language that is in subsection 10?"

Senator Walgren: "I don't think it has any effect whatsoever."

Senator Mardesich: "I notice they can't charge any more or less than a private facility and I assume they would be operating at a profit or they wouldn't be in business. What would be the necessity of pledging on-street parking charges?"

Senator Walgren: "As I understand the situation right now, this amendment will simply allow the cities to operate an off-street parking facility and use the revenue that might be derived from parking meters for that purpose to retire the bonds that are required to build this particular facility."

Senator Mardesich: "Yes, but subsection 10 of section 7 provides that they shall pay a charge no more or less than prevailing commercial rates and if they are doing that, what is the necessity of pledging on-street parking fees is my point?"

Senator Walgren: "I am sorry. I missed the point."

Senator Mardesich: "If they can charge no more or no less than a private operator, I would assume that that private operator would not be in business unless he is making a profit because he can't afford to stay in business if he isn't making a profit. If he is making a profit and in business then why should the city do anything more or less than that. Why should they need the on-street parking fees to justify their bonding. This is the point."

Senator Walgren: "I think that this is just a question of philosophy here, Senator Mardesich, as to whether it is proper for the cities to be engaged at all in providing parking facilities for its citizens or whether it should be left entirely to the private enterprise. Many cities feel that they should have the authority to provide parking facilities for their people. This would permit them to do so otherwise they have great difficulty in doing so."

Senator Mardesich: "I actually see nothing wrong with the section except I see no need for it."

Senator Talley: "I think I can answer Senator Mardesich's question. It is just affecting the sale of the bonds. The bond attorneys want more revenue pledged in case this off-street parking doesn't pay. They have a guarantee payment, that's all."

Senator Uhlman: "Would Senator Walgren yield to a question? Senator, in the event that the House would not concur in this amendment, would it be your recommendation to the Senate that we recede from this amendment?"

Senator Walgren: "I think that is a question I would have to answer when and if that particular bridge needs to be crossed."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Mardesich the following amendment was adopted:

On page 5, section 7, line 19, after "business;" strike "dedicate any property for public purposes;"

Senator Gissberg moved adoption of the following amendment:

On page 6, section 7, line 4, after "city." strike all the matter down to and including "area." on line 7.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Gissberg yield to a question? Senator Gissberg, in listening to your proposed amendment, I was just reading this over and it says that the individual private operator doesn't set the rate but rather it refers to the prevailing rate and I am just wondering what the interpretation of that word 'prevailing' would mean to you?"

Senator Gissberg: "'Prevailing' simply means the rate that is being charged at the time."

Senator Canfield: "I had a little different interpretation of that. 'Prevailing' would mean to me which rate prevails. That is what the average rate or the customary rate is rather than one which happens to be in existence at a certain place at a certain time."

Senator Greive: "I would like to answer that by saying that we assume it is the West Seattle or University District where they don't charge anything. Does that mean that

because one lot in the whole area does charge, for instance they have one in the University District next to the Meany Hotel which charges but a vast majority of the parking in that area is free the same as in West Seattle because they have the same set up, owned by the merchants or a non-profit corporation. So then you would probably have to charge the only rate that could be charged and it means that there couldn't be any free public parking in connection with this even if the merchants wanted to pay for it."

The motion carried and the amendment was adopted.

On motion of Senator Walgren, the following amendment to the title was adopted:

In line 3 of the title after ".040;" and before "and adding" insert "amending section 35.86.020, chapter 7, Laws of 1965, as amended by section 14, chapter 144, Laws of 1967 ex. sess. and RCW 35.86.020;"

MOTION

On motion of Senator Atwood, Senator Twigg was excused.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 709, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 709, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall-41.

Voting nay: Senators Foley, Henry, McCutcheon, Mardesich-4.

Absent or not voting: Senator Newschwander-1.

Excused: Senators Stender, Twigg, Williams-3.

ENGROSSED HOUSE BILL NO. 709, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Uhlman, all bills passed today were ordered immediately transmitted to the House except those under reconsideration.

SUBSTITUTE HOUSE BILL NO. 363, by Committee on Transportation:

Providing for urban arterial planning.

REPORT OF STANDING COMMITTEE

March 10, 1969.

SUBSTITUTE HOUSE BILL NO. 363, providing for urban arterial planning (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 1, line 3, after "county." insert "For the purposes of this subsection, the term county engineer shall mean the director of public works in any county in which such a position exists."

On page 5, section 7, line 28, after "ensuing biennium." add a new paragraph to read as follows:

"The Urban Arterial Board may, within the constraints of available urban arterial trust funds, consider additional projects for authorization upon a clear and conclusive showing by the submitting local government that the proposed project is of an emergent nature and that its need was unable to be anticipated at the time the six-year program of the local

government was developed. Such proposed projects shall be evaluated on the basis of the priority rating factors specified in RCW 47.26.220."

On page 6, line 18, after section 7, add a new section to read as follows:

"NEW SECTION. Sec. 8. The rule of strict construction shall have no application to this 1969 act or to the provisions of chapter 47.26 RCW, and they shall be liberally construed in order to carry out an effective, efficient and equitable program of financial assistance to urban area cities and counties for arterial roads and streets."

Renumber the remaining section consecutively.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Elicker, Faulk, Foley, Guess, Herr, Huntley, Lewis (Brian), McDougall, Marquardt, Peterson (Lowell), Pritchard, Ridder, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Substitute House Bill No. 363, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 363, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—43.

Absent or not voting: Senators Durkan, Matson, Pritchard—3.

Excused: Senators Stender, Twigg, Williams—3.

SUBSTITUTE HOUSE BILL NO. 363, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 581, by Judiciary Committee:

Authorizing miscellaneous and mutual corporations.

The Senate resumed consideration of Substitute House Bill No. 581 on second reading.

On motion of Senator Atwood, the rules were suspended, Substitute House Bill No. 581 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 581, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—42.

Absent or not voting: Senators Durkan, Lewis (Brian), Matson, Newschwander—4.

Excused: Senators Stender, Twigg, Williams—3.

SUBSTITUTE HOUSE BILL NO. 581, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 367, by Representatives Cunningham, Conner and Veroske (by departmental request):

Exempting part time professional consultants from the classified service.

The bill was read the second time by sections.

Senator Atwood moved adoption of the following amendment:

On page 3, section 2, line 18 of the engrossed bill, after "the" strike "state department of personnel" and insert "central budget agency"

POINTS OF INQUIRY

Senator Guess: "Would Senator Atwood yield to a question? Senator Atwood, will this give the central budget agency the power to pass upon the engineering technical competence of the people who are being selected?"

Senator Atwood: "Only indirectly, Senator."

Senator Guess: "How indirectly, Senator Atwood?"

Senator Atwood: "They control the money now, Senator Guess, on allocation."

Senator Guess: "This is all right for money but I want to know is central budget agency going to have to spare a sufficient amount of personnel to judge the technical competence of the consultants proposed by the highway department?"

Senator Atwood: "I would assume that they would take the recommendation and look it over and see if it was worthwhile. Somebody has to control this. Senator Faulk did a study on the contract services on consultants and it was enormous. All we are trying to do is to get a handle on it and the central budget agency is the correct agency to put the handle with."

Senator Guess: "Senator Atwood, would this by any chance be a move to try to stop the highway department from using consultants?"

Senator Atwood: "Not a bit."

Senator Uhlman: "Would Senator Atwood yield to a question? Senator Atwood, I am looking very hastily at page 2, subsection (12). Could you tell me the significance of the change in the placing of the wording there?"

Senator Atwood: "This amendment is to the engrossed bill and you are looking at the bill with the House amendments."

Senator Uhlman: "I don't have the engrossed bill in my book."

Senator Atwood: "I know, it isn't in the book now. Would you repeat your question?"

Senator Uhlman: "My question is on the bill that we have before us in the book and I am wondering what the significance of the change in placement in section 12. Unfortunately there are no line numbers on this particular page but it is subsection 12 where the words 'and part time professional consultants' have been stricken in the first portion. Is that a grammatical change?"

Senator Atwood: "That is the way I would read it. I don't know that much about the bill but it seems to just replace it further down in the sentence so it doesn't change the overall meaning of that section."

Senator Uhlman: "It doesn't appear to but I was just curious as to what your interpretation was."

Senator Atwood: "My interpretation is just exactly what yours is. It doesn't change the meaning at all because those words were stricken outright after 'employees'."

MOTION

On motion of Senator Mardesich, Engrossed House Bill No. 367 and the pending amendment by Senator Atwood was made a special order of business after lunch.

ENGROSSED HOUSE BILL NO. 370, by Representatives Barden, Hawley and Jastad (by departmental request):

Relating to bid requirements in construction.

REPORT OF STANDING COMMITTEE

March 17, 1969.

ENGROSSED HOUSE BILL NO. 370, relating to bid requirements in construction (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended:

On page 3, section 3, line 14, after "constitutes a" and before "danger" insert "real or immediate"

On page 3, section 3, line 14, after "public" and before the period insert "or precludes prudent use of such ferries or facilities"

Signed by: Senators Washington, Chairman; Bailey, Elicker, Faulk, Herr, Huntley,

Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Talley, Walgren, Williams.

The bill was read the second time by sections.

Senator Washington moved the adoption of the committee amendments.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Washington yield to a question? Senator, in new section 4 there are some repealers and of course we have not had an opportunity to leave the Senate floor to check an RCW to see what those repealers are. Could you tell me what is being repealed in that section?"

Senator Washington: "Just quick off the top of my head I couldn't. If you would like some extra time I could hold this bill over."

Senator Uhlman: "I have been a little worried about the highway committee and I am just curious as to what the repealers would be."

Senator Washington: "I would be very happy for you to have the additional time if you would like."

Senator Uhlman: "I think I would rest a little easier if I had a chance to see what the repealers did."

MOTION

On motion of Senator Washington, Engrossed House Bill No. 370 and the committee amendments were made a special order of business following Engrossed House Bill No. 367.

ENGROSSED HOUSE BILL NO. 597, by Representatives Wolf, Sawyer, Curtis, Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming, Hatfield, Hurley, Jastad, Juelling, Kalich, Kirk, Kopet, Kuehne, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske and Wojahn:

Providing for the positive identification of persons living in Washington.

MOTION

On motion of Senator Washington, Engrossed House Bill No. 597, as amended by the Senate, April 9, 1969, was made a special order of business immediately following Engrossed House Bill No. 370.

ENGROSSED HOUSE BILL NO. 494, by Representatives Wolf, Conway, Bottiger, O'Dell, Gallagher, Conner, Perry, Adams, Wojahn, May, Shera, Jolly, Marzano, Richardson, Barden and Brouillet (by executive request):

Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

The bill was read the second time by sections.

On motion of Senator Durkan, the following amendments by Senators Durkan, Bailey, Lewis (Brian), Ridder and Uhlman were adopted:

On page 1, section 1, line 23, after "plans" and before "[: PROVIDED]" insert "*and when a department, division or separate agency of state government has employees located in an area served by a health care service contractor which itself furnishes the health care services contracted for, the department of general administration shall offer participation in a plan provided by such a direct service health care contractor as an additional choice to employees residing in such areas.*"

On page 3, section 4, line 11, after "through" and before "contracts" on line 12 strike "two"

Senator Day moved adoption of the following amendment:

On page 2, section 1, line 5, after "employees:" insert "*PROVIDED FURTHER, That all such contracts shall provide for reimbursement or indemnity of employees for services provided by practitioners licensed under chapters 18.25 RCW and 18.57 RCW within their respective scopes of practice, and such reimbursement or indemnity shall be provided on the same basis as payment for services of other practitioners: PROVIDED FURTHER, That if any such contract provides or pays benefits to or for employees for any hospitalization in any hospital as defined in RCW 70.41.020 as now or hereafter amended, other than for care in a hospital owned or operated directly and exclusively by a health care service contractor*"

for the benefit of its subscribers, then such contract shall to the same extent also provide or pay for hospitalization and hospital care services rendered to employees in any other hospital licensed under chapter 70.41 RCW when such hospitalization or hospital care services are prescribed by any members of any of the healing arts and professions who are admitted to or associated with the staff of any such hospital within the scope of their respective licenses under Title 18 RCW."

Debate ensued.

The motion carried and the amendment was adopted.

Senator Durkan moved the adoption of the following amendments by Senators Durkan and Lewis (Harry):

On page 2, section 1, line 19 after "code)" and before the period insert "as hereinafter amended in this 1969 amendatory act"

On page 3, beginning on line 30 following section 5 add four new sections to read as follows:

"Sec. 6. Section 1, chapter 187, Laws of 1959 as amended by section 2, chapter 135, Laws of 1967 and RCW 28.76.410 are each amended to read as follows:

"The regents, trustees, or board of directors of any of the state's educational institutions or school districts may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of, the enumerated types of insurance for the regents, trustees, members of boards of directors, students and employees of the institution or school district, and their dependents. Whenever funds shall be available for these purposes, the regents, trustees or board of directors of any of the state's educational institutions or school districts may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid, for the employees of their respective institutions or school districts and their dependents in an amount [not to exceed fifty percent of the premiums therefor, or ten dollars] limited to fifteen dollars per month per employee covered [, whichever is the lesser]. The premiums due on such liability insurance shall be borne by the university, college or school district. The premiums due on such life, health, accident, or disability and salary insurance shall be borne by the assenting regent, trustee, member of board of directors, or student.

Sec. 7. Section 28A.58.420, chapter —, Laws of 1969 (HB 58) and RCW 28A.58.420 are each amended to read as follows:

"The board of directors of any of the state's school districts may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of the enumerated types of insurance for the members of the boards of directors, the students, and employees of the school district, and their dependents. Whenever funds shall be available for these purposes the board of directors of the school district may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid for the employees of their respective school districts and their dependents in an amount [not to exceed fifty percent of the premiums therefor, or ten dollars] limited to fifteen dollars per month per employee covered [, whichever is the lesser]. The premiums on such liability insurance shall be borne by the school district. The premiums due on such life, health, accident or disability and salary insurance shall be borne by the assenting school board member, student or employee.

"Sec. 8. Section 28B.10.660, chapter —, Laws of 1969 (HB 58) and RCW 28B.10.660 are each amended to read as follows:

"The regents or trustees of any of the state's institutions of higher education may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of, the enumerated types of insurance for the regents or trustees, students and employees of the institution, and their dependents. Whenever funds shall be available for these purposes, the regents or trustees of any of the state's institutions of higher education may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid, for the employees of their respective institutions and their dependents in an amount [not to exceed fifty percent of the premiums therefor, or ten dollars] limited to fifteen dollars per month per employee covered [, whichever is the lesser]. The premiums due on such liability insurance shall be borne by the university or college. The premiums due on such life, health, accident, or disability and salary insurance shall be borne by the assenting regent, trustee or student.

"NEW SECTION. Sec. 9. Notwithstanding any other provision of this 1969 amendatory act, the provisions of section 6 hereof shall be effective only until the proposed educational code of 1969 (HB 58) becomes effective, at which time section 6 shall no longer be effective and sections 7 and 8 of this 1969 amendatory act shall become effective, said sections 7 and 8 of this 1969 amendatory act not being effective until such time."

Remember "Sec. 6." of the printed bill as "Sec. 10."

On page 3, section 6, of the printed bill beginning on line 32, strike "The" and insert "This 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and the"

POINTS OF INQUIRY

Senator Atwood: "Would Senator Durkan yield to a question? Senator Durkan, in effect you are hanging Senate Bill No. 209 on the end of this bill?"

Senator Durkan: "No, Senator, I think it was Senate Bill No. 181. As I understand it, the education people had several bills introduced, one is that they wanted no ceiling on it and they wanted to have the opportunity to negotiate with no ceiling on it and then they came in with a twenty-five dollar ceiling and that was another bill but I don't know the number of it.

"Now my amendment simply provides for equal treatment for those in education in the same manner as we did . . ."

Senator Atwood: "What is the fiscal impact of this bill?"

Senator Durkan: "As far as this bill is concerned, it merely enables when the money becomes available."

Senator Atwood: "That is well and good but now is the pressure going to be on the conference committee to fund an additional amount for this particular bill?"

Senator Durkan: "This might be a safety valve, Senator, when we get to conference and have to have some means of arriving at certain conclusions we have this to refer to but it means giving equal treatment to other state employees who are not under the code agencies. It means those who are in higher institutions and who are in the K-12 program will have the same opportunity to participate on like levels."

Senator Ryder: "Would Senator Durkan yield to a question? Senator, this amendment goes only to the health insurance program?"

Senator Durkan: "Senator Ryder, it doesn't change the present existing law which as the amendment on the desk will say that the university and the K-12 program can make available all types of insurance. The present law now provides that the employer, the institution or the school district, whatever it may be, provide and pay for liability insurance. We pay for the premiums now. We do not change any of the substantive law other than the fact that it says we had been paying ten dollars, the ceiling was ten dollars or half. Now we are saying it is fifteen dollars for employees and/or their dependents.

"So under the law and regardless of my amendment, the institutions of higher education and/or the school districts can now make available to their employees all types of insurance. For instance, Senator, if you will recall in 1967 we said that the school districts and/or institutions could make available liability, life, health, accident and disability. We did that already so this does not change that in any way. What it merely changes is the fact we also said in 1967 that the ceiling or the limitation would be not to exceed fifty percent of the premium or ten dollars."

Senator Ryder: "This is in the educational area?"

Senator Durkan: "That is correct."

Senator Ryder: "You are bringing this ten dollars up to fifteen and striking the fifty percent provision?"

Senator Durkan: "That is right, Senator. Now you want to remember that the Governor in his budget provides for this for state employees."

Senator Ryder: "State employees at fifteen dollars now with no limitation?"

Senator Durkan: "Exactly the same as my proposal does and all I am saying is that we ought to give equal treatment with the exception that this is merely permissive legislation and that is the way we passed it in 1967."

Senator Guess: "Would Senator Durkan yield? Senator Durkan, in section 9 of your amendment it says 'that the provisions of section 6 shall be effective only if House Bill No. 58 does not become effective at which time sections 7 and 8 of this amendatory act would become effective. Does this mean that the fifteen dollars was already included in House Bill No. 58?'"

Senator Durkan: "Mr. President and Senator, this is an amendment to House Bill No. 58 should it become effective."

Senator Guess: "I see. Thank you."

Senator Ridder demanded a roll call and the demand was sustained by Senators Knoblauch, Foley, Keefe, Durkan, Connor, Washington, McCormack, Walgren, Stortini and Odegaard.

ROLL CALL

The Secretary called the roll. The motion carried and the amendments by Senators Durkan and Lewis (Harry) were adopted by the following vote: Yeas, 30; nays, 16; absent or not voting, 1; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—30.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Gissberg, Guess, Huntley, Lewis (Brian), McDougall, Matson, Metcalf, Pritchard, Ryder, Twigg, Woodall—16. Absent or not voting: Senator Newschwander—1.

Excused: Senators Stender, Williams—2.

On motion of Senator Durkan, the following amendment to the title was adopted:

On page 1, in line 6 of the title, after the semicolon after "RCW" and before "and providing" insert "amending section 1, chapter 187, Laws of 1959 as amended by section 2, chapter 135, Laws of 1967 and RCW 28.76.410; amending sections 28A.58.420 and 28B.10.660, chapter —, Laws of 1969 (HB 58) and RCW 28A.58.420 and 28B.10.660; providing for the correlative and pari materia construction of this 1969 act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; declaring an emergency"

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 494, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 494, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—42.

Voting nay: Senators Canfield, Gissberg, Guess, Twigg, Woodall—5.

Excused: Senators Stender, Williams—2.

ENGROSSED HOUSE BILL NO. 494, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President has signed:

- SENATE BILL NO. 18,
- SUBSTITUTE SENATE BILL NO. 205,
- SENATE BILL NO. 234,
- SENATE BILL NO. 261,
- SENATE BILL NO. 299,
- SENATE BILL NO. 350,
- SENATE BILL NO. 372,
- SENATE BILL NO. 410,
- SENATE BILL NO. 414,
- SENATE BILL NO. 421,
- SENATE BILL NO. 458,
- SENATE BILL NO. 525,
- SENATE BILL NO. 652,
- SENATE BILL NO. 749.

MOTION

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

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The Speaker has signed:

- HOUSE BILL NO. 103,
- HOUSE BILL NO. 326,
- HOUSE BILL NO. 348,

HOUSE BILL NO. 410,
 HOUSE BILL NO. 471,
 HOUSE BILL NO. 531,
 HOUSE BILL NO. 620,
 HOUSE BILL NO. 632,
 HOUSE BILL NO. 638,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

REPORTS OF STANDING COMMITTEES

April 10, 1969.

SENATE CONCURRENT RESOLUTION NO. 26, requesting legislative council to study salvage programs (reported by Committee on Natural Resources, Fisheries and Game):
 Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

SUBSTITUTE HOUSE BILL NO. 90, increasing the number of superior court judges (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Gissberg, McCormack, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 120, regulating use of debt adjusters of the debtor's payments (reported by Judiciary Committee):

MAJORITY recommendation: Do pass.

Signed by: Senators Uhlman, Chairman; Andersen, Foley, Gissberg, Holman, Ridder, Twigg, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

ENGROSSED HOUSE BILL NO. 183, establishing a court of appeals (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Atwood, Durkan, Foley, Gissberg, Holman, Ridder, Twigg, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senator Metcalf moved the adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-31

By Senators Metcalf, Lewis (Brian), Henry, Donohue, Herr and Day:

WHEREAS, The organization known as the S.D.S., or Students for a Democratic Society, has been increasingly active at Washington State institutions of higher learning and recently at high schools in our state; and

WHEREAS, Their actions have become increasingly disruptive and destructive rather than projected toward meaningful solutions of the problems we all recognize; and

WHEREAS, Their communications system is obviously excellent as issues are used simultaneously at institutions of higher learning around the nation; and

WHEREAS, The constructive objectives of the S.D.S., if any, are unclear while their objectives appear to include immobilizing major educational institutions around the nation including the University of Washington; and

WHEREAS, The vast majority of students at our institutions do not support the S.D.S. and want to continue their education without interruption and it is the responsibility of the Legislature to ensure this by knowing the facts and providing these facts to the administrations of our educational institutions;

NOW, THEREFORE, BE IT RESOLVED, The Judiciary Committee of the Legislative Council be authorized and requested to conduct an investigation of: (1) the aims and objectives of the S.D.S.; (2) the organization of the S.D.S. in Washington State institutions at all levels and its relationships around the nation; (3) the financing of S.D.S. leadership and organization.

Debate ensued.

POINT OF INQUIRY

Senator Atwood: "Would Senator Greive yield to a question? Senator, I understand what this resolution does but my question is whether or not this body by a simple Senate resolution can authorize the legislative council to conduct an investigation. I think it takes a concurrent resolution, doesn't it?"

Senator Greive: "Correct."

MOTION

Senator Greive moved that Senate Resolution 1969-EX-31 be considered on Monday, April 14, 1969.

POINT OF INQUIRY

Senator Canfield: "Would Senator Greive yield? Senator Greive, on two occasions I asked for a Senate floor resolution instructing the legislative council to make certain studies and those were both cleared in this body without a joint resolution with the House and I wanted to ask you again about that. Both of those resolutions were passed without any question."

Senator Greive: "That is correct and traditionally they are followed. Normally, if one house requests something be done, it is a lot more persuasive. Most of the things that are assigned to committees, I have served for many years on the executive committee of the legislative council along with Senator Gissberg and two of the representatives on the executive committee, and the requests are filtered through the executive committee and sent out. I can assure you that one passed by one house has a great deal more weight than just passed by the grange or some organization or individual. So it does have a lot of weight but we have no authority to mandate it in any way."

The motion carried.

SIGNED BY THE PRESIDENT

The President has signed:

- HOUSE BILL NO. 103,
- HOUSE BILL NO. 326,
- HOUSE BILL NO. 348,
- HOUSE BILL NO. 410,
- HOUSE BILL NO. 471,
- HOUSE BILL NO. 531,
- HOUSE BILL NO. 620,
- HOUSE BILL NO. 632,
- HOUSE BILL NO. 638.

SENATE RESOLUTION: 1969-EX-32

By Senators Lewis (Harry), Washington, McDougall, Marquardt, Huntley, Mardesich, Henry and Greive:

WHEREAS, People throughout the state are becoming more conscious of esthetic considerations in the design of roads, bridges and rights-of-way; and

WHEREAS, For many years the State Highway Department has been working with the State Arts Commission to provide attractive design without sacrificing functional usefulness; and

WHEREAS, The State Highway Department because of the artistic ability of its design staff has been the recipient of many design awards over the years; and within the past year has been the recipient of two awards of merit from the American Institute of Steel Construction for the execution of design of the Satsop River and Corn Creek bridges; and

WHEREAS, It is fitting and proper that the Senate recognize the achievements of the Department in this area of responsibility;

NOW THEREFORE, BE IT RESOLVED, By the Senate, in legislative session assembled that it compliment the State Highway Department bridge design staff for their continuing efforts in bringing about a union of design and function which reflects great credit on the State of Washington and the Department of which they are a part; and

BE IT FURTHER RESOLVED, That a copy of this resolution suitably inscribed be presented to the Department, in care of Charles Prah, the director, and George Zahn, the chairman of the State Highway Commission.

On motion of Senator Lewis (Harry), the resolution was adopted.

President Pro Tempore Henry assumed the Chair.

MOTION

On motion of Senator Andersen, Senator Marquardt was excused.

ENGROSSED HOUSE BILL NO. 61, by Representatives Berentson, Gallagher and Wolf (by departmental request):

Regulating motor vehicles and motor vehicle drivers.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 61.

REPORT OF STANDING COMMITTEE

March 28, 1969.

ENGROSSED HOUSE BILL NO. 61, regulating motor vehicles and motor vehicle drivers (reported by Committee on Highways):

MAJORITY recommendation: Do pass with the following amendments:

On page 9, section 10, line 32 after "[thirtieth]" and before "day" strike "thirty-first" and insert "thirty-fifth"

On page 4, section 4, strike the entire section beginning on line 6 through and including line 8 on page 5.

Renumber the remaining sections consecutively.

On page 1, line 10, after ".083;" strike "amending section 46.16.090, chapter 12, Laws of 1961 and RCW 46.16.090;"

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Elicker, Guess, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Peterson (Lowell), Pritchard, Ridder, Stender, Talley, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the first committee amendment was adopted.

Senator Washington moved adoption of the second committee amendment.

Senator Washington moved adoption of the following amendment to the second committee amendment:

On page 4, section 4, line 2, strike "8" and insert "11"

The motion carried. The amendment to the amendment was adopted.

The amendment as amended was adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 13, section 14, beginning with "Any" on line 2 strike all the underlined material down to and including "department." on line 6.

Senator Washington moved adoption of the following amendment:

On page 3, section 3, line 27 strike all of section 3 and insert the following:

"Sec. 3. Section 46.16.060, chapter 12, Laws of 1961, as last amended by section 5, chapter 99, Laws of 1969, and RCW 46.16.060 are each amended to read as follows:

"Except as otherwise specifically provided by law for the licensing of vehicles, there shall be paid and collected annually for each calendar year or fractional part thereof and upon each vehicle a license fee in the sum of nine dollars and forty cents: PROVIDED, HOWEVER, That the fee for licensing each house moving dolly which is used exclusively for moving buildings or homes on the highway under special permit as provided for in chapter

46.44 RCW, shall be twenty-five dollars and no other fee shall be charged for the load carried thereon."

The bill was read the second time by sections.

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Washington, the committee amendment to the title was adopted.

On motion of Senator Washington, the following amendment to the title was adopted:

On page 1, line 8 of the title strike "section 1, chapter 25, Laws of 1965" and insert "section 5, chapter 99, Laws of 1969"

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 61, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "I would like to ask Senator Washington a question if he would yield. Senator Washington, you are an authority in this field but I wanted to ask you if the matter of pickup licenses was considered in this engrossed bill?"

Senator Washington: "The matter of the pickup license as it relates to towing a trailer is taken care of. The problem which you gave me, however, is not taken care of in this bill and if it is worked out, it will be done in the highway omnibus bill."

Senator Canfield: "I would like to have the privilege of discussing that with you at the proper time."

Senator Washington: "You certainly may."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 61, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 7; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Connor, Durkan, Matson, Odegaard, Sandison, Talley, Uhlman—7.

Excused: Senators Marquardt, Stender—2.

ENGROSSED HOUSE BILL NO. 61, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 597, by Representatives Wolf, Sawyer, Curtis, Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming, Hatfield, Hurley, Jastad, Jueling, Kalich, Kirk, Kopet, Kuehnle, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske and Wojahn:

Providing for the positive identification of persons living in Washington.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 597 as amended by the Senate on April 9, 1969.

MOTION

On motion of Senator Washington, Engrossed House Bill No. 597, as amended by the Senate, was ordered placed at the beginning of the second reading calendar for Friday, April 11, 1969.

ENGROSSED HOUSE BILL NO. 370, by Representatives Barden, Hawley and Jastad (by departmental request):

Relating to bid requirements in construction.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 370 on second reading and the adopted committee amendments.

On motion of Senator Andersen, the following amendments were adopted:

On page 1, section 1, line 24, after "is" restore "five"

On page 1, line 25, strike "seven" and after "thousand" strike "five hundred"

On page 1, line 27, after "sion" restore "need not publish a call for bids" and strike the underlined material beginning with "may" down to and including "bids" on page 2, line 1.

MOTION

On motion of Senator Mardesich, Engrossed House Bill No. 370 was ordered placed at the end of today's second reading calendar.

ENGROSSED HOUSE BILL NO. 367, by Representatives Cunningham, Conner and Veroske (by departmental request):

Exempting part time professional consultants from the classified service.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 367 on second reading and the pending amendment by Senator Atwood.

POINT OF INQUIRY

Senator Washington: "Would Senator Atwood yield? Senator, would you be amenable to having the highway department eliminated because in my view this gives the executive considerably more power over the highway commission in their employment policies than they ever had before. In other words, we have the highway commission which is given the broad powers in the field of highways and we are stepping in now and definitely encroaching upon those powers of the highway commission. I certainly believe in order to preserve some of the integrity of the highway commission that they should be eliminated."

Senator Atwood: "Mr. President, in response, I don't think this has anything to do with the powers of the highway commission or anything else of that nature. I think you are raising a bogeyman here and I would like to see the budget director have control over the hiring of these consultants. They are part time consultants and we are spending a fantastic sum of money in this area without any handle on it and I think the highway department and every other agency of state government should be subject to this."

MOTION

On motion of Senator Washington, Engrossed House Bill No. 367 and the pending amendment by Senator Atwood was ordered placed next to the last bill on today's second reading calendar.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having given notice, Senator Day moved that

the Senate immediately reconsider the vote by which House Bill No. 309, as amended by Senate, passed the Senate.

POINT OF ORDER

Senator Woodall: "Point of order. That motion has to be made when you are on the order of business under propositions and motions. It cannot be made in the middle of the third reading calendar."

RULING BY THE PRESIDENT

President Pro Tempore Henry: "Your point is well taken, Senator."

MOTION

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

MOTION FOR RECONSIDERATION

Senator Day again moved for reconsideration of House Bill No. 309 as amended by the Senate.

The motion carried.

HOUSE BILL NO. 309, by Representatives Lynch, Chatalas, Farr, Leckenby and Litchman (by departmental request):

Providing for prevention and care of venereal disease among minors.

MOTIONS

On motion of Senator Day, House Bill No. 309, as amended by the Senate, was returned to second reading.

On motion of Senator Mardesich, the following amendment was adopted:

On page 1, section 1, beginning on line 4, strike all of section 1, and renumber section 2 to read "Section 1."

On motion of Senator Day, the rules were suspended, House Bill No. 309, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 309, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 35; nays, 3; absent or not voting, 9; excused, 2.

Voting yea: Senators Andersen, Atwood, Cooney, Day, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Woodall—35.

Voting nay: Senators Canfield, Metcalf, Wilson—3.

Absent or not voting: Senators Bailey, Connor, Donohue, Dore, Foley, McCormack, Matson, Peterson (Ted), Uhlman—9.

Excused: Senators Marquardt, Stender—2.

HOUSE BILL NO. 309, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Day, Engrossed House Bill No. 309, as amended by the Senate, was ordered immediately transmitted to the House.

HOUSE BILL NO. 392, by Representatives Kopet, Jastad and Farr:
Limiting actions against medical review committees.

REPORT OF STANDING COMMITTEE

March 27, 1969.

HOUSE BILL NO. 392, limiting actions against medical review committees (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On line 12, after "committees" and before the period insert ", where such actions are being brought by or on behalf of the person who is being evaluated", and on line 12, beginning with "The proceedings" strike the entire sentence.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Twigg, Williams.

The bill was read the second time by sections.

On motion of Senator Woodall, the committee amendment was adopted.

On motion of Senator Woodall, the rules were suspended, House Bill No. 392, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Day: "Would Senator Woodall yield to a question? Senator, as this bill is written, does this mean in the evaluation of credentials and qualifications that whoever is evaluating can determine whether the state has properly qualified these people or not?"

Senator Woodall: "This sets it up somewhat like a grievance committee in the bar association. We are trying to get the medical people up to the high plain that we lawyers are on where they will practice a little self-discipline. This would enable them to hold these hearings and to complain, compare notes as to the incompetency, senility, or if someone had gone over the hill mentally then they could decide he should not be attached to the staff of certain hospitals. They could do this without fear of being sued by this man, otherwise you have a hard time getting him to act."

Senator Day: "Thank you, Senator."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 392, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Newschwander, Odegard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Donohue, Matson, Peterson (Ted), Talley, Uhlman—5.

Excused: Senators Marquardt, Stender—2.

HOUSE BILL NO. 392, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 163, by Representatives Marzano, Clark (Newman H.), Bottiger, Heavey, Jastad, Anderson and Merrill:

Prohibiting car ownership by juveniles.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 163 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Washington yield? Senator, in section 2 it seems to say the same thing twice as I read it and I would like to have your comments. It says that no person shall sell to anyone under eighteen years provided the vendor is provided a certificate showing that he is over eighteen. I don't know why it has to be said twice?"

Senator Washington: "This is the evidence upon which they can rely if he happens to be under eighteen but if they have been furnished evidence that he was over eighteen when actually he was under eighteen, they would be excused."

Senator Canfield: "But it says here he has to show his original birth registration. This is a redundant statement if I ever saw one."

Senator Washington: "It may be redundant. This perhaps isn't the best bill that has been drafted for the legislature although I think what it is attempting to accomplish is rather simple. It may be redundant but I don't think it hurts the bill."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 163, and the bill passed the Senate by the following vote: Yeas, 36; nays, 10; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams, Woodall—36.

Voting nay: Senators Atwood, Donohue, Huntley, Matson, Metcalf, Newschwander, Odegaard, Talley, Twigg, Wilson—10.

Absent or not voting: Senator Gissberg—1.

Excused: Senators Marquardt, Stender—2.

ENGROSSED HOUSE BILL NO. 163, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 66, by Committee on Local Government:

Establishing boundary review boards.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed Substitute House Bill No. 66, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 66, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Bailey, Gissberg, McCutcheon, Peterson (Lowell)—4.

Excused: Senators Marquardt, Stender—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 66, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Uhlman, all bills passed today except those being held for reconsideration were ordered immediately transmitted to the House.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 91, by Committee on Agriculture:
Providing control for noxious weeds.

The bill was read the second time by sections.

On motion of Senator Odegaard, the rules were suspended, Engrossed Substitute House Bill No. 91, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 91, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Gissberg, McCormack, McCutcheon—3.

Excused: Senators Marquardt, Stender—2.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 91, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 76, by Representatives Chatalas, Barden, Bagnariol, Francis, Grant, King, Merrill and Ceccarelli:

Amending the liquor control act.

The bill was read the second time by sections.

On motion of Senator Walgren, the rules were suspended, Engrossed House Bill No. 76 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 76, and the bill passed the Senate by the following vote: Yeas, 30; nays, 16; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ryder, Sandison, Twigg, Walgren, Williams, Wilson—30.

Voting nay: Senators Canfield, Donohue, Foley, Greive, Guess, Herr, Knoblauch, McCutcheon, Metcalf, Peterson (Ted), Ridder, Stortini, Talley, Uhlman, Washington, Woodall—16.

Absent or not voting: Senator Gissberg—1.

Excused: Senators Marquardt, Stender—2.

ENGROSSED HOUSE BILL NO. 76, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 370, by Representatives Barden, Hawley and Jastad (by departmental request):

Relating to bid requirements in construction.

On motion of Senator Huntley, the Senate resumed consideration of Engrossed House Bill No. 370 as amended by the Senate on second reading.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 370, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 370, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Connor, Matson—2.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 370, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ryder, Senator Atwood was excused.

HOUSE BILL NO. 465, by Representatives Lynch, Smythe, Kiskaddon, Kirk, Pardini, Barden, Wanamaker, Ceccarelli, Mentor, Jastad, Murray, North and Chatalas (by executive request):

Providing for placement of residents of state residential schools in group homes.

REPORT OF STANDING COMMITTEE

March 26, 1969.

HOUSE BILL NO. 465, providing for placement of residents of state residential schools in group homes (reported by Committee on Public Institutions):

Recommendation: Do pass with the following amendment:

On page 2, section 3, line 6, following the period insert the following:

"Such rules and regulations shall include standards for care, maintenance and training to be met by such group homes. In addition, the department of institutions shall be responsible for coordinating state activities and resources relating to group home placements to the end that state and local resources will be efficiently expended and an effective community-based group home program may be created."

Signed by: Senators Odegaard, Chairman; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

The bill was read the second time by sections.

On motion of Senator Odegaard, the committee amendment was adopted.

On motion of Senator Odegaard, the following amendment was adopted:

On page 2, section 4, following line 23 insert a new paragraph as follows:

"The department of institutions shall periodically evaluate at reasonable intervals the adjustment of the resident to the placement to determine whether the resident should be continued in the placement or returned to the institution or given a different placement."

On motion of Senator Odegaard, the rules were suspended, House Bill No. 465, as

amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 465, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Talley—1.

Excused: Senators Atwood, Stender—2.

HOUSE BILL NO. 465, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, Senators Dore and Durkan were excused.

SUBSTITUTE HOUSE BILL NO. 415, by Committee on Public Health and Welfare:

Prescribing qualifications for local health officers.

The bill was read the second time by sections.

On motion of Senator Day, the rules were suspended, Substitute House Bill No. 415 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 415, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Atwood, Dore, Durkan, Stender—4.

SUBSTITUTE HOUSE BILL NO. 415, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 32, by Representatives Brown, Brouillet and Saling:

Requiring primary elections in first class school districts.

The bill was read the second time by sections.

Senator Uhlman moved adoption of the following amendment by Senators Uhlman and Holman:

On page 3, line 16, following section 3, add 33 new sections to read as follows:

“Sec. 4. Section 29.07.070, chapter 9, Laws of 1965 and RCW 29.07.070 are each amended to read as follows:

"Having administered the oath, the registration officer shall interrogate the applicant for registration, concerning his qualifications as a voter of the state, and of the county, city, town, and precinct in which he applies for registration, requiring him to state:

- "(1) His full name;
- "(2) Whether he will be twenty-one years of age on the day of the next election;
- "(3) Place of birth *and birth date*;
- "(4) Place of residence, street and number, if any, or post office or rural mail address;
- "(5) Occupation;
- "(6) Citizenship;
- "(7) If a citizen of the United States, whether native born or naturalized;
- "(8) If naturalized, whether in his own right or by virtue of his father's naturalization;
- "(9) In the case of a woman, not native born, whether naturalized in her own right or by virtue of her father's naturalization or by virtue of her marriage to a citizen of the United States;

"(10) The place and date of the naturalization relied upon and the name of the court in which it took place;

"(11) Whether the applicant having been a native born or naturalized citizen of the United States has ever renounced his allegiance to the United States, and if so, whether he has since been naturalized as a citizen of the United States;

"(12) [In case the applicant is of foreign birth and is not a naturalized citizen of the United States, whether he was a legal voter of the Territory of Washington prior to November 11, 1889.

"(13) Whether the applicant [was a legal voter of the state of Washington on November 3, 1896, or] is able to read and speak the English language so as to comprehend the meaning of ordinary English prose [, and in case the registration officer is not satisfied in that regard, he may require the applicant to read aloud and explain the meaning of some ordinary English prose];

"(13) *In case the applicant is not able to read and speak the English language, whether he has successfully completed the sixth primary grade in a public school in, or a private school accredited by, any state or territory, the District of Columbia or the Commonwealth of Puerto Rico in which the predominant classroom language was other than English;*

"(14) [Whether the applicant has lost his civil rights by reason of being convicted of an infamous crime, and if so, whether such rights have been restored in the manner provided by law] *Whether the applicant is presently denied his civil rights as a result of a conviction of an infamous crime;*

"(15) Whether the applicant has resided in the state not less than eleven months;

"(16) Length of residence in the county in which registration is applied for, not less than sixty days;

"(17) Length of residence in the precinct in which registration is applied for;

"(18) [Whether the applicant is a taxpayer of the state;

"(19) The place and address of the last former registration of the applicant as a voter in the state.

"Answers to all questions shall be inserted on the duplicate registration card *permanent registration form No. 2.*

"*If the applicant has not otherwise qualified as an elector, and the registration officer believes that an answer to the next two questions may be affirmative, he shall further inquire:*

"(a) *Whether the applicant was a legal voter of the state of Washington on or before November 3, 1896; or*

"(b) *Whether the applicant was a legal voter of the Territory of Washington prior to November 11, 1889.*

If so, this information shall be written upon the duplicate registration card, permanent registration form No. 2, as a special notation.

"Sec. 5. Section 29.07.080, chapter 9, Laws of 1965 and RCW 29.07.080 are each hereby amended to read as follows:

"If it appears to the satisfaction of the registration officer that the applicant is a qualified elector [of a precinct within his jurisdiction], the registration officer shall register the applicant by entering on an original and duplicate registration card, under the proper headings:

"(1) The surname of the applicant, followed by his given name, or names, if any;

"(2) Sex;

"(3) Whether he will be *at least* twenty-one years of age on the day of the next election, *which shall be entered on the original registration card (permanent registration form No. 1) and birth date, which shall be entered on the duplicate registration card (permanent registration form No. 2);*

"(4) Occupation;

"(5) Whether a native born or naturalized citizen of the United States [, or a voter of the Territory of Washington];

"(6) Whether able to read and speak the English language, [or a voter of this state prior to November 3, 1896] *or has successfully completed the sixth primary grade in a public school in, or a private school accredited by, any state or territory, the District of Columbia or the Commonwealth of Puerto Rico in which the predominant classroom language was other than English;*

"(7) [Whether a taxpayer of the state of Washington];

“(8) The name of the county, of the city or town, and the name and number of the precinct in which registered;

“[(9)] (8) The post office address, or street and number address, if any, of the applicant.

“He shall then require the applicant to sign an oath on the original and duplicate registration card [s], permanent registration form No. 2, in the following form: “I, the undersigned, do solemnly swear (or affirm) that the foregoing facts touching my qualifications as a voter, entered in my presence by the registration officer, are true”; and the registration officer shall sign and date each of such cards in verification of the fact that the same were signed and sworn to before him in the following form: “Subscribed and sworn to before me this day of 19 Registration Officer.”

“Otherwise the registration officer shall refuse to register the applicant.

“Sec. 6. Section 29.39.120, chapter 9, Laws of 1965 and RCW 29.39.120 are each amended to read as follows:

“In mailing absent voter’s ballots to service voters, the county auditor shall send the ballot and a small envelope and letter of instructions together with a larger envelope addressed to the county auditor and upon which there shall be plainly printed a form in substantially the following language:

“DECLARATION

“I do hereby declare that I am a citizen of the United States; that I will be at least twenty-one (21) years of age on the day of the next election; that I am able to read and speak the English language, or I successfully completed the sixth grade in an American-flag school predominantly using another language; that I have been a legal resident of the state of Washington for at least one year, of the county of for at least ninety days and of the city or town of at (street and number if any) for at least thirty (30) days preceding such election; that I am a service voter under the laws of the state of Washington.

“If possible give precinct name or number here Dated this day of, 19

Print name for positive identification

Signature of applicant

Article VI, section 4 of the state Constitution provides: For the purpose of voting and eligibility to office, no person shall be deemed to have gained a residence by reason of his presence, or lost it by reason of his absence, while in the civil or military service of the state or of the United States, nor while a student at any institution of learning, nor while engaged in the navigation of the waters of this state or of the United States, or of the high seas.

“Person making false statement in his declaration is guilty of perjury.”

Sec. 7. Section 2, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.020 are each amended to read as follows:

“A new resident who moves into the state of Washington less than one year from an approaching presidential election and intends to make this state his permanent residence shall be entitled to vote for presidential and vice-presidential electors or for the office of president and vice president of the United States, as the case may be, but no other office, provided he meets the following qualifications:

“(1) He possesses the qualifications required of other voters as contained in Article VI, section 1 of the state Constitution except as to residence;

“(2) He is not excluded from suffrage under any other provision of law;

“(3) He is unable to vote for presidential and vice-presidential electors or for the office of president and vice president of the United States, as the case may be, in the state of his former residence; and

“(4) He has followed the voting procedure as hereinafter in this chapter provided.

“Sec. 8. Section 4, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.040 are each amended to read as follows:

“The official application form to be used by a new resident desiring to vote shall be issued by the secretary of state. It shall be of a distinctive color and shall be substantially as follows:

“APPLICATION FOR A SPECIAL PRESIDENTIAL BALLOT

“I,, do solemnly swear (or affirm) under penalty as set forth in RCW (print name)

29.36.110 (see below) [,] that:

“(1) I am a citizen of the United States; [that]

“(2) I will be at least twenty-one (21) years of age on the day of the approaching presidential election; [that]

“(3) I am able to read and speak the English language or I have successfully completed the sixth grade in an American-flag school that predominantly used another language;

“(4) I intend to make the state of Washington my permanent resident [,]; [that]

“(5) I have resided in this state for less than one year but will have resided here for at least sixty (60) days immediately preceding the approaching presidential election.

"(6) [I further swear that] I do not qualify to vote for presidential and vice-presidential electors in the state of my former residence; [and]

"(7) I will not vote any other ballot of the state of Washington or of any other state at this election [; that] ;

"(8) My last voting address before entering the state of Washington was [:]

[.....]
[Street] (City, town) (County) (State)
..... in in the County of State of

"I hereby make application for a special presidential ballot to vote for presidential and vice-presidential electors only at the approaching presidential election and request that such ballot be sent to me at the following address:

..... (Street) (City) (zip code)
(Print name for positive identification) (Signature)

"PENALTY PROVISION (RCW 29.36.110)

Any person who violates any of the provisions, relating to swearing and voting, shall be guilty of a felony and shall be punished by imprisonment for not more than five years or a fine of not more than five thousand dollars, or by both such fine and imprisonment.

"A supply of the above-described application forms shall be distributed at least three months prior to the election concerned by the secretary of state to each city and town clerk, county auditor, county chairman of each political party, and to all other persons or organizations requesting the same.

"Sec. 9. Section 29.36.010, chapter 9, Laws of 1965 and RCW 29.36.010 are each amended to read as follows:

"Any duly registered voter may vote an absentee ballot for any primary or election in the manner provided in this chapter providing that one of the following conditions is applicable:

"(1) The voter expects to be absent from his precinct during the polling hours on the day of the primary or election; or

"(2) The voter is unable to appear in person at his polling place to cast a ballot because of illness or physical disability; or

"(3) The voter, because of his religious tenents, cannot with clear conscience cast his ballot on the day of the primary election.

"(4) The voter is unable to vote without the assistance of a translator to relate the English language into that language predominant in the school he attended, whether such school was in the United States or any territory thereof.

"A voter desiring to cast an absentee ballot must apply in writing to his county auditor or city clerk (if he lives in a city or town) no earlier than forty-five days nor later than the day prior to any election or primary.

"Such application must contain the voter's signature and may be made in person or by mail or messenger. If by mail or messenger, the registrar must honor a written application in any form if it states that the applicant cannot vote in person for any one of the three reasons enumerated in this section: PROVIDED, That no application for an absentee ballot shall be approved unless the voter's signature upon the certificate or application compares favorably with the voter's signature upon his permanent registration record.

"Sec. 10. Section 35.37.050, chapter 7, Laws of 1965 and RCW 35.37.050 are each amended to read as follows:

"Every city and town may, with a vote of the people, contract indebtedness or borrow money for strictly municipal purposes on the credit of the city or town and issue negotiable bonds therefor in an amount which when added to its existing indebtedness will exceed the amount of indebtedness authorized by chapter 39.36 RCW, as now or hereafter amended, to be incurred without the assent of the voters but will not exceed the amount of indebtedness authorized by chapter 39.36 RCW, as now or hereafter amended, to be incurred with the assent of the voters. The amount of the indebtedness desired to be created or the amount of the money desired to be borrowed shall be stated in an ordinance passed by the council and referred to the voters of the city or town for their ratification or rejection at a special election of which [fifteen days] notice shall be given [in the newspaper which is doing the city or town printing by publication in every issue of that paper during that period] as provided in RCW 29.27.080 as now or hereafter amended.

"Sec. 11. Section 35.92.070, chapter 7, Laws of 1965 and RCW 35.92.070 are each amended to read as follows:

"When the governing body of a city or town deems it advisable that the city or town purchase, acquire, or construct any such public utility or make any additions and betterments thereto or extensions thereof, it shall provide therefor by ordinance, which shall specify and adopt the system or plan proposed, and declare the estimated cost thereof, as near as may be, and the ordinance shall be submitted for ratification or rejection to the voters of the city or town at a general or special election, except in the following cases where no submission shall be necessary:

"(1) When the work proposed is an addition to, or betterment of, or extension of, or

an increased water supply for, existing waterworks, or an addition, betterment, or extension of an existing system or plant of any other public utility for which no general indebtedness is to be incurred by the city or town;

"(2) When in the charter of a city or town a provision has been adopted authorizing the corporate authorities thereof to provide by ordinance for acquiring, opening, or operating any of such public utilities, for which no general indebtedness is to be incurred; or

"(3) When in the judgment of the corporate authority, the public health is being endangered by the discharge of raw or untreated sewage into any river or stream and the danger to the public health may be abated by the construction and maintenance of a sewage disposal plant for which no general indebtedness shall be incurred by the city or town responsible for such contamination.

"If a general indebtedness is to be incurred, the amount and terms thereof shall be included in the proposition submitted to the voters and such proposition shall be adopted by three-fifths of the voters voting at such election.

"If no general indebtedness is to be incurred the proposition may be adopted by a majority vote.

"[Ten days'] Notice of the election shall be given [in the newspaper doing the city or town printing, by publication in each issue of the paper during such time] *as provided in RCW 29.27.080 as now or hereafter amended.*

"When a proposition has been adopted, or in the cases where no submission is necessary, the corporate authorities of the city or town may proceed forthwith to purchase, construct, and acquire the public utility or make additions, betterments, and extensions thereto and to make payment therefor.

"**NEW SECTION.** Sec. 12. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"'Board of county commissioners' includes the legislative authority in a county with a 'Home rule' charter.

"Sec. 13. Section 29.01.080, chapter 9, Laws of 1965 and RCW 29.01.080 are each amended to read as follows:

"An 'infamous crime' is a crime punishable by death, or imprisonment in [the state] a penitentiary for a term of more than one year.

"Sec. 14. Section 29.01.140, chapter 9, Laws of 1965 and RCW 29.01.140 are each amended to read as follows:

"'Residence' for the purpose of registering and voting means a person's permanent address where he physically resides and maintains his abode: PROVIDED, That no person gains or loses his residence by reason of his presence or absence:

"(1) While employed in the service of the state or of the United States;

"(2) While engaged in the navigation of the waters of this state or the United States or the high seas;

"(3) While a student at any [seminary] institution of learning;

"(4) While kept in any [almshouse or] asylum, hospital, health or medical institution; nor

"(5) While confined in any public prison except when serving out a sentence for an infamous crime.

"Absence from the state on business shall not affect the question of residence of any person unless the right to vote has been claimed or exercised elsewhere.

"**NEW SECTION.** Sec. 15. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"A person convicted of an 'infamous crime' shall be deemed restored to his civil rights for the purpose of voting and eligibility to elective office, when:

"(1) The maximum term of imprisonment for which such person was committed has expired; or

"(2) Any governor or the president of the United States has granted a full pardon, or a certificate of restoration of civil rights has been filed pursuant to RCW 9.96.020 or 9.96.050; or

"(3) A court has terminated the period of probation pursuant to RCW 9.95.230, or dismissed an action pursuant to RCW 9.95.240, or reserved the person's civil rights pending such dismissal; or

"(4) The conviction has been set aside as contrary to law; or

"(5) The jurisdiction imposing the punishment permits the person so convicted to vote or hold public office during the relevant period of the sentence, or has restored the person his civil rights; or

"(6) The offense if committed in the state of Washington would not be an 'infamous crime' as defined in section 10 of this 1969 amendatory act; or

"(7) The governor of this state shall have denied a request for extradition of such person.

"**NEW SECTION.** Sec. 16. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"A void in candidacy for a nonpartisan office occurs when an election for such office has been scheduled and no valid declaration of candidacy has been filed for the position or all persons filing such valid declarations of candidacy have died or been disqualified.

"**NEW SECTION.** Sec. 17. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"Filings for a nonpartisan office shall be opened for a period of three days, such

three-day period to be fixed by the election officer with whom such declarations of candidacy are filed and notice thereof given by at least one publication as provided in RCW 29.27.080 whenever before the fourth Tuesday prior to a primary:

"(1) A void in candidacy occurs;

"(2) A vacancy occurs in any nonpartisan office leaving an unexpired term to be filled by an election for which filings have not been held; or

"(3) A nominee for judge of the superior court entitled to a certificate of election pursuant to Article 4, section 29, Amendment 41 of the state Constitution, dies or is disqualified.

"Candidacies validly filed within said three-day period shall appear on the ballot as if made during the earlier filing period.

"NEW SECTION. Sec. 18. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"Filings for a nonpartisan office other than judge of the supreme court or superintendent of public instruction shall be reopened for a period of three days, such three-day period to be fixed by the election officer with whom such declarations of candidacy are filed and notice thereof given by at least one publication as provided in RCW 29.27.080, when:

"(1) A void in candidacy for such nonpartisan office occurs on or after the fourth Tuesday prior to a primary but prior to the fourth Tuesday before an election; or

"(2) A nominee for judge of the superior court eligible after a contested primary for a certificate of election by Article 4, section 29, Amendment 41 of the state Constitution, dies or is disqualified within the ten-day period when a petition for write-in candidacy may be received.

"The candidate receiving a plurality of the votes cast for that office in the general election shall be deemed elected.

"NEW SECTION. Sec. 19. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"A scheduled election shall be lapsed, the office deemed stricken from the ballot, no purported write-in votes counted, and no candidate certified as elected, when:

"(1) In an election for judge of the supreme court or superintendent of public instruction, a void in candidacy occurs on or after the fourth Tuesday prior to a primary, public filings and the primary being an indispensable phase of the election process for such offices;

"(2) Except as otherwise specified in section 15 of this act, a nominee for judge of the superior court entitled to a certificate of election pursuant to Article 4, section 29, Amendment 41 of the state Constitution dies or is disqualified on or after the fourth Tuesday prior to a primary;

"(3) In other elections for nonpartisan office, a void in candidacy occurs on or after the fourth Tuesday prior to an election.

"NEW SECTION. Sec. 20. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"The election officer with whom declarations of candidacy are filed shall publish notice of a void in candidacy for a nonpartisan office, pursuant to RCW 29.27.080, which shall state the office, and the time and place for filing declarations of candidacy.

"NEW SECTION. Sec. 21. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"Filings to fill a void in candidacy for nonpartisan office shall be made in the same manner and with the same official as required during the regular filing period for such office: PROVIDED, That the petition specified by RCW 29.21.060 need not accompany the filing for such offices.

"NEW SECTION. Sec. 22. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"Any special election required to fill an unexpired term of a nonpartisan office resulting from a vacancy in office other than by recall shall be held at the next appropriate general election when the complete electoral process shall be available, including public filing and primary nomination, when specified. For the purpose of this 1969 act, the next appropriate general election at which an unexpired term of any nonpartisan elective state office, nonpartisan elective county office, and elective public utility district office, shall mean the general election being held on the first Tuesday after the first Monday of November in the next succeeding even-numbered year. The next appropriate general election for the purpose of filling an unexpired term of any elective city or town office, and any elective district office (except public utility district offices and those district offices wherein ownership of property is a prerequisite to voting) shall be held on the first Tuesday after the first Monday of November in the next succeeding odd-numbered year.

"Any provision of this section in conflict with any provision of a county home rule charter relating to filling of an unexpired term of a charter elective position shall not be effective.

"NEW SECTION. Sec. 23. There is added to chapter 9, Laws of 1965 and to chapter 29.24 RCW a new section to read as follows:

"Notwithstanding any other provision of chapter 29.24 RCW as now or hereafter amended, any duly registered voter who expects to attend a new or minor party convention held on the same day as the primary shall be entitled to an absentee ballot for the limited purpose of voting on bond issues, measures, and candidates for nonpartisan offices. Any

such absentee ballot issued shall be stamped or have plainly marked thereon "Minor Party Absentee", and may exclude or have marked out partisan offices, and shall not be valid if candidates other than those seeking nomination to nonpartisan offices are voted for thereon.

"There shall be noted on the listing of persons casting absentee ballots as provided in RCW 29.36.095 and the duplicate certificate provided for in RCW 29.36.020 that such person cast a minor party absentee ballot.

"NEW SECTION. Sec. 24. There is added to chapter 9, Laws of 1965 and to chapter 29.24 RCW a new section to read as follows:

"A minor political party may fill a vacancy caused by the death or disqualification of any nominee for a partisan office occurring after its convention by filing a certificate of nomination on or before the day prior to the election as follows:

"(1) Any county committee of that party, if authorized by the convention, may select and certify a candidate to fill a vacancy for a state or county office to be voted on solely by the electors of such single county.

"(2) The state committee of that party, if authorized by the convention, may select and certify a candidate to fill a vacancy for any other office:

"PROVIDED, That no vacancy on the ticket may be filled when caused by the failure of the convention to nominate a candidate for an office, by failure of a candidate nominated to file a declaration of candidacy, or by failure to pay the required fee.

"The certificate of nomination shall contain the same information as required for a major political party by RCW 29.18.150 and be transmitted in like manner to the appropriate election official.

"The supervisor of elections shall make the appropriate substitution on the ballot whenever he receives notice of the vacancy and the certificate of nomination before any absentee or paper ballots or voting machine labels are ordered to be printed. If after such printing, the ballots shall not be revised, but votes cast for the person who has died or been disqualified shall be counted for the person named to fill such vacancy.

"Sec. 25. Section 29.27.010, chapter 9, Laws of 1965 and RCW 29.27.010 are each amended to read as follows:

"The governing board of every city, town or district subject to RCW 29.13.010 [.] and 29.13.020 [or 29.13.030], shall certify to the county auditor as ex officio county supervisor of elections a list of the offices to be filled at an election at least forty-five days before the date of election.

"Sec. 26. Section 29.30.100, chapter 9, Laws of 1965 and RCW 29.30.100 are each amended to read as follows:

"The names of the persons certified as the nominees resulting from a primary election by the state canvassing board or the county canvassing board shall be printed on the official ballot prepared for the ensuing election, *together with the nominees validly certified by a minor party convention or by such party to fill vacancies as authorized in section 21 of this 1969 amendatory act.*

"No name of any candidate whose nomination at a primary is required by law shall be placed upon the ballot unless it appears upon the certificate of either (1) the state canvassing board, or (2) the county canvassing board, or (3) [a minor party convention, or (4)] of the state or county central committee of a major political party to fill a vacancy on its ticket occasioned by any cause on account of which it is lawfully authorized so to do.

"NEW SECTION. Sec. 27. There is hereby added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"No candidate that lacks the age, or native-born American citizenship (or the color thereof), required by Article II, Section 6 and Amendment XII of the United States Constitution, for the office of president and vice president of the United States, shall appear on the ballot for either office. The secretary of state may request proof of such apparent eligibility.

"NEW SECTION. Sec. 28. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"A vacancy on the ticket caused by the resignation or withdrawal of a candidate for president or vice president of the United States may be filled by a major political party as provided by RCW 29.18.150 and by a minor political party as provided by section 24 of this 1969 amendatory act, and the ballots shall be counted as provided therein.

"NEW SECTION. Sec. 29. There is added to chapter 9, Laws of 1965 and to chapter 29.10 RCW a new section to read as follows:

"A registered voter who changes his residence from one precinct to another precinct within the same county, shall be required only to transfer said registration. As a part of the transferring procedure, the voter shall sign a request to transfer his present registration in substantially the following form: 'I hereby request the transfer of my registration records from precinct of (city, town or county).' Such request shall be filed, either in person or by mail, with the registration officer having jurisdiction for his new precinct, and shall be forwarded promptly to the registrar of the county, or city or town, in which the voter was previously registered. Upon receipt of such authorization, the registrar of the county, or city or town, where the previous registration was made, shall cause the signature on the authorization to be compared with the signature on the registration cards of such voter, and if it appears that the signatures were made by the same person, the former registration records shall be transferred to the new registration officer; and if it shall not so appear, it shall be the duty of the registrar receiving such transfer

request of the apparent fraud, and the registrar receiving such notification shall hold the transfer request, and note on the cards the reason for such holding, and shall notify the person requesting the transfer, by mail of such holding and the reason therefor.

"Sec. 30. Section 29.10.040, chapter 9, Laws of 1965 and RCW 29.10.040 are each amended to read as follows:

"A registered voter who changes his residence from one county to another [, or from a city or town to another city or town, or to a rural precinct, or from a rural precinct to a city or town] county shall be required to register anew. Before registering anew, the voter shall sign an authorization to cancel his present registration in substantially the following form: 'I hereby authorize the cancellation of my registration in precinct (city or town), county or precinct of county.' Such authorization shall be filed with the registration officer before whom the voter registers anew, and shall be forwarded promptly to the registrar of the county, or city or town, in which the voter was previously registered. Upon the receipt of such authorization, the registrar of the county, or city or town, where the previous registration was made, shall cause the signature on the authorization to be compared with the signature on the registration cards of such voter, and if it appears that the signatures were made by the same person, the former registration shall be canceled forthwith; but if it shall not so appear, it shall be the duty of the registrar receiving such authorization to notify the registrar of the county, or city or town, forwarding such authorization of the apparent fraud, and the registrar receiving such notification shall cancel the new registration, and note on the cards the reason for such cancellation, and shall notify the person so registered anew, by mail of such cancellation and the reason therefor.

"Sec. 31. Section 29.07.140, chapter 9, Laws of 1965 and RCW 29.07.140 are each amended to read as follows:

"[The state auditor through the division of municipal corporations] The secretary of state shall prescribe the specifications, including style, form, color, quality and dimensions, for the cards, records, forms, binders, and cabinets to be used throughout the registration procedure. He shall notify each county auditor and city clerk what the specifications are, and they must in their procurement and use comply with them: PROVIDED, That the specifications for binders and cabinets must be general and not specific as to design.

"Sec. 32. Section 29.07.160, chapter 9, Laws of 1965 and RCW 29.07.160 are each amended to read as follows:

"The registration files of all precincts shall be closed against original registrations or transfers for thirty days immediately preceding every election and primary to be held in such precincts, respectively [, but they shall remain open for an additional fifteen days for transfers of registration from one precinct within a city or town to another precinct in the same city or town and for transfers of registration from one rural precinct to another rural precinct in the same county]. The county auditor shall give notice of the closing of said files for original registration and transfer by one publication in a newspaper of general circulation in the county at least five days before such closing.

"Sec. 33. Section 29.10.120, chapter 9, Laws of 1965 and RCW 29.10.120 are each amended to read as follows:

"On or before August 1st of the odd-numbered year, each county auditor, city or town clerk, shall execute a sworn statement and file same with the secretary of state within ten days after date of execution. Said statement shall be furnished by the office of secretary of state and shall be in substantially the following form:

State of Washington)
) ss.

County of)
I,, do solemnly swear that I have caused to be examined the permanent voting record of each registered voter under my jurisdiction and have canceled those registrations of said voters who have failed to cast a ballot at any election held during the [four year] thirty-month period immediately prior to the first day of April of this year as provided by law.

Further, the number of said cancellations totaled A notice has been mailed to each elector concerned and the office of the secretary has been notified of said cancellations as reported on Permanent Registration Form No. 8.

.....
(Signature) (Title)
Subscribed and sworn to.

"NEW SECTION. Sec. 34. Section 29.10.010, chapter 9, Laws of 1965 and RCW 29.10.010; and section 29.10.020, chapter 9, Laws of 1965 and RCW 29.10.020 are each repealed.

"NEW SECTION. Sec. 35. If any provision of this 1969 amendatory act, or its application to any persons or circumstances is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances shall not be affected.

"NEW SECTION. Sec. 36. The provisions of sections 1 and 2 of this 1969 amendatory act shall not be effective until January 1, 1970."

On page 1, line 1 of the title after the semicolon after "elections" and before "amending" insert "amending section 29.07.140, chapter 9, Laws of 1965 and RCW 29.07.140; amending section 29.07.160, chapter 9, Laws of 1965 and RCW 29.07.160:"

On page 1, line 5 of the title after "29.21.180" and before the period insert "amending

sections 29.27.070, 29.27.080, 29.39.120, chapter 9, Laws of 1965 and RCW 29.27.070, 29.27.080 and 29.39.120; amending sections 2 and 4, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.020 and 29.72.040; amending section 29.36.010, chapter 9, Laws of 1965 and RCW 29.36.010; amending sections 35.37.050 and 35.92.070, chapter 7, Laws of 1965 and RCW 35.37.050 and 35.92.070; amending sections 29.01.080 and 29.01.140, chapter 9, Laws of 1965 and RCW 29.01.080 and 29.01.140; adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW; amending section 29.10.040, chapter 9, Laws of 1965 and RCW 29.10.040; amending section 29.10.120, chapter 9, Laws of 1965 and RCW 29.10.120; amending section 29.27.010, chapter 9, Laws of 1965 and RCW 29.27.010; amending section 29.30.100, chapter 9, Laws of 1965 and RCW 29.30.100; adding new sections to chapter 9, Laws of 1965 and to chapter 29.24 RCW; repealing section 29.10.010, chapter 9, Laws of 1965 and RCW 29.10.010; repealing section 29.10.020, chapter 9, Laws of 1965 and RCW 29.10.020; and making an effective date"

Senator McDougall moved adoption of the following amendment by Senators McDougall and Marquardt to the amendment by Senators Uhlman and Holman:

On page 3, following the amendment by Senators Uhlman and Holman, insert the following:

"Sec. —. Section 29.18.035, chapter 9, Laws of 1965 and RCW 29.19.035 are each amended to read as follows:

No person when filing as a candidate or nominee at any election shall be permitted to use any titles designating his present or past occupation or profession, including ranks in the armed forces: PROVIDED, That the provisions of this section shall not prohibit the use of a nickname by which a candidate is commonly known: PROVIDED FURTHER, That should a nickname be used it [shall] may be in addition to or in lieu of the candidate's given name (for example: Richard A. "Dick" Roe or R. A. "Dick" Roe, or "Dick" Roe).

Debate ensued.

The motion carried and the amendment to the amendment was adopted.

POINT OF ORDER

Senator Woodall: "At this time I wish to challenge this amendment on the grounds that it increases the scope and object of the present bill. The present bill has a limited, restrictive title dealing with one type of elections and only, on a very limited scale, schools in a certain class. This amendment takes in the whole spectrum of elections, judges, boards, qualifications, absentee ballots. If any bill extended the scope and purpose beyond what it was started for, this one does it."

RULING BY THE PRESIDENT

President Pro Tempore Henry: "The President ruling upon the point of order raised by Senator Woodall, the only similarity I can find between the amendment and the original bill is the word 'election'. Therefore, I rule that the point of Senator Woodall is well taken. It does enlarge the scope and object of the bill."

The motion by Senator Uhlman was lost and the amendment by Senators Uhlman and Holman, as amended, was ruled out of order.

PARLIAMENTARY INQUIRY

Senator Holman: "Point of parliamentary inquiry, Mr. President. Section 3 of this bill which is now before us, amends section 29.21.180, chapter 9, Laws of 1965 as set forth in page 3 of the bill.

"Now we passed a bill through the Senate on March 13, Engrossed Senate Bill No. 142 which was commonly known as the 'Seattle School Board Bill' which likewise amended that very same section. My question is, the law as it now stands having been signed by the governor when he signed Senate Bill No. 142 with an emergency clause, is now considerably different from the section set out in section 3 of this bill.

"If we adopt this bill would the secretary make administrative changes or how does this work. I wouldn't want to see this bill in any way amend out the language that we put in Senate Bill No. 142."

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "Senator Holman, you raised a rather knotty problem that I couldn't answer offhand if I were an attorney so seeking the indulgence of the body, I will set this bill down to follow the next bill so we can research it. I think you do have a valid point and we had better check it out."

MOTION

On motion of Senator Bailey, Engrossed House Bill No. 32 was ordered to hold its place on the second reading calendar for Friday, April 11, 1969.

SUBSTITUTE HOUSE BILL NO. 228, by Committee on Public Health and Welfare:
Waiving basic science exams conditionally.

REPORT OF STANDING COMMITTEE

April 8, 1969.

SUBSTITUTE HOUSE BILL NO. 228, waiving basic science exams conditionally (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 19, after "(c)" strike all of the subsection and insert "To any applicant for a license to practice chiropractic who has passed an examination in each of the respective basic sciences administered by the national board of chiropractic examiners of the United States in accordance with the provisions of section 3 of this act; or"

On page 2, line 25, following section 3, insert new sections to read as follows:

"NEW SECTION. Sec. 4. There is added to chapter 8, Laws of 1965 and to chapter 43.74 RCW a new section to read as follows:

The director shall accept in lieu of the examination prescribed in RCW 43.74 a certificate of successful examination issued by the National Board of Chiropractic Examiners of the United States."

"NEW SECTION. Sec. 5. Section 14, chapter 5, Laws of 1919 and RCW 18.25.040 are each amended to read as follows:

Persons licensed to practice chiropractic under the laws of any other state [having equal requirements of this chapter], may, in the discretion of the [director] board of chiropractic examiners, be issued a license to practice in this state without examination, upon payment of the fee of [twenty-five] thirty-five dollars as herein provided."

On line 3 of the title after "chiroprody" and before "; adding" insert " , chiropractic; amending section 14, chapter 5, Laws of 1919 and RCW 18.25.040"

On line 5 of the title after "adding" strike "a new section" and insert "new sections" Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Keefe, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

The bill was read the second time by sections.

Senator Day moved adoption of the first committee amendment.

On motion of Senator Day, the following amendment to the first committee amendment was adopted:

In line 1 of the first committee amendment after "section 3" strike "line 19", after "(c)" strike all of the subsection and insert "and in lieu thereof" insert the following: "line 23, insert a new subsection as follows: (d)"

The motion carried and the first committee amendment as amended was adopted.

On motion of Senator Day, the second committee amendment was adopted.

On motion of Senator Day, the amendment to the title was adopted.

On motion of Senator Day, the rules were suspended, Substitute House Bill No. 228, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 228, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senator Lewis (Brian)—1.

Excused: Senators Atwood, Dore, Durkan, Stender—4.

SUBSTITUTE HOUSE BILL NO. 228, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Day, all bills passed by the Senate today except those upon which notice of reconsideration has been received, were ordered immediately transmitted to the House.

HOUSE BILL NO. 194, by Representatives Richardson, Garrett and Kopet:
Authorizing sewer-water district mergers.

The bill was read the second time by sections.

Senator Talley moved adoption of the following amendment:

On page 3, after section 6 add two sections to read as follows:

"Sec. 7. Section 9, chapter 210, Laws of 1941, as last amended by section 4, chapter 103, Laws of 1959, and RCW 56.12.010 are each amended to read as follows:

The governing body of a sewer district shall be a board of commissioners consisting of three members. The commissioners shall annually elect one of their number as president and another as secretary of the board.

A district [may] shall provide by resolution for the payment of compensation to each of its commissioners at a rate not exceeding twenty-five dollars for each day or major part thereof devoted to the business of the district: PROVIDED, That the per diem for each commissioner shall not exceed [six] *one thousand two* hundred dollars per year. In addition, the secretary may be paid a reasonable sum for his services as secretary and for bookkeeping work and keeping the records of the district. No commissioner shall be employed full time by the district.

The board shall by resolution adopt rules governing the transaction of its business and shall adopt an official seal. All proceedings shall be by resolution recorded in a book kept for that purpose, which shall be a public record.

Sec. 8. Section 7, chapter 114, Laws of 1929, as last amended by section 5, chapter 108, Laws of 1959 and RCW 57.12.010 are each amended to read as follows:

The officers of a district shall be a board of water commissioners consisting of three members. The board shall annually elect one of its members as president and another as secretary.

The secretary may be paid a reasonable sum for the clerical services performed by him. The board shall by resolution adopt rules governing the transaction of its business and shall adopt an official seal. All proceedings shall be by resolution recorded in a book kept for that purpose which shall be a public record.

A district [may] shall provide by resolution for the payment of compensation to each of its commissioners at a rate not exceeding twenty-five dollars for each day or major part thereof devoted to the business of the district: PROVIDED, That the per diem for each commissioner shall not exceed [six hundred] *twelve hundred* dollars per year. No commissioner shall be employed full time by the district. Each commissioner shall be reimbursed for reasonable expenses actually incurred in connection with such business, including his subsistence and lodging while away from his place of residence and mileage for use of personal automobile at the rate of [five] *ten* cents per mile.

The date for holding elections and taking office as herein provided shall be subject to the provisions of any consolidated election laws that may be made applicable thereto although previously enacted."

Renumber the remaining sections accordingly.

Debate ensued.

POINT OF INQUIRY

Senator Bailey: "Would Senator Talley yield? Senator Talley, I was a little worried over the merger of sewer and water districts. Are they going to use separate pipes?"

Senator Talley: "I will get you an answer on that just as soon as possible."

The motion carried and the amendment was adopted.

On motion of Senator Talley, the following amendments to the title were adopted.

In line 6 of the title after "bonds;" and before "authorizing" strike "and"

In line 6 of the title after "assessments" and before the period insert "amending section 9, chapter 210, Laws of 1941, as last amended by section 4, chapter 103, Laws of 1959, and RCW 56.12.010; and amending section 7, chapter 114, Laws of 1929, as last amended by section 5, chapter 108, Laws of 1959 and RCW 57.12.010"

On motion of Senator Talley, the rules were suspended, House Bill No. 194, as

amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 194, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Herr, Newschwander, Peterson (Lowell), Twigg—4.

Excused: Senators Atwood, Dore, Durkan, Stender—4.

HOUSE BILL NO. 194, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 110, by Representatives Zimmerman, Clark (Newman H.), O'Dell, Smythe and Chapin:

Granting additional recourse to creditors.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 110 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 110, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 5; excused, 4.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senators Andersen, Herr, Mardesich, Newschwander, Ryder—5.

Excused: Senators Atwood, Dore, Durkan, Stender—4.

ENGROSSED HOUSE BILL NO. 110, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480, by Committee on Higher Education:

Implementing law relating to community colleges.

The bill was read the second time by sections.

On motion of Senator Sandison, the following amendments by Senators Atwood and Sandison were adopted:

On page 20, section 14, line 14, after "treasury" strike all the matter down to and including "account" on line 19

On page 37, section 28 beginning on line 3 after "treasury" strike all the matter down to and including "account" on line 8

Senator Metcalf moved adoption of the following amendment:

On page 20, section 16, line 33, insert as sections 16 and 17 the following: "There is added to chapter 8, Laws of 1967 ex. sess. and to chapter 28.85 RCW two new sections to be known as sections 16 and 17 to read as follows:

NEW SECTION. Sec. 16. Any student of any public institution of higher learning of this state who, during a time of riot or severe campus unrest,

(1) Organizes, and/or participates in, and/or holds himself out as a part of any demonstration, protest or riot on or immediately adjacent to the grounds of any such institution designed to interfere with or disrupt the normal educational process or administration at such institution, or

(2) Enters into any building or structure of such institution alone or as one of a group, when the effect of such entry into or presence within the building or structure is to interfere with or disrupt the normal educational process or administration at such institution, or

(3) Destroys, defaces, disfigures, disfigures or in any other way damages public property on the grounds of said institution, or

(4) Fails to obey any lawful order of a peace officer or any officer or official of said institution, shall be dismissed from such institution effective ten days following receipt of written notification of expulsion signed by the president or his designated representative and delivered by registered mail at the recipient's last known address. If a hearing is demanded, and dismissal is sustained, dismissal shall be effective immediately upon the decision of the hearing officer.

NEW SECTION. Sec. 17. Each institution of higher learning is authorized to adopt appropriate rules and regulations to administer this act: PROVIDED, That no student dismissed shall be re-admitted to any institution of higher learning prior to a year following the dismissal."

Renumber section 16 as section 18 and renumber the following sections consecutively.

POINT OF ORDER

Senator Uhlman: "Point of order. My point of order would be that the amendment as proposed by Senator Metcalf is in violation of Rule 62 of the Senate standing rules in that it does enlarge the scope and object of the bill.

"I would like to speak to my point of order if I might. I have looked the measure over very carefully, and I cannot find anything relating to the expulsion of students, to the conduct of students nor anything relating to students.

"This is purely and simply a bill relating to the aspects of higher education and it is in fact an omnibus bill. However, it has nothing at all to do as it has been proposed as a substitute bill with the conduct of student affairs. I think that this is clearly without the scope and object of the original bill. It introduces a brand new subject that does not fit in any fashion at all in the original bill and I think that in keeping with the President's earlier ruling to maintain precedence that the President should consider this amendment as clearly outside the scope and object of the bill within Rule 62."

RULING BY THE PRESIDENT

President Pro Tempore Henry: "The President ruling upon the point of order, the amendment deals with certain conduct that may be demanded within the admittance standards of a community college. On lines 29 through 33 on page 8 and also beginning on lines 1 and 2 on page 9, it also alludes to this and although my policy as you know when I am presiding is to maintain a very narrow corridor as far as scope and object is concerned, I have to rule that this amendment does come within the scope and object of the bill."

Senator Gissberg moved adoption of the following amendment to the amendment by Senator Metcalf:

In section 16, subsection (4) of the amendment by Senator Metcalf, after "official of said institution," strike "shall" and insert "may"

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Gissberg yield to a question? Senator, your amendment, as I was listening to your argument, is to the effect you are trying to avoid the effect that this bill perhaps has an overtone of having the students tried without a trial, being condemned without a trial when the amendment by Senator Metcalf uses the word 'shall'. Is that what you are trying to say?"

Senator Gissberg: "I don't think it goes that far, Senator McCutcheon. I think Senator Metcalf's amendment does in fact require a hearing when a student asks for it but what my amendment does do is that it will allow, after a hearing is had, in the discretion of the board

of trustees of the institution to determine whether that student should or shouldn't be dismissed. It would permit that discretion to lie within the board of trustees.

"Senator Metcalf's amendment after a hearing is had and if the hearing board found that that student had violated any of the prohibitions contained in his amendment would then mandate that student's dismissal. In other words, there would be no discretion. It is like a mandatory jail sentence without giving the judge any leeway in terms of considering the seriousness of the offense, the amount of malice or intent involved. With my amendment each violation of this law could be dealt with on its individual fact and you would have many cases where one violation would be so severe that undoubtedly the board of trustees would in fact dismiss the student but it would not *mandate* them to dismiss the student on each and every instance."

Senator McCutcheon: "I wonder if Senator Metcalf would yield? Is this the purpose of your bill? I can't quite get my finger on it. If I understood Senator Gissberg correctly, a person who is caught in a wave of a big crowd and swept into a place where they are rioting, he may have been standing there inadvertently and swept in and he might be full of curiosity without having any desire. I know this has happened because I have tried them in police court. I saw a client one time, he didn't know when the riot started, he just happened to be wandering around and the police nabbed him and he said he didn't know anything about it. Of course the judge just brushed him aside much to my amazement, brushed his defense aside. I think you have to be a little careful on this.

"I would like to hear your explanation of the bill."

Senator Metcalf: "Yes, Senator McCutcheon, in answer to your question, this language is very similar to Senate Bill No. 259 which was introduced by several members of the Senate and part of that legislation spelled out in a little more detail, which I did not want to include in its entirety because RCW 34.04 already contains the contested case procedure, but in this case if a student is dismissed under these circumstances, he is allowed a hearing. He has ten days in which to apply for a hearing and if he applies for the hearing according to this amendment, he is not dismissed but is continued in school until the results of the hearing are known. If he wishes to appeal the hearing, it is treated under RCW 34.04 as a contested case. This is the procedure so there is no possibility that a person would be dismissed without a full and complete hearing."

Further debate ensued.

The motion carried and the amendment to the amendment was adopted.

On motion of Senator Sandison, the amendment as amended by Senator Metcalf was laid upon the table on a rising vote.

PARLIAMENTARY INQUIRY

Senator Day: "Mr. President, would a motion to take the amendment from the table be in order at this time?"

REPLY BY THE PRESIDENT

President Pro Tempore Henry: "Your motion would be in order, Senator."

POINT OF INQUIRY

Senator Gissberg: "Would Senator Metcalf yield to a question? Senator, I quite agree that boards of trustees should have the authority to dismiss students who become unruly. What my question really is, since you have done quite a bit of research in this matter, do you know whether or not the existing powers of boards of trustees of higher education do or do not empower the trustees to discharge or dismiss students for the causes that you have listed or any other causes?"

Senator Metcalf: "Senator Gissberg, the boards do have broad powers. They are not specific and it is my understanding that their powers could extend to almost anything that we have outlined here but I felt frankly that our responsibility was to spell it out and go a step further so that they would know that we are willing to back them. The administration would know that we are willing to back them on a relatively tough policy on this kind of destructive activity because anything defined in this bill is clearly destructive activity.

"I would just point out that I have a survey also from my district. If you want to know how the people of this state feel about the real campus disruption which this amendment covers, and it doesn't cover anything else because it says 'during time of riot or severe campus unrest', go and talk to them and you will find that they overwhelmingly in favor of a relatively tough policy and not an unfair policy. I don't want to be unfair to anyone. I want to be absolutely fair to that student that wants an education, however."

MOTION

Senator Day moved that the amendment by Senator Metcalf be removed from the table.

Debate ensued.

The motion was lost.

There being no objection, Senator Metcalf withdrew his two other amendments from the Secretary's desk.

MOTION

On motion of Senator Andersen, Senator Ryder was excused.

Senator Lewis (Harry) moved adoption of the following amendment:

On page 7, section 5, after "*divisions*" on line 3 and before "*who shall*" on line 4 strike "*and their confidential secretaries*"

POINT OF INQUIRY

Senator Mardesich: "Would Senator Lewis (Harry) yield to a question? Senator, did I understand that part of your amendment would provide that even confidential secretaries to department heads or agency heads would be under civil service?"

Senator Lewis (Harry): "That is incorrect, not department heads. We are talking about the division heads, their confidential secretaries, Senator Mardesich. This is actually the law today. As I said, the secretaries to assistant directors and this is what this amendment acts to, assistant directors' secretaries today are under civil service in all state code agencies of state government. This is an actual fact. It is the present law.

"We passed Substitute House Bill No. 239, the higher education personnel act, concerning higher education and the four-year colleges. This was passed by the Senate and you voted on that, sir, and this said precisely that the confidential secretaries of assistants will be under civil service. It was a bad bill then and it is still a bad bill."

Senator Mardesich: "Who does it put under civil service then?"

Senator Lewis (Harry): "It puts the confidential secretaries of assistant directors. Now the reason for this, Senator Mardesich, is that in many cases there is a proliferation of assistant directors in some agencies. For example, in the community college act we could be talking about a large number of assistants. I am not questioning particularly whether it is right or wrong. The purpose of my amendment is to make it conform to the rest of the laws in the state as they are presently. All other agencies have this same device. It was inadvertently left out, in my opinion, in this bill and so my purpose is one of standardization and no other."

Further debate ensued.

The motion lost and the amendment by Senator Lewis (Harry) was not adopted.

There being no objection, Senator Lewis (Harry) withdrew his second amendment from the Secretary's desk.

MOTION

On motion of Senator Mardesich, Engrossed Second Substitute House Bill No. 480 was ordered to hold its place on the second reading calendar for Friday, April 11, 1969.

HOUSE BILL NO. 341, by Representatives Heavey and Chapin:

Providing salaries for part time district court judges.

REPORT OF STANDING COMMITTEE

March 6, 1969.

HOUSE BILL NO. 341, providing salaries for part time district court judges (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 14, after "*be*" and before the semicolon, strike "*ten percent of that set for superior court judges*" and insert "*not less than six hundred dollars nor more than two thousand two hundred fifty dollars*"

On page 1, section 1, line 19, before "*nor*" strike "*ten percent*" and insert "*six hundred dollars*", and after "*than*" on line 19, strike the remainder of the material down to and including "*judges*" on line 20 and insert "*three thousand three hundred seventy-five dollars*"

On page 1, section 1, line 24 after "than" and before "or" on line 25, strike "fifteen percent" and insert "six hundred dollars", and on line 25 after "than" and before the semicolon on line 26, strike all of the underlined material and insert "four thousand five hundred dollars"

On page 2, section 1, line 4, before "or" strike "twenty percent" and insert "six hundred dollars", and on line 4 after "than" and before the semicolon on line 5, strike all of the underlined material and insert "five thousand six hundred twenty-five dollars"

On page 2, section 1, line 9, after "than" and before "or" strike "twenty-five" and insert "twelve hundred dollars" and on line 10 after "than" and before the semicolon strike all of the underlined material and insert "six thousand seven hundred fifty dollars"

On page 2, section 1, line 14, after "than" and before "or" on line 15, strike "thirty percent" and insert "two thousand five hundred dollars", and on line 15 after "than" and before the semicolon on line 16 strike all of the underlined material and insert "seven thousand eight hundred seventy-five dollars"

On page 2, section 1, line 24, after "than" and before "or" strike "thirty-five percent" and insert "three thousand five hundred dollars", and on line 25 strike all of the underlined material down to and including "judges" and insert "nine thousand dollars"

On page 2, beginning with line 26, strike the remainder of the bill.

Signed by: Senators Uhlman, Chairman; Atwood, Foley, Holman, Ridder, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

Senator Uhlman moved adoption of the first committee amendment.

Debate ensued.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Uhlman yield? Senator, have you read the bill?"
 Senator Uhlman: "Yes, Senator. This bill went through the Judiciary Committee and was read very carefully."

Senator McCutcheon: "Can you tell me those bare, cold facts of what the salaries are? You were rather vague so I didn't know if you had read the bill or not."

Senator Uhlman: "Senator, under 2,500 population, the range is \$600 to \$2,250 to be set by the commissioners; 2,500 to 5,000 population, \$600 to \$3,375, to be set by the commissioners; 5,000 to 7,500 population, \$600 to \$4,500, to be set by the commissioners; 7,500 to 10,000 population, \$600 to \$5,626 to be set by the commissioners; 10,000 to 20,000 population, \$1,200 to \$6,750 to be set by the commissioners; 20,000 to 30,000, \$2,500 to \$7,875 and finally 30,000 to 40,000 population is \$3,500 to \$9,000. Of course when you get into larger counties than that, they become full time justices and consequently they do not come within the purview of this particular bill but would have been covered and are covered in Senate Bill No. 297 which we have already passed and is now on the Governor's desk."

Senator McCutcheon: "One more question. Have you the ones for municipalities of 2,500 or was that by counties or municipalities?"

Senator Uhlman: "It is population, Senator."

Senator McCutcheon: "What kind of an area?"

Senator Uhlman: "It is not an area, it is population."

Senator McCutcheon: "Of counties?"

Senator Uhlman: "That is correct. It is a district as set forth by the county commissioners. You see, the districts are set forth by the county commissioners. For example, in King county I believe there are seven different districts which are all set forth by the county commissioners. The county commissioners actually do the districting."

Senator McCutcheon: "Supposing we have a county that has only one town in it and it has 2,500 people."

Senator Uhlman: "That would be covered under a totally different act. That would be covered under the cities and towns. This is for the justices of the peace, Senator."

Senator McCutcheon: "My inquiry was to find out whether or not you knew of a nice place like where I live where I could settle down when I get through here and do very little but draw enough to live on."

Senator Uhlman: "Senator, I would advise you that I have been looking myself and as a matter of fact with the transferability of retirement credits from the legislature to the justices of the peace, it would now seem to be a most desirable thing to find one of these full time justice of the peace positions at 20,000, transfer your credit and retire in splendor."

Senator Canfield: "Would Senator Uhlman yield? Senator, I am not a lawyer and I don't know anything about justices of the peace but county commissioners were down here in a flood a few nights ago and they just cried their eyes out about how poverty stricken they were. They simply couldn't make ends meet. They were in the hole \$18 million and going down the drain as fast as they could and begging for even small amounts of help. Now here we come to a bill that puts some burdens on them and I am asking you where are they going to get the money?"

Senator Uhlman: "Senator Canfield, one of the principal witnesses in favor of this bill before the Senate Judiciary Committee was one Mr. John Chambers who did not shed any tears as he spoke in favor of the bill."

Senator Canfield: "If I were John Chambers and got raised in salary just like he did this week, I wouldn't cry either."

Senator Uhlman: "Mr. President, he appeared before he got the raise."

Senator Wilson: "Would Senator Uhlman yield? Senator Uhlman, I would appreciate an opportunity to check out these scales and wonder if you would object to holding this bill over until tomorrow?"

Senator Uhlman: "Not at all, Senator."

MOTIONS

On motion of Senator Wilson, House Bill No. 341 was ordered to hold its place on the second reading calendar for Friday, April 11, 1969.

On motion of Senator Keefe, the Senate returned to the sixth order of business.

SENATE RESOLUTION: 1969-EX-33

By Senators Keefe, Twigg, Cooney, Guess, Huntley, Day, McDougall, Woodall and Donohue:

WHEREAS, This twenty-eighth day of the Extraordinary Session of the Washington State Legislature is the birthday of Jack E. Fischer of the Spokesman Review, and President of the Capitol Correspondents' Association; and

WHEREAS, The said Jack E. Fischer has given the Legislature ten years of fair and accurate reporting; and

WHEREAS, The members of the Senate wish to note and mark this anniversary occasion;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the Forty-first Legislature in Extraordinary Session assembled, That the best wishes of the members be extended to Jack E. Fischer for a happy birthday and for a long and continually successful career as a journalist; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate spread a copy of this resolution upon the Senate Journal and transmit a suitably inscribed copy thereof to the said Jack E. Fischer.

On motion of Senator Keefe, the resolution was adopted.

MOTIONS

On motion of Senator Andersen, the Secretary of the Senate was instructed to send flowers to the funeral of Judge James E. Burns.

At 5:05 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, April 11, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

TWENTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Washington, Friday, April 11, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Rob Tulloch, Color Bearer, and Cairn Carleton, presented the Colors. Senator McCutcheon offered prayer as follows:

“Give us grateful hearts, Our Father, for all Thy mercy and make us mindful of the needs of others through Jesus Christ Our Lord. Amen.”

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

REPORT OF STANDING COMMITTEE

April 9, 1969.

SUBSTITUTE HOUSE BILL NO. 417, regulating social workers (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Huntley, Lewis (Brian), McDougall, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

On motion of Senator Greive, Engrossed House Bill No. 367 was referred to the Committee on Rules and Joint Rules.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 11, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

SENATE BILL NO. 195: Providing for rural representation on health district boards.

Sincerely,

JOHN SHERWOOD

Legislative Counsel.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed:

ENGROSSED SENATE BILL NO. 80,

ENGROSSED SUBSTITUTE SENATE BILL NO. 174,

SENATE BILL NO. 340,

ENGROSSED SENATE BILL NO. 359,

ENGROSSED SENATE BILL NO. 624

ENGROSSED HOUSE BILL NO. 425,

ENGROSSED HOUSE BILL NO. 486,

ENGROSSED HOUSE BILL NO. 664,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

ENGROSSED HOUSE BILL NO. 425, by Representatives Jueling, Berentson and Garrett:

An Act relating to investment of retirement funds; amending section 35.39.040, chapter 7, Laws of 1965 as amended by section 1, chapter 19, Laws of 1965 and RCW 35.39.040; and amending section 9, chapter 207, Laws of 1939 and RCW 41.28.080; and adding a new section to chapter 41.28 RCW.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE BILL NO. 486, by Representatives Thompson, Richardson and Charette:

An Act relating to public employees collective bargaining, and unfair labor practices; adding new sections to chapter 108, Laws of 1967 ex. sess., and to chapter 41.56 RCW; adding a new section to chapter 1, Laws of 1961 and to chapter 41.06 RCW; adding a new section to chapter ---, Laws of 1969 (HB 239); and making an appropriation.

Referred to Committee on Labor and Social Security.

ENGROSSED HOUSE BILL NO. 664, by Representatives Smythe and Kopet:

An Act relating to state and local government; making an appropriation; providing for an effective date; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

PERSONAL PRIVILEGE

Senator Washington: "Before going into the calendar today I have a matter of personal privilege that I would like to bring before the body."

The President: "Senator Washington will speak upon a point of personal privilege."

Senator Washington: "Mr. President and members of the Senate, I would like to call your attention to excerpts from the record of the fifty percent tax assessment case which I placed on your desk. I want to call your attention to the excerpts of this case because I feel that the members of the legislature, the members of the Senate and the members of the press have not fully understood the impact of Judge Stuntz' statement in the case. It is my feeling that we have to remember that his opinion in the King county case was upheld unanimously by the supreme court and I feel that the statements that he has made are entitled to a great deal more weight than we have been giving them in the Senate and generally have been given his statement by members of the public and the press.

"I feel it is a matter of top priority that we enact a tax-freeze law which is clearly constitutional and we shouldn't adjourn this session leaving the taxpayers completely unprotected.

"I would like to call your attention to some of the statements that Judge Stuntz made in the opinion. First, one of the attorneys for the tax commission, Mr. Malone started by saying, 'Your Honor', and referring to the tax-freeze act. He continued 'Your Honor has suggested that the tax-freeze act might be unconstitutional. I would just plant a couple of thoughts with you before you arrive at any final decisions on that.' Judge Stuntz replied, 'Well, I complained about the freeze act. The factor in the formula is twenty-five percent of the assessed value and I say if they use an unconstitutional factor in this formula the formula is not good. Therefore, the act falls, at least that part of it falls.' Then he stated, 'I say the freeze act was an attempt by the legislature, recognizing the Constitution, says fifty percent of fair value was an attempt to see to it and relate to the twenty-five percent which most counties come up to, clearly indicating that he had grave doubts about the constitutionality of our present freeze act.'

"I feel that definitely this is a thin ice freeze act. I think we are placing too much reliance on an act which a judge of the stature of Judge Stuntz has indicated very probably would be held unconstitutional and under the consideration that he was upheld unanimously by the court. I think we have to give some consideration and definite consideration to the statements that he has made.

"In this court action, Tim Malone, a very well respected attorney clearly stated that if we were to cut the millage in half it would be constitutional and I would like to point out that I did introduce, in the last session of the legislature, legislation which would reduce the millage from forty mills to twenty mills and again I am pushing the same legislation during this session and certainly if we enact a freeze law or a law cutting the top millage down to twenty mills, we will be doing something for the taxpayers of the state.

"Many point out that we will be meeting perhaps in January of 1970 but there are many inponderables. We don't know whether we are going to be meeting for sure in January of 1970 and certainly we should not leave this legislature without making sure that we have taken care of this very important point. I would like to call attention to the members of the

legislature and the Senate who aren't attorneys that when you read the excerpts you will note the word 'court'. The 'court' refers to Judge Stuntz so I certainly feel that before we leave we should have a freeze law, a top law which is strong and that we do not rely on this act which I think should be characterized as the thin ice freeze bill."

Senator Durkan: "Mr. President and members of the Senate, of course I agree with Senator Washington that something has to be done to limit property taxes and obviously the one way that we can do it is to pass a tax reform bill and hopefully, that will happen.

"As I read Judge Stuntz' remarks, it is purely dictum. The issue of the freeze bill was not before him. He said he wasn't going to consider it and it was a gratuitous statement on behalf of the court and counsel. If you want to limit property taxes and this is what the people of this state want, come next week I would hope in their wisdom that the Senate Committee on Rules and Joint Rules would see fit to bring out Senate Joint Resolution No. 1, which is a constitutional limit on property taxes. We know that would do the job. We don't know that any freeze bill is going to be constitutional regardless of what the eminent counsel from the revenue department may say.

"So, Senator, if you want limitation on property taxes and I am sure you do because I have heard from your constituents as well as my own, the only true way and the only safe way to get it is by a constitutional amendment which will reduce the fifty percent to twenty-five percent. This is done simply in Senate Joint Resolution No. 1 and I think it is time and I hope the Committee on Rules and Joint Rules will see fit to bring it out on the floor.

"Now, as far as the tax freeze bill is concerned, you are aware of the fact that we do have House Bill No. 518 in the Senate Committee on Ways and Means. This tax freeze bill will raise property taxes about \$57 million. If this is a type of tax freeze that you are talking about, I am sure that most of us can do without it. However, I would say to you that I am perfectly willing, as chairman of the Committee on Ways and Means, to dress up House Bill No. 518 and bring it out in a manner that might do the job but I think since I was one of the original drafters of the freeze bill that you can't do indirectly what the Constitution forbids you from doing directly and I think if it is going to be done, and if it is going to be done properly then the one sure way to get the job done is by passing Senate Joint Resolution No. 1."

POINT OF ORDER

Senator Woodall: "Point of order. My point of order is simply this: There is nothing before the body and under the guise of personal privilege we are having a lot of taxation discussion which I understand by resolution can be carried in and started on Monday. We have a calendar of the day to consider. A lot of the members would like their bills passed and I think this taxation talk can well come up Monday and it isn't properly under the guise of personal privilege anyway."

PERSONAL PRIVILEGE

Senator McCutcheon: "Senator Woodall didn't wait for me. I was on my feet, I didn't get up for the exercise. Now, what I have in mind is personal privilege. It will be very short and I think it is personal privilege.

"My committee in the regular session brought out Senate Joint Resolution No. 1, the twenty-five percent limitation on property tax which is the only constitutional guarantee to give the property owner any relief, the only real guarantee. I have been accused of everything in my committee, of sitting on bills. I brought it out quickly and early and what happened to it, it was torn from my bosom and where did it go, to the Committee on Ways and Means, Revenue and Taxation or one of those places. Now, the man who took it away from me, my good friend Senator Durkan, he can't get it back. That is all I have to say, Senator Woodall. I am through with my personal privilege but I did have a personal gripe on this. Gripe, that is not the word. I was merely trying to do the right thing for the people of the state of Washington and you, among others, wouldn't let me. I don't think I have five votes to send that to the Committee on Rules and Joint Rules and you and others snatched it from me, out of my weak old hands, and ran off with it."

Senator Woodall: "In the first place, I was unaware that Senator McCutcheon was trying to get the floor to speak and there is certainly no desire to cut the good Senator off. I do think, however, that a continued discussion of taxation matters with nothing before the body is absolutely out of order and that we should go ahead and run our calendar."

Senator Washington: "One further statement on the matter of personal privilege, since we have gotten into the subject. The fact is that if we pass Senate Joint Resolution No. 1, it will have to go to a vote of the people before it can become law and we may need a good tax freeze before this can be brought to the people and voted on. This is the important part of the matter of personal privilege that I brought before you that we do have to act now because a constitutional amendment is certainly a problematical thing and although I agree this is what should be done, we need something of a tax freeze in the meantime."

SECOND READING

ENGROSSED HOUSE BILL NO. 597, by Representatives Wolf, Sawyer, Curtis, Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming, Hatfield, Hurley, Jastad, Jueling, Kalich, Kirk, Kopet, Kuehnle, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske, and Wojahn:

Providing for the positive identification of persons living in Washington.

The Senate resumed consideration on second reading of Engrossed House Bill No. 597, as amended by the Senate.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed House Bill No. 597, as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 597, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twig, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Huntley, Pritchard—2.

ENGROSSED HOUSE BILL NO. 597, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 32, by Representatives Brown, Brouillet and Saling:

Requiring primary elections in first class school districts.

The Senate resumed consideration of House Bill No. 32 on second reading.

MOTION

On motion of Senator Greive, House Bill No. 32 was made a special order of business immediately after lunch.

HOUSE BILL NO. 341, by Representatives Heavey and Chapin:

Providing salaries for part time district court judges.

The Senate resumed consideration of House Bill No. 341, and the pending committee amendments.

Senator Uhlman moved adoption of the committee amendments.

Debate ensued.

The motion carried and the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 341, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 341, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senators Matson, Pritchard, Talley—3.

HOUSE BILL NO. 341, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480, by Committee on Higher Education:

Implementing law relating to community colleges.

MOTION

On motion of Senator Guess, Engrossed Second Substitute House Bill No. 480 was made a special order of business immediately following House Bill No. 32.

HOUSE BILL NO. 639, by Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Perry, Whetzel, Fleming, McCaffree, Hawley, Sprague, Leckenby, Clark, Murray, North, Kirk, Chatalas and Garrett:

Changing metro council to include the elected county executive and method of annexation.

MOTION

On motion of Senator Williams, House Bill No. 639 was placed at the end of the second reading calendar for today.

ENGROSSED HOUSE BILL NO. 305, by Representatives Thompson, Whetzel and Hawley (by departmental request):

Providing remedies for discharging oil into state waters.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 305 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 305, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—43.

Absent or not voting: Senators Cooney, Dore, Holman, Huntley, Matson, Williams—6.

ENGROSSED HOUSE BILL NO. 305, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Durkan moved that the rules be suspended and the Senate immediately reconsider the vote by which the Senate passed Engrossed House Bill No. 305.

Debate ensued.

POINTS OF INQUIRY

Senator Ryder: "Would Senator Durkan yield to a question? Senator, I think that your request is a very reasonable request but I think before we vote on it we ought to know exactly what your amendment is and what it will do."

Senator Durkan: "Mr. President, as I read Engrossed House Bill No. 305, I can foresee under this bill where there could be spillage of oil on a beach and that if it were accidental there would be no responsibility for other than the landowner who owned the beach to clean it up. I think that regardless of blame where two innocent people are involved and that means the oil tanker, whoever owns it, and the person who owns the beach property, that these property owners should not be required to clean up the oil spillage. I think that it is only fair as to where two innocent people are involved that the one who is least guilty of the act should not have the responsibility of cleaning up the oil spillage.

"I have read the bill and I thought that it was covered and then I re-read it last night and I can foresee that what we are trying to do we don't accomplish in this bill. This is the purpose for the motion for reconsideration and I was having the amendment drafted and that is why I asked for consideration."

Senator Peterson (Ted): "Would Senator Durkan yield? Senator, you said the one that is least guilty. The property owner wouldn't be guilty at all."

Senator Durkan: "That is true but under this bill if it is accidental, the oil company isn't guilty either so what I am trying to say is that the one who causes the damage regardless of whether he is legally liable in law should have the responsibility of seeing that the beach is cleaned and this is the purpose of my amendment."

Senator Ryder: "Would Senator Durkan yield? Senator, where is the citation in the bill that is causing the problem in your mind?"

Senator Uhlman: "If Senator Durkan would like, I will elucidate on the proposed amendment and answer your question, Senator Ryder. I refer you to section 1 of the bill which reads as follows: 'No person shall intentionally or negligently discharge oil or cause or permit the entry of the same into the waters of the state.'

"What this simply means is there has to be actual fault, negligence or an intentional discharge of this oil. I believe that the amendment that Senator Durkan has proposed will put the duty and obligation on the person or entity that discharges the oil irrespective of fault. This ought to be one of the costs of doing business and they gum up the beaches and when they cause the wild life to die and literally kill an entire area, this ought to be one of the costs of doing business and should be borne by the entity that actually discharges the oil.

"There is no fault involved on the part of a person who sits on the waterfront and happens to own a piece of property there or wants to go out and enjoy a public park on the waterfront and cannot because there has been oil there so this basically is the amendment that Senator Durkan is proposing. If he does not, I will."

Senator Durkan: "This is exactly what I am proposing and Senator Ryder, the exact language in the amendment I don't have as yet but it is being prepared. It will be in section 2 and if you read that section as it is presently you can see what I am talking about. It is possible under the law that we have created a situation where every oil spillage will be accidental and the person who owns the beach will have to get out with a shovel."

Senator Greive: "Would Senator Durkan further yield? Senator, what are the specific words you are asking to be put in?"

Senator Durkan: "I want to correct the language in new section 2 beginning on line 18 so that where there is an oil spillage regardless of accidental or not as determined by the board, that those people who spill the oil on the beach will have the responsibility of cleaning it up."

Senator Durkan demanded a roll call and the demand was sustained by Senators Ridder, Keefe, Greive, Dore, Peterson (Lowell), Metcalf, Donohue, Connor and Herr.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan to suspend the rules

and immediately reconsider the vote by which Engrossed House Bill No. 305 passed the Senate failed by the following vote: Yeas, 17; nays, 31; absent or not voting 1.

Voting yea: Senators Dore, Durkan, Elicker, McCormack, McCutcheon, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—17.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Twigg, Williams, Woodall—31.

Absent or not voting: Senator Henry—1.

The motion by Senator Durkan to immediately reconsider the vote by which Engrossed House Bill No. 305 passed the Senate failed.

SUBSTITUTE HOUSE BILL NO. 130, by Committee on Financial Institutions and Insurance:

Implementing the law relating to certain insurance contracts for the handicapped.

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, Substitute House Bill No. 130 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 130, and the bill passed the Senate by the following vote: Yeas, 48; absent or not voting, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Absent or not voting: Senator Pritchard—1.

SUBSTITUTE HOUSE BILL NO. 130, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:20 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The Speaker has signed:
 SUBSTITUTE HOUSE BILL NO. 66,
 HOUSE BILL NO. 76,
 SUBSTITUTE HOUSE BILL NO. 91,
 HOUSE BILL NO. 110,
 HOUSE BILL NO. 163,
 SUBSTITUTE HOUSE BILL NO. 415,
 HOUSE BILL NO. 499,
 HOUSE BILL NO. 520,
 HOUSE BILL NO. 544,
 SUBSTITUTE HOUSE BILL NO. 581,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 SENATE BILL NO. 80,
 SUBSTITUTE SENATE BILL NO. 174,
 SENATE BILL NO. 340,
 SENATE BILL NO. 359,
 SENATE BILL NO. 624,
 SUBSTITUTE HOUSE BILL NO. 66,
 HOUSE BILL NO. 76,
 SUBSTITUTE HOUSE BILL NO. 91,
 HOUSE BILL NO. 110,
 HOUSE BILL NO. 163,
 SUBSTITUTE HOUSE BILL NO. 415,
 HOUSE BILL NO. 499,
 HOUSE BILL NO. 520,
 HOUSE BILL NO. 544,
 SUBSTITUTE HOUSE BILL NO. 581.

SECOND READING

HOUSE BILL NO. 32, by Representatives Brown, Brouillet and Saling:
 Requiring primary elections in first class school districts.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of House Bill No. 32 on second reading.

Senator Uhlman moved adoption of the following amendment by Senators Uhlman and Holman:

On page 3, line 16, following section 3, add 5 new sections to read as follows:

"Sec. 4. Section 29.07.070, chapter 9, Laws of 1965 and RCW 29.07.070 are each amended to read as follows:

"Having administered the oath, the registration officer shall interrogate the applicant for registration, concerning his qualifications as a voter of the state, and of the county, city, town, and precinct in which he applies for registration, requiring him to state:

"(1) His full name;

"(2) Whether he will be twenty-one years of age on the day of the next election;

"(3) Place of birth *and birth date*;

"(4) Place of residence, street and number, if any, or post office or rural mail address;

"(5) Occupation;

"(6) Citizenship;

"(7) If a citizen of the United States, whether native born or naturalized;

"(8) If naturalized, whether in his own right or by virtue of his father's naturalization;

"(9) In the case of a woman, not native born, whether naturalized in her own right or by virtue of her father's naturalization or by virtue of her marriage to a citizen of the United States;

"(10) The place and date of the naturalization relied upon and the name of the court in which it took place;

"(11) Whether the applicant having been a native born or naturalized citizen of the United States has ever renounced his allegiance to the United States, and if so, whether he has since been naturalized as a citizen of the United States;

"(12) [In case the applicant is of foreign birth and is not a naturalized citizen of the United States, whether he was a legal voter of the Territory of Washington prior to November 11, 1889.

"(13) Whether the applicant [was a legal voter of the state of Washington on November 3, 1896, or] is able to read and speak the English language so as to comprehend the meaning of ordinary English prose [, and in case the registration officer is not satisfied in that regard, he may require the applicant to read aloud and explain the meaning of some ordinary English prose];

"(13) *In case the applicant is not able to read and speak the English language, whether he has successfully completed the sixth primary grade in a public school in, or a private school accredited by, any state or territory, the District of Columbia or the Commonwealth of Puerto Rico in which the predominant classroom language was other than English;*

"(14) [Whether the applicant has lost his civil rights by reason of being convicted of an infamous crime, and if so, whether such rights have been restored in the manner provided

by law] Whether the applicant is presently denied his civil rights as a result of a conviction of an infamous crime;

"(15) Whether the applicant has resided in the state not less than eleven months;

"(16) Length of residence in the county in which registration is applied for, not less than sixty days;

"(17) Length of residence in the precinct in which registration is applied for;

"(18) [Whether the applicant is a taxpayer of the state;

"(19)] The place and address of the last former registration of the applicant as a voter in the state.

"Answers to all questions shall be inserted on the duplicate registration card, permanent registration form No. 2.

"If the applicant has not otherwise qualified as an elector, and the registration officer believes that an answer to the next two questions may be affirmative, he shall further inquire:

"(a) Whether the applicant was a legal voter of the state of Washington on or before November 3, 1896; or

"(b) Whether the applicant was a legal voter of the Territory of Washington prior to November 11, 1889.

"If so, this information shall be written upon the duplicate registration card, permanent registration form No. 2, as a special notation.

"Sec. 5. Section 29.07.080, chapter 9, Laws of 1965 and RCW 29.07.080 are each hereby amended to read as follows:

"If it appears to the satisfaction of the registration officer that the applicant is a qualified elector [of a precinct within his jurisdiction], the registration officer shall register the applicant by entering on an original and duplicate registration card, under the proper headings:

"(1) The surname of the applicant, followed by his given name, or names, if any;

"(2) Sex;

"(3) Whether he will be at least twenty-one years of age on the day of the next election, which shall be entered on the original registration card (permanent registration form No. 1) and birth date, which shall be entered on the duplicate registration card (permanent registration form No. 2);

"(4) Occupation;

"(5) Whether a native born or naturalized citizen of the United States [, or a voter of the Territory of Washington];

"(6) Whether able to read and speak the English language, [or a voter of this state prior to November 3, 1896] or has successfully completed the sixth primary grade in a public school in, or a private school accredited by, any state or territory, the District of Columbia or the Commonwealth of Puerto Rico in which the predominant classroom language was other than English;

"(7) [Whether a taxpayer of the state of Washington;

"(8)] The name of the county, of the city or town, and the name and number of the precinct in which registered;

"[(9)] (8) The post office address, or street and number address, if any, of the applicant.

"He shall then require the applicant to sign an oath on the original and duplicate registration card[s], permanent registration form No. 2, in the following form: "I, the undersigned, do solemnly swear (or affirm) that the foregoing facts touching my qualifications as a voter, entered in my presence by the registration officer, are true"; and the registration officer shall sign and date each of such cards in verification of the fact that the same were signed and sworn to before him in the following form: "Subscribed and sworn to before me this . . . day of . . . , 19. . . . Registration Officer."

"Otherwise the registration officer shall refuse to register the applicant.

"Sec. 6. Section 29.39.120, chapter 9, Laws of 1965 and RCW 29.39.120 are each amended to read as follows:

"In mailing absent voter's ballots to service voters, the county auditor shall send the ballot and a small envelope and letter of instructions together with a larger envelope addressed to the county auditor and upon which there shall be plainly printed a form in substantially the following language:

"DECLARATION

"I do hereby declare that I am a citizen of the United States; that I will be at least twenty-one (21) years of age on the day of the next election; that I am able to read and speak the English language, or I successfully completed the sixth grade in an American-flag school predominantly using another language; that I have been a legal resident of the State of Washington for at least one year, of the county of for at least ninety days and of the city or town of at (street and number if any) for at least thirty (30) days preceding such election; that I am a service voter under the laws of the state of Washington. If possible give precinct name or number here Dated this day of , 19.

Print name for positive identification

Signature of Applicant

"Article VI, section 4 of the state Constitution provides: For the purpose of voting and eligibility to office, no person shall be deemed to have gained a residence by reason of his presence, or lost it by reason of his absence, while in the civil or military service of the state or of the United States, nor while a student at any institution of learning, nor while engaged in the navigation of the waters of this state or of the United States, or of the high seas.

"Person making false statement in his declaration is guilty of perjury."

"Sec. 7. Section 2, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.020 are each amended to read as follows:

"A new resident who moves into the state of Washington less than one year from an approaching presidential election and intends to make this state his permanent residence shall be entitled to vote for presidential and vice-presidential electors or for the office of president and vice president of the United States, as the case may be, but no other office, provided he meets the following qualifications:

"(1) He possesses the qualifications required of other voters as contained in Article VI, section 1 of the state Constitution except as to residence;

"(2) He is not excluded from suffrage under any other provision of law;

"(3) He is unable to vote for presidential and vice-presidential electors or for the office of president and vice president of the United States, as the case may be, in the state of his former residence; and

"(4) He has followed the voting procedure as hereinafter in this chapter provided.

"Sec. 8. Section 4, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.040 are each amended to read as follows:

"The official application form to be used by a new resident desiring to vote shall be issued by the secretary of state. It shall be of a distinctive color and shall be substantially as follows:

"APPLICATION FOR A SPECIAL PRESIDENTIAL BALLOT

(Print Name)

"I..... do solemnly swear (or affirm) under penalty as set forth in RCW 29.36.110 (see below) [,] that:

"(1) I am a citizen of the United States; [that]

"(2) I will be at least twenty-one (21) years of age on the day of the approaching presidential election; [that]

"(3) I am able to read and speak the English language or I have successfully completed the sixth grade in an American-flag school that predominantly used another language;

"(4) I intend to make the state of Washington my permanent residence [,] ; [that]

"(5) I have resided in this state for less than one year but will have resided here for at least sixty (60) days immediately preceding the approaching presidential election.

"(6) [I further swear that] I do not qualify to vote for presidential and vice-presidential electors in the state of my former residence; [and]

"(7) I will not vote any other ballot of the state of Washington or of any other state at this election [,] that];

"(8) My last voting address before entering the state of Washington was [:]

[.....
(Street) (City)
.....
(County) (State)
..... in in the County of, State of

"I hereby make application for a special presidential ballot to vote for presidential and vice-presidential electors only at the approaching presidential election and request that such ballot be sent to me at the following address:

.....
(Street) (City)
.....
(zip code)

(Print name for positive identification)

.....
(Signature)

PENALTY PROVISION (RCW 29.36.110)

Any person who violates any of the provisions, relating to swearing and voting, shall be guilty of a felony and shall be punished by imprisonment for not more than five years or a fine of not more than five thousand dollars, or by both such fine and imprisonment.

"A supply of the above-described application forms shall be distributed at least three months prior to the election concerned by the secretary of state to each city and town clerk, county auditor, county chairman of each political party, and to all other persons or organizations requesting the same."

Debate ensued.

The motion carried and the amendment was adopted.

Senator Holman moved adoption of the following amendment:

"On page 3, beginning on line 3, strike all of section 3 and insert:

"Sec. 3. Section 29.21.180, chapter 9, Laws of 1965 as last amended by section 1, chapter 131, Laws of 1969 and RCW 29.21.180 are each amended to read as follows:

"No primary shall be held relating to the offices of state superintendent of public instruction, county superintendent of schools, or, except for school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties, officers of *other first class* school districts [embracing a city of over one-hundred thousand population] if, after the last day allowed for candidates to withdraw, there are no more than two candidates filed for each position to be filled. In such event all candidates concerned shall be notified. Names of candidates that would have been printed upon the primary ballot, but for the provisions of this section, shall be printed upon the general election ballot alphabetically in groups under the designation of the respective titles of the offices for which they are candidates."

Debate ensued.

The motion carried and the amendment was adopted.

Senator McCormack moved adoption of the following amendment by Senators McCormack and Atwood:

On page 3, following the amendment by Senators McDougall and Marquardt, add a section as follows:

"Sec. 10. Section 2, chapter 130, Laws of 1967 ex. sess. and RCW 29.34.180 are each amended to read as follows:

"Voting devices and vote tally systems as defined in RCW 29.34.010 [, shall] *may* be used [only] in all primaries and elections, general or special, in all counties [of the second class as defined by RCW 36.13.010]."

POINT OF INQUIRY

Senator Uhlman: "Would Senator McCormack yield to a question? Senator McCormack, this is permissive now, this is 'may' and not 'shall'?"

Senator McCormack: "That is correct."

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

On motion of Senator Holman, the following amendment to the title was adopted:

On page 1, line 5 of the title after "1965" insert "as last amended by section 1, chapter 131, Laws of 1969"

On motion of Senator McDougall the following amendment to the title was adopted:

On page 1 of the title following the amendment to the title by Senators Uhlman and Holman insert "; amending section 29.18.035, chapter 9, Laws of 1965 and RCW 29.18.035"

On motion of Senator Uhlman, the following amendment to the title by Senators Uhlman and Holman was adopted:

On page 1, line 5 of the title after "RCW 29.21.180" and before the period insert "; amending section 29.07.070 and 29.07.080, chapter 9, Laws of 1965 and RCW 29.07.070 and 29.07.080; amending section 29.39.120, chapter 9, Laws of 1965 and RCW 29.39.120; amending section 2, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.020; amending section 29.72.040, chapter 73, Laws of 1967 ex. sess. and RCW 29.72.040"

Senator McCormack moved adoption of the following amendment to the title by Senators McCormack and Atwood:

On page 1 of the title following the amendment to the title by Senator McDougall insert "; and amending section 2, chapter 130, Laws of 1967 ex. sess. and RCW 29.34.180"

POINT OF INQUIRY

Senator McCutcheon: "Would Senator McCormack yield to a question? Senator, what is this all about?"

Senator McCormack: "This is for the title to conform to the amendment we already adopted."

MOTION

Senator Dore moved that the amendment to the title by Senators McCormack and Atwood be laid upon the table.

Debate ensued.

The motion lost on a rising vote and the amendment was adopted.

On motion of Senator Ridder, the rules were suspended, House Bill No. 32, as

amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side on the amendment adding section 4 to the bill, Senator Dore served notice for reconsideration.

POINT OF ORDER

Senator Woodall: "Point of order. It is only on reconsidering final passage that it carries over until the following day. You can't give notice on one amendment and carry it over."

RULING BY THE PRESIDENT

The President: "The Senator's remarks are well taken."

Senator Dore withdrew his notice of reconsideration.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 32, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 3; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—42.

Voting nay: Senators Guess, McCutcheon, Metcalf—3.

Absent or not voting: Senators Greive, Herr, Talley, Williams—4.

HOUSE BILL NO. 32, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator McCormack moved that the rules be suspended and the Senate immediately reconsider the vote by which the Senate passed House Bill No. 32 as amended by the Senate.

MOTIONS

Senator Dore moved that the motion by Senator McCormack be laid upon the table and the motion carried.

On motion of Senator Ridder, House Bill No. 32, as amended by the Senate, was ordered immediately transmitted to the House.

PERSONAL PRIVILEGE

Senator Andersen: "Point of personal privilege, Mr. President."

The President: "The Senator will speak on his point of personal privilege."

Senator Andersen: "I just want to very briefly point to something that was raised in my mind by Senator Guess' comment. Perhaps I am just speaking for myself here but it has concerned me that the Senators, particularly in the closing days of a very hectic session we get these absolute floods of paper and statistics and comments across our desks and I don't know if these are the products of Northern State Hospital or some of the finest minds in the

state. They are not signed by anybody. We get amendments that don't have people's names on them and it is absolutely physically and mentally impossible to keep up with all of this particularly when we can't see the person's name on the material. All I am saying is that perhaps some day if somebody else feels the same way, the Committee on Rules and Joint Rules might consider a rule that the pages don't hand out something or distribute us this massive junk without having somebody's name attached to it so that we can make some measure of judgment on what is in it by the person who is on it.

"Perhaps I am just unduly taking time but I am completely fed up with this. I think some other members are also and I think that something ought to be done along this line to correct this situation and I think that the Committee on Rules and Joint Rules is the place to do it."

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480, by Committee on Higher Education:

Implementing law relating to community colleges.

The Senate resumed consideration on second reading of Engrossed Second Substitute House Bill No. 480, as amended by the Senate.

MOTION

Senator Woodall moved that Engrossed Second Substitute House Bill No. 480 be placed at the end of today's second reading calendar.

The motion was lost on a rising vote.

Senator Gissberg moved adoption of the following amendment by Senators Gissberg and Durkan:

On page 10, section 7, lines 18 through 22 after "governor" strike the matter down to and including ".110]" on line 20 and insert "from a list of nominees submitted by [the nominating committee in accordance with RCW 28.85.110] *nominating committees composed of those members of the state legislature residing within the boundaries of each community college district to be served. The senior legislator on each committee shall serve as chairman of the committee and shall call the meeting at some conveniently located place and shall set the time of the meeting*"

Senator McDougall moved adoption of the following amendment to the amendment by Senators Gissberg and Durkan:

On page 10, section 7, line 20, at the end of the amendment by Senators Gissberg and Durkan, restore the stricken underlined language appearing on lines 20 to 22 of the printed bill, being "*In making such appointments the governor shall give consideration to geographical exigencies, and the interests of labor, industry, agriculture, the professions and ethnic groups.*"

Debate ensued.

The motion carried and the amendment to the amendment was adopted.

The motion by Senator Gissberg carried and the amendment as amended was adopted.

Senator Gissberg moved adoption of the following amendment by Senators Gissberg and Durkan:

On page 28, section 22, line 26 after "governor" strike the matter down to and including ".110]" on line 28 and insert "from a list of nominees submitted by [the nominating committee in accordance with RCW 28B.50.110] *nominating committees composed of those members of the state legislature residing within the boundaries of each community college district to be served. The senior legislator on each committee shall serve as chairman of the committee and shall call the meeting at some conveniently located place and shall set the time of the meeting*"

Senator McDougall moved adoption of the following amendment to the amendment by Senators Gissberg and Durkan:

On page 28, section 22, line 28, at the end of the amendment by Senators Gissberg and Durkan, restore the stricken underlined language appearing on lines 28 to 30 of the printed bill, being "*In making such appointments the governor shall give consideration to geographical exigencies, and the interests of labor, industry, agriculture, the professions and ethnic groups.*"

Debate ensued.

The motion carried and the amendment to the amendment by Senators Gissberg and Durkan was adopted.

The motion by Senator Gissberg carried and the amendment as amended was adopted.

Senator Uhlman moved adoption of the following amendment:

On page 14, section 8, line 11, after "board," insert a new subsection as follows: "*(18) Shall be authorized to establish policies and procedures in agreement with the faculty which*

may provide for the governing of the district. Such policies and procedures are subject to negotiation between the faculty and the board and once adopted shall be signed by all parties to the negotiation and placed on file with the state board."

Debate ensued.

The motion failed and the amendment was not adopted.

Senator Dore moved adoption of the following amendment:

On page 15, section 11, line 33, after "certificate" and before the period insert "*or for indentured apprentices*"

Debate ensued.

The motion failed and the amendment was not adopted.

Senator Dore moved adoption of the following amendment:

On page 15, section 11, line 28, after "shall" strike "*be authorized to permit the boards of trustees of the various community colleges to*"

Debate ensued.

Senator Connor demanded a roll call and the demand was sustained by Senators Washington, Knoblauch, Dore, Bailey, Ridder, Uhlman, Metcalf, Peterson (Lowell), and Cooney.

ROLL CALL

The Secretary called the roll and the amendment by Senator Dore was not adopted by the following vote: Yeas, 15; nays, 32; absent or not voting, 2.

voting, 2.

Voting yea: Senators Bailey, Connor, Cooney, Donohue, Greive, Herr, Knoblauch, McCutcheon, Mardesich, Marquardt, Odegaard, Ridder, Stortini, Uhlman, Washington—15.

Voting nay: Senators Andersen, Atwood, Canfield, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Talley, Twigg, Walgren, Williams, Wilson, Woodall—32.

Absent or not voting: Senators Henry, Pritchard—2.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Dore gave notice that he would move for reconsideration of the vote by which his second amendment to Engrossed Second Substitute House Bill No. 480 was not adopted.

Senator Durkan moved adoption of the following amendment by Senators Durkan, Marquardt and Uhlman:

On page 21, beginning on line 6 following section 16 add 4 new sections as follows:

"Sec. 17. Section 3, chapter 97, page 239, Laws of 1909 and RCW 28.77.090 are each amended to read as follows:

"The government of the University of Washington shall be vested in a board of regents to consist of *eight members*, seven members [.] who shall be appointed by the governor of the state [.] by and with the advice and consent of the senate, and who shall hold their offices respectively for a term of six years from the second Monday in March next succeeding their appointment and until their successors shall be appointed and shall qualify, *one member who shall be a full time student of the University of Washington selected in such a manner as the Associated Students of the University of Washington shall determine, who shall hold his office from September 1st of the year of his selection until August 31st of the following year: Provided*, That regents now serving upon such board shall continue as such during the terms for which they were respectively appointed. [Four] *Five* members of said board shall constitute a quorum for the transaction of business. Whenever there shall be a vacancy in *those members of the [said] board of regents appointed by the governor*, from any cause whatever, it shall be the duty of the governor to fill such office by appointment and the person or persons so appointed shall continue in office until the close of the legislature next thereafter, or until others are appointed and qualified in their stead. *Whenever there shall be a vacancy in the member of the board of regents selected by the Associated Students of the University of Washington, it shall be filled as in the case of the original selection, the student selected to act for the duration of the unexpired term resulting from the vacancy: Provided, That such full time student shall not have a vote on decisions but shall have a voice in the debate of all matters.* Each regent before entering upon the duties of his office must qualify by taking the usual oath of office before some

officer authorized by law to administer the same and file a copy of said oath with the secretary of state.

Sec. 18. Section 5, chapter 97, page 245, Laws of 1909 as amended by section 1, chapter 115, Laws of 1949 and RCW 28.80.070 are each amended to read as follows:

"The management of said university and experiment stations, the care and preservation of all property of which the institution shall become possessed, the erection and construction of all buildings necessary for the use of said university and stations, and the disbursement and expenditures of all money provided for by this chapter, shall be vested in a board of [seven] eight regents, said [seven] eight members of the board of regents [shall] to be appointed in the manner hereinafter in this section provided [by law]; said regents and their successors in office shall have the right to cause all things to be done necessary to carry out the provisions of this chapter. *Seven members of the board of regents provided for in this chapter [,] shall be appointed by the governor [,] by and with the consent of the senate, and one member, who shall be a full time student of Washington State University, selected in such a manner as the Associated Students of Washington State University shall determine, who shall hold his office from September 1st of the year of his selection until August 31st of the following year* and each regent shall, before entering upon the discharge of his respective duties as such, execute a good and sufficient bond to the state of Washington, with two or more sufficient sureties, residents of the state, or with a surety company licensed to do business within this state, in the penal sum of not less than five thousand dollars each, conditioned for the faithful performance of his duties as such regent: *Provided, That such full time student shall not have a vote on decisions but shall have a voice in the debate of all matters: Provided further, That all appointments made to fill vacancies of members appointed by the governor caused by death, resignation or otherwise, shall be for the unexpired term of the incumbent whose place shall have become vacant: Provided further, That whenever there shall be a vacancy in the member of the board of regents selected by the Associated Students of Washington State University, it shall be filled as in the case of original selection, the student selected to act for the duration of the unexpired term resulting from the vacancy: And provided further, That regents now serving upon such board shall continue, as such during the term for which they were respectively appointed [and the governor, by and with the consent of the senate, shall appoint one further regent for a term to expire March 9, 1953, and one further regent for a term to expire March 9, 1955]. All [other] appoints [provided for in this act] of members appointed by the governor except as otherwise in this section provided shall be for the term of six years and until the appointment and qualification of a successor to each appointee.*

Sec. 19. Section 3, chapter 147, Laws of 1957 as amended by section 2, chapter 5, Laws of 1967 ex. sess. and RCW 28.81.020 are each amended to read as follows:

"The government of each of the state colleges shall be vested in a board of trustees consisting of [five] six members. [They] *Five members shall be appointed by the governor with the consent of the Senate and shall hold their offices for a term of six years from the second Monday in March next succeeding their appointment and until their successors are appointed and qualified. One member shall be a full time student of the state college for which he is a trustee, selected in such a manner as the student association of such state college shall determine, who shall hold his office from September 1st of the year of his selection until August 31st of the following year: Provided, That such full time student shall not have a vote on decisions but shall have a voice in the debate of all matters.* In case of a vacancy in the members appointed by the governor, the governor shall fill the vacancy for the unexpired term of the trustee whose office has become vacant. *Whenever there shall be a vacancy in the member of the board of regents selected by the student association of such state college, it shall be filled as in the case of original selection, the student selected to act for the duration of the unexpired term resulting from the vacancy.*

"The trustees incumbent as of July 30, 1967 shall serve during the term of their original appointment.

"The term of the first appointees under [this 1967 amendatory act] section 2, chapter 5, Laws of 1967 ex. sess. shall commence upon the expiration of the term of the particular incumbent for which the appointment is made and shall expire six years from the second Monday of March next succeeding the effective date of the appointment.

"To assure that no more than the terms of two members will expire simultaneously on the second Monday of March in any one year, the term of not more than one trustee incumbent on July 30, 1967 shall be extended by the governor for one year at which time an appointment shall be made for a term expiring six years from the second Monday in March next succeeding the effective date of that appointment.

"Nothing in this 1969 amendatory act shall affect the terms of regents now serving on any board of trustees of a state college.

Sec. 20. Section 10, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.100 are each amended to read as follows:

"(1) There is hereby created a community college board of trustees for each community college district as set forth in this chapter. Each community college board of trustees shall be composed of [five] six trustees, [who] *five of whom shall be appointed by the governor [from a list of nominees submitted by the nominating committee in accordance with RCW 28.85.110] and have the qualifications set forth in subsection (3) hereof. One trustee shall be a full time student of the community college for which district he is a trustee, selected in such a manner as the student association of such community college shall determine, who shall hold his office from September 1st of the year of his selection until August 31st of the following year: Provided, That such full time student shall*

not have a vote on decisions but shall have a voice in the debate of all matters.

"(2) The initial appointees to the board of trustees shall draw lots at the first meeting thereof to determine their respective initial terms. One trustee shall serve for one year, one for two years, one for three years, one for four years, and one for five years.

"Thereafter, until July 1, 1969, the successors of the trustees initially appointed shall be appointed by the governor to serve for a term of five years except that any person appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed only for the remainder of the term.

"Whenever there shall be a vacancy in the member of the board selected by the student association of such community college, it shall be filled as in the case of original selection, the student selected to act for the duration of the unexpired term resulting from the vacancy.

"(3) Every trustee appointed by the governor shall be a resident and qualified elector of his community college district. No trustee may serve as a member of the board of directors of any school district, or as an elected officer or member of the legislative authority of any municipal corporation.

"(4) Each board of trustees shall organize itself by electing a chairman from its members. The board shall adopt a seal and may adopt such bylaws, rules and regulations as it deems necessary for its own government. [Three] Four members of the board shall constitute a quorum, but a lesser number may adjourn from time to time and may compel the attendance of absent members in such manner as prescribed in its bylaws, rules, or regulations. The district president, or if there be none, the president of the community college, shall serve as, or may designate another person to serve as, the secretary of the board, who shall not be deemed to be a member of the board."

Remember the remaining sections consecutively.

POINT OF ORDER

Senator Lewis (Harry): "Point of order. I raise the question of germaneness. Under Rule 62 I believe this amendment very clearly enlarges the scope and object of the bill. If you will examine starting with the title on Engrossed Second Substitute House Bill No. 480 it is purely evident that this bill relates to the community college program not only by title but section by section, page by page, issue by issue, throughout the entire bill, Mr. President. I would refer you to the amendment which referred to a House bill and the amendment very clearly deals with higher education.

"We have a separate act, a separate program for the community college program and we are very clearly enlarging the scope and object when we examine the university regents and the addition of students to that board. For these reasons I would raise the question of enlarging the scope and object, Mr. President, and ask for your ruling."

MOTION

Senator Sandison moved that the amendment by Senators Durkan, Marquardt and Uhlman be laid upon the table.

Senator Durkan demanded a roll call and the demand was sustained by Senators Uhlman, Gissberg, Stender, Day, Odegaard, Atwood, Marquardt, Elicker and Metcalf.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Durkan yield to a question? Senator Durkan, would you explain the amendment?"

POINT OF ORDER

Senator Atwood: "Point of order, Mr. President. The motion to table is not debatable and we are ready to call the roll."

Senator Uhlman: "I think there is some confusion here as to what we are voting on and I am simply asking for a brief explanatory comment."

ROLL CALL

The Secretary called the roll and the motion by Senator Sandison to table the amendment by Senators Durkan, Marquardt and Uhlman carried by the following vote: Yeas, 28; nays, 18; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Cooney, Donohue, Foley, Guess, Herr, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Matson,

Metcalfe, Newschwander, Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Talley, Twigg, Walgren, Williams, Wilson, Woodall—28.

Voting nay: Senators Connor, Day, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Holman, Keefe, Knoblauch, Marquardt, Odegaard, Peterson (Lowell), Ridder, Stortini, Uhlman, Washington—18.

Absent or not voting: Senators Bailey, Henry, Mardesich—3.

There being no objection, Senator Durkan withdrew his remaining amendments from the Secretary's desk.

MOTION

On motion of Senator Atwood, Senators Atwood, Dore and Durkan were excused.

On motion of Senator Sandison, the rules were suspended, Engrossed Second Substitute House Bill No. 480, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Wilson: "Would Senator Sandison yield to a question? Senator Sandison, this question is related to the numerous local school districts which largely through their own initiative have developed comprehensive adult education programs. Some of these districts are located quite a distance from their nearest community college and it is their fear that section 11 and other related portions of this measure might make it more difficult or complicated for them to continue their program.

"May I ask whether it is not within the intent of this legislation that the community colleges will do everything possible to encourage the continued operation and development of adult education programs in school districts such as I have described?"

Senator Sandison: "Yes, Senator Wilson, it was the testimony of the state community college board and Dr. Canfield and those of the staff that the policy of the state community colleges were to further already existing vocational technical programs and occupational programs in the various high schools. Most of them are excellent. They will not only further them, they will assist them financially. They will, in many cases because of the distance of many communities including a good number in my own district away from the community college board, contract with the high school to use their facilities and instructors to provide these courses. They will not change anything that is now existing and as I say will also increase them. At the same time these same high schools will bring academic credit courses to be run in context with the vocational courses.

"If I might add further, if anything would develop in the next year or biennium, depending on how long it is before we reconvene, with the community college board contrary to this, then it would be contrary to what they gave us as their intent to the Senate Committee on Higher Education."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute House Bill No. 480, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalfe, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senators Gissberg, Knoblauch, Newschwander, Ridder—4.

Absent or not voting: Senators Donohue, Pritchard—2.

Excused: Senators Atwood, Durkan—2.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator McCormack, Engrossed Second Substitute House Bill No. 480, as amended by the Senate, was ordered immediately transmitted to the House.

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman H.), Clarke (George W.) and Heavey:

Establishing a court of appeals.

REPORT OF STANDING COMMITTEE

April 10, 1969.

ENGROSSED HOUSE BILL NO. 183, establishing a court of appeals (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 4, strike everything following the enacting clause and insert the following:

"NEW SECTION. Section 1. There is hereby established a court of appeals as a court of record. For the purpose of sections 1 through 10 of this act the following terms shall have the following meanings:

"(1) 'Rules' means rule of the supreme court.

"(2) 'Chief justice' means chief justice of the supreme court.

"(3) 'Court' means court of appeals.

"(4) 'Judge' means judge of the court of appeals.

"(5) 'Division' means a division of the court of appeals.

"(6) 'District' means a geographic subdivision of a division from which judges of the court of appeals are elected.

"(7) 'General election' means the biennial election at which members of the house of representatives are elected.

"NEW SECTION. Sec. 2. The court shall have three divisions, each of which shall be headquartered in Seattle:

"(1) The first division shall have six judges from three districts, as follows:

"(a) District 1 shall consist of King county and shall have four judges;

"(b) District 2 shall consist of Snohomish county and shall have one judge; and

"(c) District 3 shall consist of Island, San Juan, Skagit and Whatcom counties and shall have one judge.

"(2) The second division shall have three judges, one from each of the following districts:

"(a) District 1 shall consist of Pierce county.

"(b) District 2 shall consist of Clallam, Grays Harbor, Jefferson, Kitsap, Mason and Thurston counties.

"(c) District 3 shall consist of Clark, Cowlitz, Lewis, Pacific, Skamania and Wahkiakum counties.

"(3) The third division shall have three judges, one from each of the following districts:

"(a) District 1 shall consist of Ferry, Lincoln, Okanogan, Pend Oreille, Spokane and Stevens counties.

"(b) District 2 shall consist of Adams, Asotin, Benton, Columbia, Franklin, Garfield, Grant, Walla Walla and Whitman counties.

"(c) District 3 shall consist of Chelan, Douglas, Kittitas, Klickitat and Yakima counties.

"NEW SECTION. Sec. 3. The administration and procedures of the court shall be as provided by rules of the supreme court. The court shall be vested with all power and authority, not inconsistent with said rules, necessary to carry into complete execution all of its judgments, decrees and determinations in all matters within its jurisdiction, according to the rules and principles of the common law and the Constitution and laws of this state.

"For the prompt and orderly administration of justice, the supreme court may (1) transfer to the appropriate division of the court for decision a case or appeal pending before the supreme court; or (2) transfer to the supreme court for decision a case or appeal pending in a division of the court.

"Subject to the provisions of this section, the court shall have exclusive appellate jurisdiction in all cases except

"(a) cases of quo warranto, prohibition, injunction or mandamus directed to state officials;

"(b) criminal cases where the death penalty has been decreed;

"(c) cases where the validity of all or any portion of a statute, ordinance, tax, impost, assessment or toll is drawn into question on the grounds of repugnancy to the Constitution of the United States or of the state of Washington, or to a statute or treaty of the United States, and the superior court has held against its validity;

"(d) cases involving fundamental and urgent issues of broad public import requiring prompt and ultimate determination; and

"(e) cases involving substantive issues on which there is a direct conflict among prevailing decisions of panels of the court or between decisions of the supreme court; all of which shall be appealed directly to the supreme court: *PROVIDED*, That whenever a majority of the court before which an appeal is pending, but before a hearing thereon, is in doubt as to whether such appeal is within the categories set forth in subsection (d) or (e) of this section, the cause shall be certified to the supreme court for such determination.

"When the court acquires jurisdiction of any cause and makes a disposition thereof, there shall be a right of appeal to the supreme court when the court reverses a judgment or order of the superior court by less than a unanimous decision. In all other cases, appeals from the court to the supreme court shall be only at the discretion of the supreme court upon the filing of a petition for review. No case, appeal or petition for a writ filed in the supreme court or the court shall be dismissed for the reason that it was not filed in the proper court, but it shall be transferred to the proper court.

"*NEW SECTION*. Sec. 4. The court shall sit in panels of three judges and decisions shall be rendered by not less than a majority of the panel. In the determination of causes all decisions of the court shall be given in writing and the grounds of the decisions shall be stated. All opinions of the court shall be published. Panels in the first division shall be comprised of such judges as the chief judge thereof shall from time to time direct. Judges of the respective divisions may sit in other divisions and causes may be transferred between divisions, as directed by written order of the chief justice. The court may hold sessions in such of the following cities as may be designated by rule: Seattle, Everett, Bellingham, Tacoma, Vancouver, Spokane, Yakima, Richland and Walla Walla.

"No judge of the court shall be entitled to per diem or mileage for services performed at either his legal residence or the headquarters of the division of the court of which he is a member.

"The court may establish rules supplementary to and not in conflict with rules of the supreme court.

"*NEW SECTION*. Sec. 5. A judge of the court shall be:

"(1) Admitted to the practice of law in the courts of this state not less than five years prior to taking office.

"(2) A resident for not less than one year at the time of appointment or initial election in the district for which his position was created.

"*NEW SECTION*. Sec. 6. Each judge of the court shall receive an annual salary of twenty-five thousand dollars until subsequently increased by the legislature, but no salary warrant shall be issued to any judge until he shall have made and filed with the state auditor an affidavit that no matter referred to him for opinion or decision has been uncompleted by him for more than three months.

"*NEW SECTION*. Sec. 7. Upon the taking effect of sections 1 through 10 of this act, the governor shall appoint the judges of the court of appeals for each district in the numbers provided in section 2 of this act, who shall hold office until the second Monday in January, 1971. In making the original appointments the governor shall take into consideration such factors as: Personal character; intellect; ability; diversity of background or experience in the practice of the law; diversity of political philosophy; diversity of educational experience; and diversity of affiliation with social and economic groups, for the purpose of establishing a balanced appellate court with the highest quality of personnel. At the general election to be held in November, 1970, there shall be elected from each district the number of judges provided for in section 2 of this act. Upon taking office the judges of each division elected shall come together at the direction of the chief justice and be divided by lot into three equal groups; those of the first group shall serve for two years, those of the second group shall serve for four years, and those of the third group shall serve for six years, and until their successors are elected and qualified. Thereafter, judges shall be elected for the full term of six years and until their successors are elected and qualified, commencing with the second Monday in January succeeding their election.

"*NEW SECTION*. Sec. 8. If a vacancy occurs in the office of a judge of the court, the governor shall appoint a person to hold the office until the election and qualification of a judge to fill the vacancy, which election shall take place at the next succeeding general election and the judge so elected shall hold the office for the remainder of the unexpired term.

"*NEW SECTION*. Sec. 9. No judge, while in office, shall engage in the practice of law. No judge shall run for elective office other than a judicial office during the term for which he was elected.

"*NEW SECTION*. Sec. 10. Judges shall retire at the age, and under the conditions and with the same retirement benefits as specified by law for the retirement of justices of the supreme court.

"Sec. 11. Section 29.21.150, chapter 9, Laws of 1965 and RCW 29.21.150 are each amended to read as follows:

"The name of the person who receives the greatest number of votes and of the person who receives the next greatest number of votes at the primary for a single nonpartisan position shall appear on the general election ballot under the designation therefor: *PROVIDED*, That in elections for [judges] justices of the supreme court, judges of the court of appeals and judges of the superior court, for justices of the peace, for state superintendent of public instruction, and for county superintendent of schools, if any candidate in the primary receives a majority of all of the votes cast for the position, only the name of the person receiving the highest vote shall be printed on the general election ballot under the designation for that position, followed by a space for the writing in of any other

name by a voter: *PROVIDED FURTHER, That the provisions of Article IV, Section 29 of the Washington Constitution shall apply to offices of judges of the court of appeals.*"

On page 1, line 1 of the title after "appeals" and before "for the" strike "and" and insert ";

On page 1, line 2 of the title after "judges" and before the period insert "; and amending section 29.21.150, chapter 9, Laws of 1965 and RCW 29.21.150"

Signed by: Senators Uhlman, Chairman; Atwood, Durkan, Foley, Gissberg, Holman, Ridder, Twigg, Woodall.

The bill was read the second time by sections.

MOTIONS

Senator Greive moved that Engrossed House Bill No. 183 be referred to the Committee on Ways and Means.

Senator Gissberg moved that the motion by Senator Greive be amended to refer Engrossed House Bill No. 183 to the Committee on Ways and Means with instructions to amend the bill insofar as adding an appropriation is concerned.

Debate ensued.

On motion of Senator Foley, the following amendment was adopted:

On page 3, line 33, following the committee amendment, add a new section as follows: "*NEW SECTION. Sec. 12. There is hereby appropriated from the general fund to the court of appeals to carry out the provisions of this act the sum of one million dollars.*"

On motion of Senator Foley, the following amendment to the title was adopted:

On page 1, line 1 of the title, after "judges" and before the period insert "; making an appropriation"

MOTION

Senator Gissberg moved that Engrossed House Bill No. 183 be referred to the Committee on Rules and Joint Rules.

POINT OF ORDER

Senator Greive: "Point of order, Mr. President. I think Senator Gissberg already knows what my point of order is. Under Rule 21 they are of equal rank and Reed's Rule 255 says of equal rank, the one put first governs."

POINT OF ORDER

Senator Uhlman: "Point of order. My point of order is that Senator Greive withdrew his motion. The matter was on second reading, we amended it, there was intervening business and at the present time there would be no motion pending and Senator Gissberg's motion was put."

RULING BY THE PRESIDENT

The President: "Senator Uhlman, the President believes that Senator Greive did not withdraw his motion. The President permitted the license to Senator Foley to present his amendment which the President believes was the only way to resolve this particular situation and the President believes that Senator Greive's motion should be put at this time."

MOTION

Senator Gissberg moved that Senator Greive's motion be amended and Engrossed House Bill No. 183 be referred to the Committee on Rules and Joint Rules.

POINTS OF INQUIRY

Senator Bailey: "Would Senator Gissberg yield to a question? Senator Gissberg, we have adopted one amendment and then we went over and adopted a title amendment. Is it your idea that by sending the bill to the Committee on Rules and Joint Rules it will go in and come out on third reading? I want to be sure it is open for other amendments. Do you think it is?"

Senator Gissberg: "Yes."

Senator Dore: "Would Senator Andersen yield to a question? Senator, do you know of any bill having a one million dollar appropriation that has not been considered this session in the Committee on Ways and Means—Appropriations?"

Senator Andersen: "Answering your question, Senator Dore, the appropriation in this bill is entirely, if I can call a million dollar appropriation incidental, is entirely incidental. It is only put in for the purpose that if the salary bill that comes through from the House that hasn't come through, if it doesn't come through we have to have salaries and money to pay for these people so I think as far as the bill is concerned it is strictly an incidental aspect of it. It was put on for rather mechanical reasons. I could be in error on that and the chairman of the committee could correct me but I believe the appropriation item here is purely incidental and a mechanical kind of thing and does not relate to the substance of the bill at all."

Debate ensued.

POINT OF ORDER

Senator Gissberg: "Point of order. Senator Dore is speaking to the bill and not to the motion to re-refer. Now everyone else up to this point has carefully kept to the point and not opened up the entire bill for debate and I don't think you should be allowed that privilege either, Senator."

RULING BY THE PRESIDENT

The President: "Senator Dore will confine his remarks to the motion."

POINT OF INFORMATION

Senator Newschwander: "Point of inquiry. By the adoption of this amendment for one million dollars, does that mean that any bill that has an appropriation is before this body after twelve noon tomorrow?"

REPLY BY THE PRESIDENT

The President: "The President believes that practically every bill that carries an appropriation would fall within the provisions of the concurrent resolution."

RULING BY THE PRESIDENT

The President: "The President believes that the proposed amendment to Senator Greive's motion is essentially the same motion as Senator Greive's and that he should put Senator Greive's motion first."

Senator Greive demanded a roll call and the demand was sustained by Senators McCutcheon, Washington, Dore, Bailey, Stortini, Andersen, Faulk, Knoblauch, and Newschwander.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to refer Engrossed House Bill No. 183 to the Committee on Ways and Means lost by the following vote: Yeas, 20; nays, 25; absent or not voting, 2; excused, 2.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Greive, Herr, McCormack, McCutcheon, Mardesich, Newschwander, Odegaard, Ridder, Sandison, Stortini, Talley, Washington, Wilson—20.

Voting nay: Senators Andersen, Faulk, Foley, Gissberg, Guess, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Uhlman, Walgren, Williams, Woodall—25.

Absent or not voting: Senators Elicker, Henry—2.

Excused: Senators Atwood, Durkan—2.

The motion by Senator Gissberg carried and Engrossed House Bill No. 183, as amended by the Senate, was referred to the Committee on Rules and Joint Rules.

ENGROSSED HOUSE BILL NO. 645, by Representatives Berentson, Veroske and Martinis:

Regulating county roads.

MOTION

On motion of Senator Woodall, Engrossed House Bill No. 645 was ordered placed at the beginning of the second reading calendar for Saturday, April 12, 1969.

ENGROSSED HOUSE BILL NO. 193, by Representatives Backstrom, DeJarnatt, Goldsworthy, Chatalas and Litchman (by Legislative Budget Committee request):

Relating to withdrawal, revocation or modification of state trust lands.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 193 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 193, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 8; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, McCormack, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Dore, Elicker, Greive, Lewis (Brian), Lewis (Harry), McCutcheon, Matson, Newschwander—8.

Excused: Senators Atwood, Durkan—2.

ENGROSSED HOUSE BILL NO. 193, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 267, by Representatives Flanagan, Backstrom, Haussler and Zimmerman (by Legislative Budget Committee request):

Requiring economic analysis before sale of state lands.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 267 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 267, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Dore, Elicker, Matson, Peterson (Ted), Twigg—5.

Excused: Senators Atwood, Durkan—2.

ENGROSSED HOUSE BILL NO. 267, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Andersen, Senator Elicker was excused.

HOUSE BILL NO. 639, by Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Perry, Whetzel, Fleming, McCaffree, Hawley, Sprague, Leckenby, Clark, Murray, North, Kirk, Chatalas and Garrett:

Changing metro council to include the elected county executive and method of annexation.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, House Bill No. 639 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 639, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senator Stender—1.

Absent or not voting: Senators Dore, Matson, Twigg, Uhlman—4.

Excused: Senators Atwood, Durkan, Elicker—3.

HOUSE BILL NO. 639, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 33, by Committee on Agriculture:

Relating to meat inspection.

The bill was read the second time by sections.

On motion of Senator Donohue, the following amendments were adopted:

On page 26, section 64, beginning with "(43)" on line 17, strike the remainder of the section down to and including the period on page 27, line 2 and insert as follows:

- "(43) Section 45, chapter 204, Laws of 1959 and RCW 16.49.450;
- "(44) Section 3, chapter 91, Laws of 1961 and RCW 16.49.456;
- "(45) Section 4, chapter 91, Laws of 1961 and RCW 16.49.458;
- "(46) Section 46, chapter 204, Laws of 1959 and RCW 16.49.460;
- "(47) Section 47, chapter 204, Laws of 1959 and RCW 16.49.470;
- "(48) Section 48, chapter 204, Laws of 1959 and RCW 16.49.480;
- "(49) Section 49, chapter 204, Laws of 1959 and RCW 16.49.490;
- "(50) Section 52, chapter 204, Laws of 1959 and RCW 16.49.520;
- "(51) Section 53, chapter 204, Laws of 1959 and RCW 16.49.900.

On page 2, line 22 of the title, after "RCW 16.49.420;" strike all of the matter down to and including "RCW 16.49.440;" on line 25.

On page 2, line 26 of the title, after "RCW 16.49.450;" strike all of the matter down to and including "RCW 16.49.454;" on line 29.

On page 3, line 3 of the title, after "16.49.490;" strike all of the matter down to and including "RCW 16.49.510;" on line 5.

On motion of Senator Donohue, the rules were suspended, Substitute House Bill No. 33, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 33, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 38; absent or not voting, 8; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—38.

Absent or not voting: Senators Dore, Huntley, Keefe, Matson, Metcalf, Newschwander, Uhlman, Williams—8.

Excused: Senators Atwood, Durkan, Elicker—3.

SUBSTITUTE HOUSE BILL NO. 33, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, by Committee on Agriculture:
Regulating poultry products processing.

REPORT OF STANDING COMMITTEE

March 24, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, regulating poultry products processing (reported by Committee on Agriculture and Horticulture):

Recommendation: Do pass with the following amendment:

On page 11, section 37, subsection (4), line 2, after "Sell" and before "transport," insert "knowingly"

Signed by: Senators Donohue, Chairman; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

The bill was read the second time by sections.

On motion of Senator Donohue, the committee amendment was adopted.

On motion of Senator Donohue, the rules were suspended, Engrossed Substitute House Bill No. 42, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 42, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 7; excused, 3.

Voting yea: Senators Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—39.

Absent or not voting: Senators Andersen, Bailey, Dore, Lewis (Brian), Matson, Newschwander, Williams—7.

Excused: Senators Atwood, Durkan, Elicker—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 596, by Representatives Zimmerman, Murray, Thompson, Bottiger, Smythe, Bluechel, Jastad, Leckenby, O'Dell, McCormick, Veröske, Marsh, Kiskaddon, DeJarnatt and Kalich (by executive request):

Providing for solid waste management.

The bill was read the second time by sections.

On motion of Senator Peterson (Lowell), the rules were suspended, Engrossed House Bill No. 596 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 596, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Andersen, Day, Dore, Greive, Lewis (Brian)—5.

Excused: Senators Atwood, Durkan, Elicker—3.

ENGROSSED HOUSE BILL NO. 596, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 466, by Representatives Richardson, Fleming, Sprague, McCaffree and Whetzel (by executive request):

Prohibiting discrimination in real estate transactions.

REPORT OF STANDING COMMITTEE

April 9, 1969.

ENGROSSED HOUSE BILL NO. 466, prohibiting discrimination in real estate transactions (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, section 1, line 27, after "real property" and before "because" insert "transactions"

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Atwood, Foley, Greive, Holman, Ridder.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendment was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 466, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 466, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 37; absent or not voting, 9; excused, 3.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—37.

Absent or not voting: Senators Andersen, Dore, Lewis (Brian), McCormack, Matson, Metcalf, Pritchard, Talley, Williams—9.

Excused: Senators Atwood, Durkan, Elicker—3.

ENGROSSED HOUSE BILL NO. 466, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 742, by Representatives Smythe, Fleming, Sprague, Curtis and Morrison:

Relating to racial discrimination in labor organizations.

MOTION

On motion of Senator Greive, Engrossed House Bill No. 742 was made a special order of business for 5:30 p.m. this evening.

MOTION

Senator Bailey moved that debate on any single issue from this time until noon tomorrow be limited to five minutes per person per issue.

POINT OF INQUIRY

Senator Guess: "Would Senator Bailey yield to a question? Senator, how much of the time of the other members of the body can we borrow?"

Senator Bailey: "I would infer and if necessary add to my motion that no yielding from another member."

POINT OF ORDER

Senator Woodall: "Point of order. Unless we do this by unanimous consent he would have to give notice that tomorrow under the proper order he would wish to amend the rules, otherwise it would take a suspension to amend them at this time."

MOTION

Senator Bailey amended his original motion to suspend the rules and that debate on any single issue be limited to five minutes to each person with no yielding.

The motion carried on a rising vote.

ENGROSSED HOUSE BILL NO. 419, by Representatives Brown, Evans, Randall and Kink:

Creating intermediate school districts and intermediate school district boards of education.

REPORT OF STANDING COMMITTEE

March 17, 1969.

ENGROSSED HOUSE BILL NO. 419, creating intermediate school districts and intermediate school district boards of education (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments:

On page 20, section 15, beginning on line 24, strike everything down to and including "10,000.00" on line 26 and insert:

"Less than 15,000 \$10,000.00"

On page 22, section 20, line 28, after "shall," and before "as a" insert "if required by law to devote full time to the duties of his office,"

On page 23, section 20, line 1, after "school district" insert " , if required by law to devote their full time to the duties of their office."

Signed by: Senators Ridder, Chairman; Elicker, Knoblauch, Marquardt, Metcalf, Odgaard, Peterson (Ted), Uhlman, Washington.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendments were adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed House Bill No. 419, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Bailey: "Would Senator Ridder yield to a question? Senator Ridder, this bill is almost as bad as the code for education we adopted. It is one hundred and thirty pages long and I want to ask you if any place in this bill there is anything that would change the school district boundaries or bring about consolidation of school districts which do now exist?"

Senator Ridder: "It has nothing to do with local school districts. It has to do with organizing into larger units rather than county units and this hasn't anything to do with local individual school districts. It doesn't take away any of their autonomy. It does change their boundaries. It does nothing more than can be done today."

Senator Bailey: "It is not the intent then of the writers or supporters of this bill nor yourself to change non-high school districts or any local school districts?"

Senator Ridder: "Absolutely not and this should not do any of that."

Senator Canfield: "Senator Ridder, would you yield? Senator, I have had a lot of pros and cons about this and the main opposition that I have received seems to stem from an accusation that there are some mandatory features in this bill regarding consolidation and I wish you would explain to the body what mandatory features there are in this bill that mandate consolidation."

Senator Ridder: "There is nothing in this bill that mandates consolidation, that makes districts consolidate. What it does is to set up larger administrative organizations. As you know now, historically, the school leaders were the county superintendents who are dynamic and interested in going out and really applying themselves to provide the services necessary in these districts and the problem is that actually these counties have pretty well been starved off."

"Now, we have come to the idea that we need a little different reorganization, a little larger than county. I have a list of some of these. For instance, some of these counties get as little as \$7,000 for paying the county superintendent and providing services for the county. This is almost impossible. Under this plan they would be able to put two counties together in a larger administrative unit under what is very much like what today is the county superintendent. This is essentially what it does."

Senator Canfield: "May I inquire further, Senator Ridder? I think you are saying then that there is mandatory consolidation as far as administration is concerned."

Senator Ridder: "Not of individual school districts."

Senator Canfield: "The county schools?"

Senator Ridder: "I want you to understand, Senator, a little bit of the historical significance here."

Senator Canfield: "Not over five minutes, please."

Senator Ridder: "In 1965 we talked of this very same bill and when this intermediate school district was put forth in a permissive way, we talked at the time then of making it a mandatory thing and they said, 'Now, wait a minute, let's wait for a couple of years and let's think about it and let's work on it'."

"Over the two years up to 1967 they thought about it and worked on it but five districts voted to become intermediate districts out of the fifteen that were set up at that time. Since that time we have had one more but there hasn't been a great moraine although many districts have wanted to do this. I don't think that people understand that some districts would love to get together with other districts, some counties would love to get together with other counties but it is just awfully hard to do it and this is a little help. Geographic factors, climatic factors, population factors and distance factors will be taken into consideration and hearings in these districts and then you might say that they will be mandated but there will be a lot of individual attention given to it, Senator."

Senator Stender: "Would Senator Ridder yield to a further question? As I understood your previous remarks in response to Senator Canfield, the present law provides the optional choice to the consolidation of school districts to form the intermediate district and the objective of this bill is to compel that to come about. Is that correct?"

Senator Ridder: "I think that is rather a harsh way to put it."

Senator Stender: "It is in fact what it does?"

Senator Ridder: "In the long run and the cold sense of the word, it does that."

Senator Stender: "In the long run? When it becomes law it won't have to be a long run."

Senator Ridder: "Well, you must remember that it is after hearings and after appropriate working that this comes about. As you know, now the fifteen intermediate districts, those of the nine that are left, have pretty harsh boundaries and you can't rearrange them. This will allow for a rearrangement and there will be more than just fifteen we are sure."

Senator Stender: "This will compel the so-called dissidents that refuse to consolidate under the present law to consolidate if this act is passed. Is that now correct?"

Senator Ridder: "I have a map here, sir."

Senator Stender: "The question doesn't require a map. It does require that they consolidate those who are so-called dissidents. Actually, the real purpose of the bill is to put them in line and make them."

Senator Ridder: "It will require them to get down to the problem of grouping together in some form."

Senator Stender: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 419, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 30; nays, 17; excused, 2.

Voting yea: Senators Andersen, Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Herr, Holman, Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Woodall—30.

Voting nay: Senators Canfield, Cooney, Day, Gissberg, Greive, Guess, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, Mardesich, Sandison, Stender, Twigg, Wilson—17.

Excused: Senators Atwood, Durkan—2.

ENGROSSED HOUSE BILL NO. 419, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ridder, Engrossed House Bill No. 419, as amended by the Senate, was ordered immediately transmitted to the House.

SUBSTITUTE HOUSE BILL NO. 427, by Committee on Financial Institutions and Insurance:

Regulating insurance.

MOTION

On motion of Senator Mardesich, Substitute House Bill No. 427 was ordered placed immediately following Engrossed House Bill No. 645 on the second reading calendar for Saturday, April 12, 1969.

HOUSE BILL NO. 548, by Representatives O'Dell, Bagnariol and Gladder:
Establishing a "Riot Reinsurance Reimbursement Fund."

MOTION

On motion of Senator Mardesich, House Bill No. 548 was ordered placed immediately following Substitute House Bill No. 427 on second reading calendar for Saturday, April 12, 1969.

ENGROSSED HOUSE BILL NO. 197, by Representatives Moon, Morrison and Haussler (by departmental request):

Creating an interstate pest control compact.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Engrossed House Bill No. 197 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 197, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich,

Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Atwood, Durkan—2.

ENGROSSED HOUSE BILL NO. 197, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 291, by Representatives Amen, Jolly and Bozarth (by departmental request):

Regulating agricultural products and commodities.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, House Bill No. 291 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 291, and the bill passed the Senate by the following vote: Yeas, 47; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Excused: Senators Atwood, Durkan—2.

HOUSE BILL NO. 291, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 421, by Committee on Education and Libraries:

Implementing law relating to transportation of common school pupils in school buses.

REPORT OF STANDING COMMITTEE

April 1, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 421, implementing law relating to transportation of common school pupils in school buses (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendment:

On page 9, section 4, line 9, after "regulations" strike all the material down to and including "jeopardy" on line 16 and insert "governing the training and qualifications of school bus drivers. Such rules and regulations shall be designed to insure that persons will not be employed to operate school buses unless they possess such physical health and driving skills as are necessary to safely operate school buses: *PROVIDED*, That such rules and regulations shall not conflict with the authority of the department of motor vehicles to license school bus drivers in accordance with RCW 46.20.440 through 46.20.470"

Signed by: Senators Ridder, Chairman; Elicker, McCutcheon, Marquardt, Odegaard, Stender, Uhlman, Washington.

The bill was read the second time by sections.

On motion of Senator Ridder, the committee amendment was adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed Substitute House Bill No. 421, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Andersen, Senator Marquardt was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 421, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Matson, Sandison—2.

Excused: Senators Atwood, Durkan, Marquardt—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 421, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ridder, all bills passed today were ordered immediately transmitted to the House except those where notice of reconsideration has been given.

HOUSE BILL NO. 45, by Representatives Barden, Leckenby, Gallagher, Grant, Chatalas and Litchman (by Joint Committee on Governmental Cooperation request):

Extending urban renewal provisions to all counties.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 45 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 45, and the bill passed the Senate by the following vote: Yeas, 30; nays, 16; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Bailey, Connor, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams—30.

Voting nay: Senators Atwood, Canfield, Cooney, Day, Donohue, Guess, Huntley, Keefe, Lewis (Harry), McDougall, Matson, Odegaard, Talley, Twigg, Wilson, Woodall—16.

Absent or not voting: Senator Henry—1.

Excused: Senators Durkan, Marquardt—2.

HOUSE BILL NO. 45, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, House Bill No. 45 was ordered immediately transmitted to the House.

SUBSTITUTE HOUSE BILL NO. 850, by Committee on Business and Professions:

Allowing more than one bar at airport under same license.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Substitute House Bill No. 850 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 850, and the bill passed the Senate by the following vote: Yeas, 39; nays, 5; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Guess, Huntley, Metcalf, Newschwander, Ridder—5.

Absent or not voting: Senators Elicker, Pritchard, Uhlman—3.

Excused: Senators Durkan, Marquardt—2.

SUBSTITUTE HOUSE BILL NO. 850, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 742, by Representatives Smythe, Fleming, Sprague, Curtis and Morrison:

Relating to racial discrimination in labor organizations.

REPORT OF STANDING COMMITTEE

April 9, 1969.

ENGROSSED HOUSE BILL NO. 742, relating to racial discrimination in labor organizations (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 2, line 1, after "include" and before "minority" insert "entrance of"

On page 2, section 2, line 2, after "ity" strike the remainder of line 2 and insert "races in such program in a ratio not less than the ratio which"

On page 2, section 2, line 5, strike the "." and insert "with the ultimate goal of obtaining the proportionate ratio of representation in the total program membership."

On page 2, section 2, line 10, after "gram" insert ": PROVIDED, That nothing in this act will affect the total number of entrants into the apprenticeship program or modify the dates of entrance both as established by the joint apprenticeship committee"

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Matson, Metcalf, Ridder.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendments were adopted.

On motion of Senator Stortini, the following amendment was adopted:

On page 2, section 3, line 24, after "as to" strike the remainder of the sentence down to and including "program." on line 25 and insert "entrance of minority races into the program."

Senator Stender moved adoption of the following amendment:

On page 1, section 1, beginning on line 5, strike all of section 1 and insert:

"NEW SECTION. Section 1. It is the policy of the legislature and the purpose of this act to provide every citizen in this state a reasonable opportunity to enjoy employment and other associated rights, benefits, privileges, and to help citizens of minority races realize in a greater measure the goals upon which this nation and this state were founded. All the provisions of this act shall be liberally construed to achieve these ends, and administered and enforced with a view to carry out the above declaration of policy."

Debate ensued.

POINT OF INQUIRY

Senator Stortini: "Would Senator Stender yield to a question? Senator, I concur with Senator Dore. I don't see any real difference either. Could you explain what your amendment will do that the engrossed House bill will not do?"

Senator Stender: "Senator Stortini, I am pleased you asked the question. The whole statement, that is the portion that I have stricken from the measure is an indictment. It is an indictment that this is the fact and it isn't the fact. Sure, there are some occasions that probably would be pointed out but the real fact behind it as I pointed out from the letter from my lodge and it isn't a small lodge, it is in an area where the Negro has an opportunity. Even with that afforded them, they do not take advantage of it but to indict the labor organization for the circumstance alone seems to be out of context with lawmaking.

"Why does it have to be in the bill in the first place, that is my question. My amendment proposes and it states and I think properly so that it is the policy of the legislature and the purpose of this act to provide every citizen in this state, not just minorities, a reasonable opportunity to enjoy employment and other associated rights, benefits, privileges and to help citizens of minority races realize in a greater measure the goals upon which this state and nation were founded.

"We are not just legislating for so-called minorities. We have Caucasians that need help too, you know, and our union carefully worked to help them all and not just the boilermakers' union, either. I happen to know a whole lot of these unions and I know that there are very few that discriminate but to say it in a law as they have here and to propose an enactment in a manner that would seem to indict the labor organization as it does, I think it is completely wrong and it is out of context with lawmaking.

"This amendment does exactly what I think we want to do and I would think that the Senate wants to do and that is to see that the minority gets a break and that is what we are saying without impugning anyone or insulting anyone within the labor organization. I think the chips will fall where they will. If the enactment is passed, those who aren't in fact attempting to carry out the purposes of the act will then be brought to task.

"I would urge the adoption of the amendment."

MOTION

Senator Dore moved that the amendment by Senator Stender be laid upon the table.

Senator Stender demanded a roll call and the demand was sustained by Senators Mardesich, Dore, Connor, Washington, Stender, Talley, Metcalf, Matson, McDougall and Guess.

ROLL CALL

The Secretary called the roll and the motion by Senator Dore to lay upon the table the amendment by Senator Stender lost by the following vote: Yeas, 21; nays, 24; absent or not voting, 2; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Donohue, Dore, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, McCutcheon, Odegaard, Peterson (Lowell), Ridder, Stortini, Uhlman, Walgren, Washington, Wilson—21.

Voting nay: Senators Andersen, Atwood, Canfield, Day, Elicker, Faulk, Guess, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Talley, Twigg, Williams, Woodall—24.

Absent or not voting: Senators Henry, Sandison—2.

Excused: Senators Durkan, Marquardt—2.

PARLIAMENTARY INQUIRY

Senator McDougall: "Point of parliamentary inquiry. We have adopted, or I believe we adopted, Senator Bailey's motion regarding the limitation of time that can be spent on various amendments by an individual, is this not correct? Would the Chair rule if this is cumulative time that can be spent on the amendment by the individual or can he speak once and rise and speak later several times and go beyond the five minutes?"

REPLIES BY THE PRESIDENT

The President: "The President believes that Senator Bailey's motion stated that the Senator could speak on the issue up to five minutes."

Senator McDougall: "Then he could rise again and speak another five minutes?"

The President: "Not on the same issue. He may be able to rise and speak one or two minutes or whatever time may be remaining to him."

The motion by Senator Stender carried and the amendment was adopted.

Senator Stender moved adoption of the following amendment:

On page 1, section 2, line 26, strike "Every" and capitalize "Joint" and after "apprenticeship" strike "program" and insert "programs"

PARLIAMENTARY INQUIRY

Senator Stortini: "Point of parliamentary inquiry. On Senator Stender's first amendment we voted not to table. Are we going to vote on the amendment now?"

REPLY BY THE PRESIDENT

The President: "The first amendment proposed by Senator Stender was adopted. The motion to table was defeated 21 to 24."

The motion carried and the amendment by Senator Stender was adopted.

Senator Stender moved adoption of the following amendment to the committee amendment:

Amend the committee amendment to page 2, section 2, line 2, to read as follows:

"On page 2, section 2, line 2, after "ity" strike the remainder of line 2 and insert "races in such program, when available, in a ratio not less than the ratio which"

POINT OF ORDER

Senator Mardesich: "Point of order. By earlier action we adopted the last of the committee amendments which amends page 2, line 10 adding after 'gram' a new proviso but what Senator Stender is doing is amending what we have already amended and striking a proviso already adopted and I don't think he intends to do that."

Senator Stender: "Yes, it does because the context of the new proposal puts it in a positive manner rather than in a defensive manner that is now in the bill."

POINT OF INQUIRY

Senator Dore: "Would Senator Stender yield to a question? I am trying to follow your amendments as you go through them and the one we are now working on is the last one on page 1. Is that correct?"

Senator Stender: "That is correct."

Senator Dore: "On page 10 you are striking the language, 'minority races for the purpose of the act shall include black, Mexican-American or Spanish-American and Indians. Isn't that correct?'"

Senator Stender: "You are correct. I am talking about a different amendment. This has to do with the definition of minorities; black, Mexican-American, Spanish-American and Indians. In all fairness while these are no doubt in the minority, I don't think that the law is fair in singling out three specific minorities without including all the minorities. If it is going to be an act covering all of them, then we should relate to all of them or not relate to any of them and in this instance I have suggested that we do not relate to them. Everybody knows who the minorities are and whether they are black, blonde or white or whatever they are, it doesn't really change the basic intention of the act."

POINT OF ORDER

Senator Mardesich: "Point of order. Without referring to the context of the amendment, I would like to point out that this amendment strikes all of lines 10 and 11. There has already been inserted before that matter and after the word 'gram' a new proviso and I think what Senator Stender means to do is leave the proviso in and strike the matter beginning on line 10 beginning with 'minority'."

Senator Stender: "That is correct. The committee amendment, and I overlooked this and I am glad Senator Mardesich brought it to my attention and we had actually approved this amendment and it belongs in there and then the amendment that I have to strike the definition of 'minorities' would follow that."

POINT OF INQUIRY

Senator Guess: "Would Senator Stortini yield? Senator, what is the meaning of that proviso?"

Senator Stortini: "Senator Guess, this amendment stays with the original intent of the bill itself. It merely clarifies the respect for the decisions of the local joint apprenticeship committees concerning the total number of starting apprentices and their date of entrance into the program itself. So I think it is very important in the . . ."

Senator Guess: "What does it mean?"

Senator Stortini: "I thought I explained it."

Senator Guess: "If someone has to administer one of these things I would like to know just how is this going to affect the operation of a plan?"

Senator Stortini: "Let me say this, Senator, that every year there are only so many jobs that are available in the apprenticeship program itself and I believe this number is derived after a study by the committee itself and as the act itself originally reads, the local apprenticeship programs could have been required to take minority members who met the minimum requirements irrespective of the availability of jobs and I think this amendment handles this intent."

Senators Keefe, Connor and McCutcheon demanded a Call of the Senate. The demand was not sustained on a rising vote.

Senator Dore demanded a roll call and the demand was sustained by Senators Washington, Connor, Uhlman, Greive, Ridder, Metcalf, Faulk, Odegaard, Peterson (Lowell) and McCutcheon.

ROLL CALL

The Secretary called the roll on the motion by Senator Stender and the amendment was not adopted by the following vote: Yeas, 22; nays, 23; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Guess, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Metcalf, Nenschwander, Peterson (Ted), Ridder, Ryder, Stender, Talley, Twigg, Williams, Woodall—22.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Greive, Herr, Holman, Keefe, Knoblauch, McCutcheon, Odegaard, Peterson (Lowell), Pritchard, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson—23.

Absent or not voting: Senators Gissberg, Henry—2.

Excused: Senators Durkan, Marquardt—2.

MOTION

On motion of Senator Twigg, Senator Andersen was excused.

Senator Stender moved adoption of the following amendment:

On page 2, section 2, line 11, after "Spanish-Americans" and before "and" insert "Orientals"

POINT OF ORDER

Senator Dore: "Point of order. Isn't it orderly procedure we go through the amendments before we go back. We have been through that section. Don't you have to suspend the rules to go back or ask to make a motion to go back?"

RULING BY THE PRESIDENT

The President: "The procedure is in order, Senator Dore."

Senator Greive: "I would like to support Senator Dore. Under Reed's Rule 61 you will find that the bill must be read section by section and subject to amendment and so it would seem to me speaking on the point of order that you would have to go through it section by section rather than going back."

Senator Woodall: "Anytime there is any change in the bill you can go back and change any other part of the bill. Otherwise, something could be passed later on that would throw one of the power sections completely out of order. You can always go back and amend."

RULING BY THE PRESIDENT

The President: "The bill has been read, Senator Greive, at least the last line, therefore, the entire bill is subject to amendment."

The motion carried and the amendment was adopted.

On motion of Senator Woodall, the following amendment was adopted:

On page 2, section 2, line 11, after "Indians" and before the period insert "or Filipinos"

Senator Stender moved adoption of the following amendment:

On page 2, section 3, line 12, strike all of section 3 as follows: "When it shall appear to the department of labor and industries that apprenticeship programs referred to in section 2 of this act fail to meet the provisions of this act, the department may then withdraw state funds and facilities which may have been authorized for such apprenticeship program."

POINT OF INQUIRY

Senator Metcalf: "Would Senator Stender yield? Senator Stender, the parts of this section which you have stricken, lines 18 through about 21 it says that 'which fact shall be determined by report that the department may request or in such other manner as it may see fit'. In other words you are striking the part that they can request these reports. Now my question is are there other means presently in the law where they can get these reports or is part of your amendment to remove from the department the power to get these reports?"

Senator Stender: "The power of the government to enforce the statutes is something that I don't think necessarily has to be provided for within the statute itself. They have an apprenticeship council that handles these apprenticeship programs and they are part of the department of labor and industries. In fact this session we made them specifically a part. I remember we had a bill that we debated with regard to the new identification of the apprenticeship department of labor and industries and they would be the one who would make the determinations. They are the ones who govern apprenticeship programs all the way along and this act that is proposed would be an act to guide the apprenticeship council. This isn't anything that runs by itself. The apprenticeship council is jointly a management affair and the department is a part of it.

"You see, you are dealing in an area that is already covered by standards insofar as the state is concerned. This only runs to the minorities being included in the training program so when you are talking here you are not talking about a separate program that is going to be away and apart from the present apprenticeship program that we are dealing with right now and unions all have apprenticeship programs and they are under the supervision of the state apprenticeship council."

MOTION

On motion of Senator McDougall, Senator Uhlman was excused.

Senator Dore demanded a roll call and the demand was sustained by Senators Connor, Mardesich, Keefe, Walgren, Stortini, Greive, Metcalf, Peterson (Lowell) and Odegaard.

ROLL CALL

The Secretary called the roll and the amendment by Senator Stender was not adopted by the following vote: Yeas, 14; nays, 27; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Canfield, Elicker, Guess, Huntley, Lewis (Harry), McDougall, Matson, Peterson (Ted), Ryder, Stender, Twigg, Williams, Woodall-14.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Greive, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Talley, Walgren, Washington, Wilson-27.

Absent or not voting: Senators Gissberg, Henry, Lewis (Brian), Newschwander-4.

Excused: Senators Andersen, Durkan, Marquardt, Uhlman-4.

Senator Woodall moved adoption of the following amendment:

On page 2, section 2, line 5, after the period following "agency" strike lines 6, 7, 8 and 9 and the first word on line 10.

MOTION

Senator Mardesich moved that the amendment by Senator Woodall be laid upon the table.

Senator Mardesich demanded a roll call and the demand was sustained by Senators Bailey, Connor, Washington, Greive, Stender, Gissberg, Talley, Peterson (Lowell) and Odegaard.

ROLL CALL

The Secretary called the roll and the amendment by Senator Woodall was laid upon the table by the following vote: Yeas, 29; nays, 14; absent or not voting, 2; excused, 4.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stortini, Walgren, Washington, Williams, Wilson—29.

Voting nay: Senators Atwood, Canfield, Guess, Huntley, Lewis (Brian), Lewis (Harry), Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Stender, Twigg, Woodall—14.

Absent or not voting: Senators Henry, Talley—2.

Excused: Senators Andersen, Durkan, Marquardt, Uhlman—4.

On motion of Senator Mardesich, the following amendment was adopted:

On page 2, section 3, line 22, after "PROVIDED, That" insert "prior to such withdrawal of funds"

Senator Stender moved adoption of the following amendment:

On pages 2 and 3, section 4, line 29, strike all of section 4 on pages 2 and 3 and renumber the succeeding sections.

MOTIONS

On motion of Senator Dore, the amendment by Senator Stender was laid upon the table on a rising vote.

On motion of Senator Mardesich, the following amendment was adopted:

On page 2, section 4, line 33, after "programs" strike "of" and insert "within"

On motion of Senator Stender, the following amendment was adopted:

On page 3, section 5, line 6, after "committees" and before "shall" insert "and vocational schools"

Senator Stender moved adoption of the following amendment:

On page 3, section 5, line 11, after "duties," strike the remainder of the section.

The motion lost and the amendment was not adopted.

On motion of Senator Stender, the following amendment was adopted:

On page 3, section 6, line 19, after "act." strike the remainder of section 6.

On motion of Senator Stortini, the rules were suspended, Engrossed House Bill No. 742, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 742, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 34; nays, 9; absent or not voting, 2; excused, 4.

Voting yea: Senators Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, McCormack, McDougall, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Walgren, Washington, Williams, Wilson—34.

Voting nay: Senators Canfield, Guess, Lewis (Brian), Lewis (Harry), Matson, Newschwander, Stender, Twigg, Woodall—9.

Absent or not voting: Senators Henry, McCutcheon—2.

Excused: Senators Andersen, Durkan, Marquardt, Uhlman—4.

ENGROSSED HOUSE BILL NO. 742, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

REPORT OF STANDING COMMITTEE

April 11, 1969.

SENATE BILL NO. 252, regulating plumbers (reported by Committee on Rules and Joint Rules):

Recommendation: That Senate Bill No. 252 be referred to Committee on Ways and Means—Appropriations.

Signed by: President Cherberg, Chairman; Senators Atwood, Bailey, Connor, Gissberg, Greive, Keefe, Knoblauch, Peterson (Ted), Ryder, Talley, Williams.

MOTION

On motion of Senator Greive, the committee report was adopted and Senate Bill No. 252 was referred to the Committee on Ways and Means—Appropriations.

REPORTS OF STANDING COMMITTEES

April 11, 1969.

ENGROSSED HOUSE BILL NO. 311, making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor (reported by Judiciary Committee):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Greive, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

MOTION

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 311 was ordered placed on the second reading calendar for Saturday, April 12, 1969.

April 11, 1969.

ENGROSSED HOUSE BILL NO. 356, providing procedures for investment of public funds (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Ryder, Stortini, Twigg.

MOTION

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 356 was ordered placed at the end of the second reading calendar for Saturday, April 12, 1969.

April 11, 1969.

ENGROSSED HOUSE BILL NO. 425, defining investment powers of first class cities' pension boards (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Guess, McDougall, Peterson (Lowell), Ridder, Stortini, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 11, 1969.

SUBSTITUTE HOUSE BILL NO. 432, regulating auctioneers and auction sales (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Greive, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Ryder, Stortini, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

ENGROSSED HOUSE BILL NO. 516, creating low cost housing (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, McDougall, Mardesich, Peterson (Ted), Pritchard, Ridder, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 11, 1969.

ENGROSSED HOUSE BILL NO. 664, providing for efficiency in state and local government (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Elicker, McDougall, Peterson (Lowell), Ridder, Stortini, Talley, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 10, 1969.

ENGROSSED HOUSE BILL NO. 797, providing for a system of highways and toll facilities (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Connor, Donohue, Elicker, Faulk, Guess, Knoblauch, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Pritchard, Ridder, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

April 9, 1969.

ENGROSSED HOUSE BILL NO. 813, implementing law relating to county hospitals and services rendered to by state universities (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Holman, McCutcheon, McDougall, Odegard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

April 8, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 839, authorizing construction of additional Lake Washington Bridge (reported by Committee on Highways):

MAJORITY recommendation: Do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Connor, Elicker, Guess, Herr, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), Mardesich, Marquardt, Matson, Stender, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 8:00 p.m., on motion of Senator Greive, the Senate adjourned until 9:30 a.m., Saturday, April 12, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, April 12, 1969.

The Senate was called to order at 9:30 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Herr and McDougall. On motion of Senator Walgren, Senator Durkan was excused. On motion of Senator Peterson (Lowell), Senator Herr was excused. On motion of Senator Andersen, Senator McDougall was excused.

The Color Guard, consisting of Pages Greg Cody, Color Bearer, and Judy Craigen, presented the Colors. Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O Lord our God, how great Thou art; how good Thou art; Thou who has included in the Romans I Scripture catalogue of grievous and heinous sins, the sin of refusing to honor Thee as God or to render thanks to Thee, we do implore Thy forgiveness for sins of irreverence and ingratitude.

"We would glorify Thy name this morning by giving thanks to Thee for wise and good parents, a loving spouse, devoted children, faithful friends, loyal colleagues; and for this new day with all of its opportunities for service above self.

"Give to us, we pray Thee, the zeal and the mind of Him who is the Master of all good workmen and the Man for others, even Jesus Christ our Lord. Grant that all that we think or say or do be in accordance with His purpose and will that this day's session of the Washington State Senate be, indeed, blessed and become a blessing throughout our Commonwealth. This we ask for Thy love's sake. Amen."

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

REPORTS OF STANDING COMMITTEES

March 24, 1969.

ENGROSSED HOUSE BILL NO. 323, authorizing establishment of minimum flows and levels on public waters (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Metcalf, Peterson (Ted), Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 11, 1969.

ENGROSSED HOUSE BILL NO. 325, pertaining to powers of Department of Water Resources (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Peterson (Lowell), Chairman; Lewis (Brian), Matson, Metcalf, Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 12, 1969.

ENGROSSED HOUSE BILL NO. 486, relating to public employees collective bargaining (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Faulk, Metcalf, Ridder, Stender.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed:
 SENATE BILL NO. 318,
 ENGROSSED SENATE BILL NO. 401,
 ENGROSSED SENATE BILL NO. 443,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 11, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 18,
 SUBSTITUTE SENATE BILL NO. 205,
 SENATE BILL NO. 234,
 SENATE BILL NO. 261,
 SENATE BILL NO. 299,
 SENATE BILL NO. 350,
 SENATE BILL NO. 372,
 SENATE BILL NO. 410,
 SENATE BILL NO. 414,
 SENATE BILL NO. 421,
 SENATE BILL NO. 458,
 SENATE BILL NO. 525,
 SENATE BILL NO. 652,
 SENATE BILL NO. 749,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 427, by Committee on Financial Institutions and Insurance:
 Regulating insurance.

MOTION

On motion of Senator Mardesich, Substitute House Bill No. 427 was made a special order of business for eleven o'clock today.

ENGROSSED HOUSE BILL NO. 539, by Representatives May, Wolf, Hurley, Kuehnle, Pardini, McCormick, Richardson, Gladder, Saling, Kopet, Conway and Harris:

Authorizing interlocal cooperative agreements between cities and counties for bus service.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed House Bill No. 539 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 539, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Mardesich, Newschwander, Pritchard—3.

Excused: Senators Durkan, Herr, McDougall—3.

ENGROSSED HOUSE BILL NO. 539, having received the constitutional majority, was

declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Engrossed House Bill No. 539 was ordered immediately transmitted to the House.

SUBSTITUTE HOUSE BILL NO. 377, by Committee on Public Health and Welfare:

Amending the public assistance laws.

The bill was read the second time by sections.

On motion of Senator Talley, the following amendment was adopted:

On page 13, line 3, following section 10, add a new section to read as follows:

Sec. 11. Section 5, chapter 30, Laws of 1967 ex. sess. and RCW 74.09.520 are each amended to read as follows:

"The term 'medical assistance' may include the following care and services: (1) Inpatient hospital services; (2) outpatient hospital services; (3) other laboratory and x-ray services; (4) skilled nursing home services; (5) physicians' services, *which shall include prescribed medication and instruction on birth control devices*; (6) medical care, or any other type of remedial care as may be established by the director; (7) home health care services; (8) private duty nursing services; (9) dental services; (10) physical therapy and related services; (11) prescribed drugs, dentures, and prosthetic devices; and eyeglasses prescribed by a physician skilled in diseases of the eye or by an optometrist, whichever the individual may select; (12) other diagnostic, screening, preventive, and rehabilitative services."

Renumber the following sections.

On motion of Senator Talley, the following amendment to the title was adopted:

In line 10 of the title after "74.09.180;" and before "adding" insert "amending section 5, chapter 30, Laws of 1967 ex. sess. and RCW 74.09.520;"

On motion of Senator Stortini, the rules were suspended, Substitute House Bill No. 377, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 377, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Greive—1.

Excused: Senators Durkan, Herr, McDougall—3.

SUBSTITUTE HOUSE BILL NO. 377, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Atwood, Substitute House Bill No. 377, as amended by the Senate, was ordered immediately transmitted to the House.

ENGROSSED HOUSE BILL NO. 640, by Representatives Cunningham, Garrett, Barden and Harris:

Creating a governor's advisory committee on vendor rates.

MOTION

Senator Greive moved that Engrossed House Bill No. 640 be placed at the end of today's second reading calendar.

POINTS OF INQUIRY

Senator Atwood: "Would Senator Greive yield? For what purpose are you moving this bill to the end of the calendar?"

Senator Greive: "It has come to my attention that there are some objections to it and we have been having some conversations and we are working up an amendment."

Senator Atwood: "I would object to putting it at the end of the calendar for today. This is an effort by Senator Greive to kill the bill and I would oppose his motion. I talked to Senator Elicker and the director of public assistance yesterday on this matter. It is one of Senator Durkan's request bills that I got out of the Committee on Rules and Joint Rules for him and I think it is very vital to the operation of the department of public assistance and I would hate to see this bill die. I don't like to see it killed this way. I think the amendment that I talked to Senator Elicker about was striking the last line of the last section and I think this would in effect kill the bill because there are some bills that are coming up that need an amendment."

Senator Greive: "It seems to me if we are going to have some debate on it we are very easily going to be there before we adjourn and I would as leave not derail anything in the process and there is still information coming in.

"I can see no reason in putting it ahead of other bills, two or three of which on the bottom are pretty important. I don't think it will kill it although I may very well be against it. That I haven't determined at this point but we are still getting information on it and I don't think it is a wise thing to take it up now and get into a long hassle."

Senator Atwood: "I don't think the hassle is very long. This is a very simple bill and if it be in order I would move that it be made a special order of business at 11:45 a.m."

Senator Greive: "Mr. President, both motions are of the same order and rank and I say the first one has to be put first."

Senator Bailey: "Point of inquiry. I think last Friday the ruling was that if we were even past the deadline that that automatically killed the bill. What would the President's ruling be today if the bill was under consideration?"

RULING BY THE PRESIDENT

The President: "The President believes that if the Senate starts consideration of a bill prior to twelve noon that it can complete action on that particular measure."

With the approval of the Senate, Engrossed House Bill No. 640 was made a special order of business for 11:50 a.m. today.

HOUSE BILL NO. 380, by Representatives Farr, Chatalas, Kopet, Lynch and Smythe (by departmental request):

Contributing to the support of juvenile delinquents.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, House Bill No. 380 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 380, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—44.

Voting nay: Senator Wilson—1.

Absent or not voting: Senator Canfield—1.

Excused: Senators Durkan, Herr, McDougall—3.

HOUSE BILL NO. 380, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE BILL NO. 318,
SENATE BILL NO. 401,
SENATE BILL NO. 443.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 31, by Committee on Labor and Employment Security:

Regulating explosives.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, Engrossed Substitute House Bill No. 31 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Lewis (Harry): "Would Senator Stortini yield? Senator, can you tell me, does this change the specifications for portable explosive storage buildings or sheds in any way as far as interior lining or size or specifications as to the structure of these portable buildings?"

Senator Stortini: "Senator, not to my knowledge is there any change at all."

Senator Lewis (Harry): "Then it is clear that in no way does it add additional restrictions on the shielding of portable buildings in any manner or form?"

Senator Stortini: "No, I don't think so."

Senator Bailey: "Would Senator Stortini yield? Senator, this is a bill that started early in the session and at that time a lot of the industrial people, for instance, loggers, etc. found that they couldn't even live with the original bill. Now, as I understand it, these problems have been ironed out pretty well and it is just merely a safety measure now and doesn't really restrict industry. Is that correct?"

Senator Stortini: "That is right. Loggers, for example, in use of explosives can get a temporary permit from the department of labor and industries for a twelve-month period. It is no problem."

Senator Bailey: "Senator, what are the present practices? Do they have to have any permit now?"

Senator Stortini: "At the present time, no, they don't."

Senator McCormack: "Would Senator Stortini yield? Does this have anything to do with transportation or regulation of transportation of explosives through cities? Is there any restriction involving this on this subject?"

Senator Stortini: "Yes, Senator, this act doesn't take any power away from the municipality, itself, as long as they meet the standards that are set up by the department of labor and industries. It simply just modernizes, as Senator Stender said, the existing act that we have at the present time."

Senator Peterson (Lowell): "Would Senator Stortini yield to a further question? Senator, we have in many rural areas small magazines that supply for instance farmers and local small contractors etc. Is this measure going to restrict them in such a manner that it would create an undue hardship in the storage and sale? Does it change the present regulations in any degree?"

Senator Stortini: "No, Senator, this doesn't harm them whatsoever."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 31, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutchen, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senator Ridder—1.

Excused: Senators Durkan, Herr, McDougall—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 31, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 645, by Representatives Berentson, Veroske and Martinis:

Regulating county roads.

The bill was read the second time by sections.

Senator Guess moved adoption of the following amendment:

On page 7, line 31, insert as section 14 the following:

“Sec. 14. Section 36.75.040 chapter 4, Laws of 1963 and RCW 36.75.040 are each amended to read as follows:

The board of county commissioners of each county, in relation to roads and bridges, shall have the power and it shall be its duty to:

(1) Acquire in the manner provided by law property real and personal and acquire or erect structures necessary for the administration of the county roads of such county;

(2) Maintain a county engineering office and keep record of all proceedings and orders pertaining to the county roads of such county;

(3) Acquire land for county road purposes by purchase, gift, or condemnation, and exercise the right of eminent domain as by law provided for the taking of land for public use by counties of this state;

(4) Perform all acts necessary and proper for the administration of the county roads of such county as by law provided;

(5) *In its discretion rent or lease any lands, improvements or air space above or below any county road or unused county roads to any person or entity, public or private: PROVIDED, That the said renting or leasing will not interfere with vehicular traffic along said county road or adversely affect the safety of the traveling public.*”

Re-number section 14 as section 15.

POINTS OF INQUIRY

Senator McCutcheon: “Would Senator Guess yield to a question? I hadn’t seen this amendment before. Is this option?”

Senator Guess: “Yes, sir, it is an optional measure.”

Senator Canfield: “Would Senator Guess yield to a question? Senator, does this measure take away from the county commissioners the jurisdiction over the road building program as seemingly indicated in the caucus digest?”

Senator Guess: “Senator Canfield, there are other sections and there will be some amendments to the bill and I think that after you hear those discussed that you will see that in certain instances it puts the construction of the roads in the hands of the county engineer. I would not like to discuss those because they will be discussed later on.”

Senator Canfield: “You don’t have an answer to the question then or you don’t choose to answer or what?”

Senator Guess: “Well, it is not germane to discuss the whole bill when you are discussing an amendment, sir.”

Debate ensued.

Senator Mardesich moved the adoption of the following amendment to the amendment:

After the word “public” in subsection (5) of the amendment by Senator Guess, add the following: “: *PROVIDED FURTHER, That any such sale, lease or rental shall be by public bid in the manner provided by law*”

The motion carried and the amendment to the amendment by Senator Guess was adopted.

On motion of Senator Gissberg, the following amendment to the amendment by Senator Guess as amended by Senator Mardesich was adopted:

After the amendment by Senator Mardesich, add the following: “*AND PROVIDED FURTHER, That nothing herein shall prohibit any county from granting easements of necessity*”

The amendment by Senator Guess as amended was adopted.

Senator Knoblauch moved adoption of the following amendment:

On page 3, section 2, line 4, after “county” insert “, in all except counties classified as class A as of the effective date of this 1969 amendatory act”

Debate ensued.

On motion of Senator Odegaard, the following amendment to the amendment by Senator Knoblauch was adopted:

On page 3, section 2, after "act" in the Knoblauch amendment to section 2, page 3, insert:

"except counties of the third class having an area of more than two thousand square miles and less than twenty-five hundred square miles,"

The amendment by Senator Knoblauch as amended by Senator Odegaard was adopted.

Senator Lewis (Brian) moved adoption of the following amendment:

On page 1, section 1, line 20, insert as section 1:

"Section 1. Section 36.75.010, chapter 4, Laws of 1963 and RCW 36.75.010 are each amended to read as follows:

Terms used in this title, with relation to roads and bridges, mean:

(1) "Alley," a public highway not designed for general travel and primarily used as a means of access to the rear of residences and business establishments;

(2) "Board," the board of county commissioners;

(3) "Center line," the line, marked or unmarked, parallel to and equidistant from the sides of the roadway of a public highway;

(4) "City street," every public highway or part thereof, located within the limits of incorporated cities and towns, except alleys;

(5) "County engineer" shall include county director of public works;

[(5)] (6) "County road," every public highway or part thereof, outside the limits of incorporated cities and towns and which has not been designated as a state highway;

[(6)] (7) "Department," the department of highways of the state, or such state agency as many succeed to its powers and duties;

[(7)] (8) "Director," the acting director of the department of highways or his duly authorized assistant;

[(8)] (9) "Highway commission," the state highway commission as provided for in chapter 47.01 RCW;

[(9)] (10) "Pedestrian," any person afoot;

[(10)] (11) "Private road or driveway," every way or place in private ownership and used for travel of vehicles by the owner or those having express or implied permission from the owner, but not by other persons;

[(11)] (12) "Public highway," every way, lane, road, street, boulevard, and every way or place in the state of Washington open as a matter of right to public vehicular travel both inside and outside the limits of incorporated cities and towns;

[(12)] (13) "Railroad," a carrier of persons or property upon vehicles, other than street cars, operated upon stationary rails, the route of which is principally outside incorporated cities and towns;

[(13)] (14) "Roadway," the paved, improved or proper driving portion of a public highway designed, or ordinarily used for vehicular travel;

[(14)] (15) "Sidewalk," property between the curb lines or the lateral lines of a roadway, and the adjacent property, set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a public highway and dedicated to use by pedestrians;

[(15)] (16) "State highway," includes every primary and secondary state highway or part thereof."

Renumber section 1 as section 2 and renumber the following sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Lewis (Brian) yield? Is it the sole and total content of the amendment which you propose that this amendment simply changes the designation of the entity from county engineer to board of public works, is that correct?"

Senator Lewis (Brian): "Yes, Senator, I will read the quotation, 'county engineer shall include county director of public works.'"

Further debate ensued.

The motion carried and the amendment was adopted.

Senator Wilson moved adoption of the following amendment:

On page 3, section 2, line 4 after "county" insert the following: *"except counties of the fifth class having an area of more than two thousand square miles and less than three thousand square miles,"*

Debate ensued.

POINTS OF INQUIRY

Senator Huntley: "Would Senator Wilson yield to a question? What Senator Washington just had to say about his amendment that is now on the desk, would you be willing to withdraw your amendment in deference to one that would allow them by majority vote of the board of county commissioners to decide whether they wanted a single road district or not?"

Senator Wilson: "Now if I understand this correctly, Senator Huntley, the proposed amendment would permit each board of county commissioners to decide by majority vote whether it wished to adopt a single road district or retain the present structure of separate road districts. Is that correct?"

Senator Huntley: "That is my understanding. I think perhaps you should address yourself to Senator Washington because it is his amendment. I just heard him speaking of it."

Senator Wilson: "Senator Washington, would you please repeat the gist of the amendment to which you were referring?"

Senator Washington: "At the present time a single county road district can be mandated only by the unanimous vote of all the county commissioners. This makes it difficult then to effect the change. The amendment would in effect restore the part which is stricken and would change it so that the single district can be established by a majority vote of the commissioners rather than by the unanimous vote. In other words, we at least turn loose the hands of the commissioners so they can operate by majority vote in this field."

Senator Wilson: "Senator, so that unless a majority of the board of commissioners in a county desired to create a single county-wide district, they would not be compelled to do so?"

Senator Washington: "This is right, under my amendment."

Senator Wilson: "Yes, Senator, I would withdraw my amendment if this is to be presented."

There being no objection, the amendment by Senator Wilson was withdrawn.

Senator Washington moved adoption of the following amendment:

On page 3, beginning on line 5, strike all the matter down to and including "*elected*," on line 25 and insert: "roads of each county the board may, but not more than once in each year, form their respective counties, or any part thereof, into suitable and convenient road districts, not exceeding nine in number, and cause a description thereof to be entered upon their records.

Unless the board decides otherwise by [unanimous] *majority* vote, there shall be at least one road district in each county commissioner's district embracing territory outside of cities and towns and no road district shall extend into more than one county commissioner's district.

[Each county commissioner shall prepare and file with the county auditor on or before the second Monday in August in each year, detailed and itemized estimates of all expenditures required in each road district in his commissioner's district for the ensuing fiscal year, as provided by law.]"

POINT OF INQUIRY

Senator Lewis (Harry): "Senator Washington, would you yield to a question? Just to be sure I understand, does this apply to all counties in the state?"

Senator Washington: "Yes, it does apply to all counties in the state of Washington."

Debate ensued.

The motion carried and the amendment was adopted.

PARLIAMENTARY INQUIRY

Senator Odegaard: "Point of parliamentary inquiry. Did the passage of Senator Washington's amendment then in effect strike my amendment? As I understand it would have but I wanted to check to be sure."

REPLY BY THE PRESIDENT

The President: "The President is advised by the Secretary that the adoption of Senator Washington's amendment struck the one proposed by you, Senator Odegaard, and the one proposed by Senator Knoblauch."

Senator Odegaard: "Fine, thank you."

On motion of Senator Guess, the following amendments to the title were adopted:

On page 1, line 16 of the title after "36.82.160;" insert "amending section 36.75.040, chapter 4, Laws of 1963 and RCW 36.75.040;"

On line 2 of the title after "accounting;" insert "amending section 36.75.010, chapter 4, Laws of 1963 and RCW 36.75.010;"

On motion of Senator Guess, the rules were suspended, Engrossed House Bill No. 645, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 645, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 3; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Voting nay: Senators McCormack and Newschwander—2.

Absent or not voting: Senators Andersen, Day and Talley—3.

Excused: Senators Durkan, Herr, McDougall—3.

ENGROSSED HOUSE BILL NO. 645, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 90, by Committee on Judiciary:

Increasing the number of superior court judges.

The bill was read the second time by sections.

Senator Woodall moved adoption of the following amendment by Senators Woodall and Matson:

On page 2, line 11, insert as section 4 the following:

“Sec. 4. Section 1, chapter 79, Laws of 1907 as last amended by section 3, chapter 48, Laws of 1963 and RCW 2.08.063 are each amended to read as follows:

There shall be in the county of Lincoln one judge of the superior court; in the county of Skagit and Island jointly, two judges of the superior court; in the county of Walla Walla, two judges of the superior court; in the county of Whitman, one judge of the superior court; in the county of Yakima [four] five judges of the superior court; in the county of Adams, one judge of the superior court.”

PERSONAL PRIVILEGE

Senator Andersen: “Point of personal privilege. I would just like to announce that Senator Walgren and myself have in a manner of speaking, become the fathers of a somewhat undesired addition. A little bill that we sponsored having to do with tightening up law enforcement has by virtue of a very narrow vote given birth to an offspring in the House. The abortion bill has been scalped on to it. I just wanted to advise that this blessed event is in the process of occurring over there and we apparently have something to look forward to in the Senate.”

MOTION

Senator Dore demanded a roll call on the amendment by Senators Woodall and Matson and the demand was sustained by Senators Washington, Connor, Bailey, Greive, Uhlman, Peterson (Lowell), Day, Metcalf and Ridder.

ROLL CALL

The Secretary called the roll and the amendment by Senators Woodall and Matson was adopted by the following vote: Yeas, 32; nays, 10; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Elicker, Foley, Greive, Guess, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Stender, Stortini, Talley, Twigg, Walgren, Woodall—32.

Voting nay: Senators Bailey, Dore, Faulk, Gissberg, Holman, Metcalf, Ridder, Uhlman, Washington, Wilson—10.

Absent or not voting: Senators Lewis (Harry), Pritchard, Sandison, Williams—4.

Excused: Senators Durkan, Herr, McDougall—3.

On motion of Senator Woodall, the following amendment to the title was adopted:

On page 1, line 7 of the title after "RCW 2.08.065" and before the period insert "and amending section 1, chapter 79, Laws of 1907 as last amended by section 3, chapter 48, Laws of 1963 and RCW 2.08.063"

On motion of Senator Uhlman, the rules were suspended, Substitute House Bill No. 90 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 90, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Lewis (Harry), Matson, Pritchard—3.

Excused: Senators Durkan, Herr, McDougall—3.

SUBSTITUTE HOUSE BILL NO. 90, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PARLIAMENTARY INQUIRY

Senator Bailey: "Point of parliamentary inquiry. On House Bill No. 550 which is following the next special order of business, I wondered in view of the fact that the cutoff resolution mentioned pensions, if this couldn't be considered on next Monday's calendar?"

REPLY BY THE PRESIDENT

The President: "The President believes that House Bill No. 550 fits within the provisions of the concurrent resolution, Senator."

MOTION

Senator Bailey moved that House Bill No. 550 be carried over until the second reading calendar for Monday, April 14, 1969.

PARLIAMENTARY INQUIRY

Senator Dore: "Point of parliamentary inquiry. This bill permits seven additional people to come under the pension act, is that with such an impact it would carry the bill? Just as a matter of parliamentary inquiry, Mr. President."

REPLY BY THE PRESIDENT

The President: "The President believes that it fits within the provisions of the bill."

The motion by Senator Bailey carried and House Bill No. 550 was ordered placed on the second reading calendar for Monday, April 14, 1969.

MOTION

On motion of Senator Woodall, all bills passed today in the Senate were ordered immediately transmitted to the House.

SUBSTITUTE HOUSE BILL NO. 427, by Committee on Financial Institutions and Insurance:

Regulating insurance.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Substitute House Bill No. 427 on second reading.

REPORT OF STANDING COMMITTEE

April 9, 1969.

SUBSTITUTE HOUSE BILL NO. 427, regulating insurance (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendments:

On page 10, line 28, following section 8 add a new section to read as follows:

"Sec. 9. Section 14.02, chapter 79, Laws of 1947 and RCW 48.14.020 are each amended to read as follows:

(1) Subject to other provisions of this chapter, each authorized insurer except title insurers shall on or before the first day of March of each year pay to the state treasurer through the commissioner's office a tax on premiums. Except as provided in subsection (2) of this section, such tax shall be in the amount of two percent of all premiums, excluding amounts returned to or the amount of reductions in premiums allowed to holders of industrial life policies for payment of premiums directly to an office of the insurer, collected or received by the insurer during the preceding calendar year in the case of foreign and alien insurers, and in the amount of one percent of all such premiums in the case of domestic insurers, for direct insurances, other than ocean marine and foreign trade insurances, after deducting premiums paid to policyholders as returned premiums, upon risks or property resident, situated, or to be performed in this state. For the purposes of this section the consideration received by an insurer for the granting of an annuity is deemed to be a premium.

(2) In the case of insurers which require the payment by their policyholders at the inception of their policies of the entire premium thereon in the form of premiums or premium deposits which are the same in amount, based on the character of the risks, regardless of the length of term for which such policies are written, such tax shall be in the amount of two percent of the gross amount of such premiums and premium deposits upon policies on risks resident, located, or to be performed in this state, in force as of the thirty-first day of December next preceding, less the unused or unabsorbed portion of such premiums and premium deposits computed at the average rate thereof actually paid or credited to policyholders or applied in part payment of any renewal premiums or premium deposits on one-year policies expiring during such year.

(3) Each authorized insurer shall with respect to all ocean marine and foreign trade insurance contracts written within this state during the preceding calendar year, on or before the first day of March of each year pay to the state treasurer through the commissioner's office a tax of three-quarters of one percent on its gross underwriting profit. Such gross underwriting profit shall be ascertained by deducting from the net premiums (i.e. gross premiums less all return premiums and premiums for reinsurance) on such ocean marine and foreign trade insurance contracts the net losses paid (i.e. gross losses paid less salvage and recoveries on reinsurance ceded) during such calendar year under such contracts. In the case of insurers issuing participating contracts, such gross underwriting profit shall not include, for computation of the tax prescribed by this subsection, the amounts refunded, or paid as participation dividends, by such insurers to the holders of such contracts.

(4) The state does hereby preempt the field of imposing excise or privilege taxes upon insurers or *their agents*, other than title insurers, and no county, city, town or other municipal subdivision shall have the right to impose any such taxes upon such insurers or *their agents*.

(5) If an authorized insurer collects or receives any such premiums on account of policies in force in this state which were originally issued by another insurer and which other insurer is not authorized to transact insurance in this state on its own account, such collecting insurer shall be liable for and shall pay the tax on such premiums.

(6) This section shall be effective as to and shall govern the payment of all taxes falling due after the effective date of this code."

Renumber the remaining sections consecutively.

On page 22, section 23, line 13 add five new sections to read as follows and renumber the succeeding sections consecutively:

NEW SECTION. Section 24. As used in this 1969 amendatory act, the following definitions shall mean:

(1) (a) "Group motor vehicle blanket policy" shall mean a policy issued to any labor union or employee organization, covering a group defined as any or all members, employees, or officers of a labor union or employee organization who make application with the labor

union or organization for the said policy or contract of insurance predicated upon or pertaining to, the applicant's or the applicant's family's use of any privately owned motor vehicle as defined in RCW 46.04.320 as now law or hereafter amended.

(b) A policy issued to any employee welfare trust fund for the purpose of providing the benefits authorized in subsection (a) hereof.

(2) "Applicant" shall mean any member, employee, or officer of any labor union or employee organization where the labor union or organization has contracted with any authorized insurer for a group motor vehicle blanket policy.

NEW SECTION. Sec. 25. Any insurer holding a certificate of authority issued pursuant to chapter 48.05 RCW as now law or hereafter amended and otherwise qualified by law, may issue a "group blanket motor vehicle policy" as defined in this 1969 amendatory act.

The provisions of RCW 48.18.480 as now law or hereafter amended shall not apply to any group blanket motor vehicle policy authorized for issuance by this 1969 amendatory act.

Sec. 26. Section .18.48, chapter 79, Laws of 1947 as amended by section 12, chapter 193, Laws of 1957, and RCW 48.18.480 are each amended to read as follows:

No insurer shall make or permit any unfair discrimination between insureds or subjects of insurance having substantially like insuring, risk, and exposure factors, and expense elements, in the terms or conditions of any insurance contract, or in the rate or amount of premium charged therefor, or in the benefits payable or in any other rights or privileges accruing thereunder. This provision shall not prohibit fair discrimination by a life insurer as between individuals having unequal expectation of life. *This provision shall not effect nor prohibit the issuance of any group blanket motor vehicle policy authorized by this 1969 amendatory act.*

Sec. 27. Section .18.34, chapter 79, Laws of 1947 and RCW 48.18.340 are each amended to read as follows:

(1) Every insurer issuing participating policies, shall pay dividends, unused premium refunds or savings distributed on account of any such policy, only to the real party in interest entitled thereto as shown by the insurer's records, or to any person to whom the right thereto has been assigned in writing of record with the insurer, or given in the policy by such real party in interest.

(2) Any person who is shown by the insurer's records to have paid for his own account, or to have been ultimately charged for, the premium for insurance provided by a policy in which another person is the nominal insured, shall be deemed such real party in interest proportionate to premium so paid or so charged. This subsection shall not apply as to any such dividend, refund, or distribution which would amount to less than one dollar.

(3) This section shall not apply to contracts of group life insurance, group annuities, or group disability insurance.

(4) *This section shall apply to group blanket motor vehicle policies authorized for issuance by this 1969 amendatory act.*

NEW SECTION. Sec. 28. The insurance commissioner is authorized to adopt all necessary rules and regulations to carry out the purposes and intent of this 1969 amendatory act.

On page 2, line 4 of the title after "RCW;" and before "repealing" insert "amending section .18.48, chapter 79, Laws of 1947 as amended by section 12, chapter 193, Laws of 1957, and RCW 48.18.480; and amending section .18.34, chapter 79, Laws of 1947 and RCW 48.18.340;"

On page 11, line 15 of the title after ".010;" and before "amending" insert "amending section 14.02, chapter 79, Laws of 1947 and RCW 48.14.020;"

Signed by: Senators Mardesich, Chairman; Andersen, Cooney, Day, Foley, Gissberg, Keefe, Ryder, Stortini, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendments were adopted.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Mardesich yield to a question? Senator, I direct your attention to new section 20, page 20, line 28 which reads as follows: 'There shall be no liability on the part of and no cause of action of any nature shall arise against, the insurance commissioner, his agents, or members of his staff, or against any insurer, its authorized representative, its agents, its employees, or any firm, person or corporation furnishing to the insurer information as to reasons for cancellation or refusal to renew, for any statement made by any of them in any written notice of cancellation or refusal to renew, or in any other communications, oral or written, specifying the reason for cancellation or refusal to renew.'

"Senator, would it be your construction that this would give the insurance companies or their agents a total and complete license to slander anybody at any time concerning the person's personal character, his morals, whether or not he has beer bottles in his garbage can or whether his neighbors are saying slanderous comments about him and the rest of it. There have been some very serious abuses in this area and I am just wondering how you would construe that. It looks to me like an open license to slander by companies or their agents."

Senator Mardesich: "In the explanation and discussion we had on this bill that question did not arise. However, if Senator Uhlman feels that that would be a possibility, I have no objection to the striking of it."

On motion of Senator Uhlman, the following amendment was adopted:

On page 20, section 20, line 30, strike all of subsection (1) and renumber the remaining subsection.

On motion of Senator Mardesich, the rules were suspended, Substitute House Bill No. 427, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 427, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Dore, Guess, Lewis (Harry), McCormack, McCutcheon, Pritchard—6.

Excused: Senators Durkan, Herr, McDougall—3.

SUBSTITUTE HOUSE BILL NO. 427, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 548, by Representatives O'Dell, Bagnariol and Gladder:
Establishing a "Riot Reinsurance Reimbursement Fund."

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, House Bill No. 548 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Mardesich yield? Senator, there is one thing that I didn't quite get from your good explanation. In regard to this five percent which the state absorbs then you say that is re-assessed against the companies and now here is the question specifically: you referred to a twenty percent credit, now that would be a twenty percent credit for each year of five years. Is that correct?"

Senator Mardesich: "That is correct."

Senator Canfield: "Thank you, Senator."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 548, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senator Atwood—1.

Excused: Senators Durkan, Herr, McDougall—3.

HOUSE BILL NO. 548, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE HOUSE BILL NO. 116, by Committee on Judiciary:
Providing for disposition of criminal records.

REPORT OF STANDING COMMITTEE

April 8, 1969.

SUBSTITUTE HOUSE BILL NO. 116, providing for disposition of criminal records (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 3, line 26, after "person" and before "convicted" strike "will not be" and insert "is not"

On page 2, section 3, line 1, after "charges" and before "brought" strike "will not be" and insert "are not"

On page 2, section 5, line 16, after "state" and before "represent" strike "shall" and insert "may at his discretion"

On page 2, section 6, line 24, after "reputation" strike all of the material down to and including "fees" on line 26

Signed by: Senators Uhlman, Chairman; Andersen, Atwood, Durkan, Foley, Greive, Holman, McCormack, Ridder, Twigg.

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Substitute House Bill No. 116, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 116, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Mardesich, Matson—2.

Excused: Senators Durkan, Herr, McDougall—3.

SUBSTITUTE HOUSE BILL NO. 116, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 717, by Representatives Copeland, Bottiger and Goldsworthy (by departmental request):

Requiring downed aircraft transmitters on certain airplanes.

REPORT OF STANDING COMMITTEE

April 8, 1969.

HOUSE BILL NO. 717, requiring downed aircraft transmitters on certain airplanes (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 6, after "apply to" strike all the matter down to and including "a pilot;" on line 7. Renumber subsection (2) as subsection (1) and renumber the remaining subsections consecutively.

Signed by: Senators Mardesich, Chairman; Andersen, Day, Gissberg, Greive, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Newschwander, Stortini, Twigg.
The bill was read the second time by sections.

Senator Mardesich moved adoption of the committee amendment.

POINT OF INQUIRY

Senator McCormack: "Would Senator Mardesich yield to a question? Senator, if I go down to the airport and check out a plane to fly it around, it has to have one of these homing devices on it according to your amendment?"

Senator Mardesich: "That is right."

Senator McCormack: "And this is regardless of the power level of the airplane? Just any airplane that is up for rent?"

Senator Mardesich: "Any rental or leased aircraft."

The motion carried and the committee amendment was adopted.

Senator Donohue moved adoption of the following amendment:

On page 1, section 1, line 21, after "*commission*" and before "*with*" insert "*or the federal aviation agency*"

Debate ensued.

POINTS OF INQUIRY

Senator Lewis (Harry): "Would Senator Donohue yield to a question? Senator, we have a situation with planes going down. As I understand this bill it only applies to those commercial aircraft which is what we are talking about basically. Could you tell me why the pilots' association is opposing putting these transmitters in all aircraft?"

Senator Donohue: "Yes, Senator, I think possibly it is because at the present time there is a great discrepancy in the price of transmitters that you might say are being experimented with. At the present time this involves prices from \$200 to \$1,500 or \$1,800. Many of these people who have small airplanes have all the way from \$2,000 to \$5,000 in the aircraft and could suddenly find themselves in a situation where the transmitter would cost more than the aircraft and this is a problem.

"It is a problem that is trying to be worked out and has been worked on especially the last couple of years with the federal aviation agency to try to come up with a transmitter that will cost less money and when this time does occur, I am sure that aircraft will leave the factory with this type of transmitter aboard."

Senator Peterson (Lowell): "Will Senator Donohue further yield? Senator, I notice in the title of this act it refers to aircraft carrying persons or property for compensation but when I go to section 2 on page 2 they are privately owned aircraft. I don't see any exclusions and this is a little unclear to me. Does this mean that all private aircraft in effect will have to install this device regardless of whether they are used for personal reasons or not?"

Senator Donohue: "Senator Peterson, I don't understand it that way. I understand that all aircraft for hire will have this transmitter aboard. It is true that there is a little confusion here. You have to understand that a private pilot cannot, under the federal law, use his private pilot's license for hire. It has to be a commercial pilot in the first instance that would be required to have a transmitter aboard any aircraft that is used for commercial purposes."

Senator Peterson (Lowell): "I assume from your remarks then that this would not include the private operator's airplane?"

Senator Donohue: "That is correct, Senator."

Senator Metcalf: "Would Senator Mardesich yield to a question? Senator Donohue just said this applied only to commercial pilots. As I understand it Senator McCormack's amendment made this apply to any airplane when you rent or lease it regardless even if you are the pilot, so I think that the answer that you got is no longer valid in relation to Senator McCormack's amendment and I would like to have that cleared up."

Senator McCormack: "It was not my amendment. It was Senator Mardesich's amendment so I will let him clear it up."

Senator Mardesich: "It was a committee amendment. Mr. President, it is my interpretation of this that an airplane leased out would fall within the classification of an airplane for hire so that if a leasing company were to lease a plane to you, a private pilot, that leased plane would have to have the device in it. It would not apply to those cases where an individual owns his own airplane."

Senator Wilson: "Would Senator Donohue yield? Senator Donohue, around the state there are a number of small operators as you know who have two or three planes used for charter work and instruction, etc. Now considering that the development of less expensive and standardized equipment of this nature is now reaching its final stages, are we working, would you say, a considerable financial hardship on these smaller professional airplane businesses which are trying to stay afloat by requiring the installation of equipment which you said might cost up to \$1,800 on each of their planes?"

Senator Donohue: "I would assume that in some instances of small operators this is

possibly true, however, there are transmitters available at a low cost and this does pertain to commercial aviation. One thing that started this if you remember a couple of years ago when a family from Portland went to California and the father walked out to seek help after the crash of his plane and the mother and daughter died on the mountainside because the searchers were not able to find them.

"If there had been a transmitter aboard this aircraft, the possibility for survival for these people would have been greatly increased. I think this is a good bill and I think it is something we are going to have to cope with in the future and not just in this state but throughout every state."

The motion carried and the amendment by Senator Donohue was adopted.

On motion of Senator Ryder, the rules were suspended, House Bill No. 717, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 717, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senator Lewis (Harry)—1.

Absent or not voting: Senators Keefe, Metcalf—2.

Excused: Senators Durkan, Herr, McDougall—3.

HOUSE BILL NO. 717, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 356, by Representatives Kopet, O'Dell and Heavey:
Providing procedures for investment of public funds.

REPORT OF STANDING COMMITTEE

April 11, 1969.

ENGROSSED HOUSE BILL NO. 356, providing procedures for investment of public funds (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 7 after "WASHINGTON:" strike all of the matter down to and including the period on page 4, line 30, and insert:

"NEW SECTION. Section 1. In this 1969 amendatory act, unless the context otherwise requires:

(1) "Public deposit" means moneys of the state or of any county, city or town, or other political subdivision of the state or any commission, committee, board or officer thereof or any court of the state deposited in any qualified public depository;

(2) "Qualified public depository" means a state bank or trust company or national banking association located in this state which receives or holds public deposits and segregates eligible collateral for public deposits as described in section 5 of this 1969 amendatory act;

(3) "Loss" means issuance of an order of supervisory authority restraining a qualified public depository from making payments of deposit liabilities or the appointment of a receiver for a qualified public depository;

(4) "Commission" means the Washington public deposit protection commission created under section 3 of this 1969 amendatory act;

(5) "Eligible collateral" means collateral which is eligible as security for public deposits pursuant to applicable state law;

(6) The "maximum liability" of a qualified public depository means a sum equal to five percent of the average daily balance of collected funds of all public deposits held by the qualified public depository during the twelve months immediately preceding the date of any

computation of such liability, less any assessments made under this 1969 amendatory act;

(7) "Public funds available for investment" means such public funds as are in excess of the anticipated cash needs throughout the duration of the contemplated investment period;

(8) "Investment deposits" means bank time deposits of public funds available for investment;

(9) "Treasurer" shall mean the state treasurer, a county treasurer, a city treasurer, a treasurer of any other municipal corporation, and the custodian of any other public funds.

NEW SECTION. Sec. 2. On and after the effective date of this act, all public deposits in qualified public depositories, including investment deposits, shall be protected against loss, as provided in this 1969 amendatory act.

NEW SECTION. Sec. 3. The Washington public deposit protection commission shall be the state finance committee. Meetings of the commission shall be held at least once each month, and more frequently whenever called by the chairman after notice thereof.

NEW SECTION. Sec. 4. The commission shall have power (1) to make and enforce regulations necessary and proper to the full and complete performance of its functions under this 1969 amendatory act; (2) to require any qualified public depository to furnish such information dealing only with public deposits as the commission shall request. Any public depository which refuses or neglects to give any information so requested shall no longer be a qualified public depository and shall be excluded from the right to receive public deposits until such time as the commission shall acknowledge that such depository has furnished the information requested; (3) to take such action as it deems best for the protection, collection, compromise or settlement of any claim arising in case of loss; (4) to prescribe regulations, subject to this 1969 amendatory act, fixing the requirements for qualification of banks as public depositories, and fixing other terms and conditions consistent with this 1969 amendatory act, under which public deposits may be received and held; (5) to fix the official date on which any loss shall be deemed to have occurred taking into consideration the orders, rules and regulations of supervisory authority as they affect the failure or inability of a qualified public depository to repay public deposits in full; (6) in case loss occurs in more than one qualified public depository, to determine the allocation and time of payment of any sums due to public depositors under this 1969 amendatory act.

NEW SECTION. Sec. 5. (1) Every qualified public depository shall at all times maintain, segregated from its other assets, eligible collateral having a value at least equal to its maximum liability under this 1969 amendatory act. Such collateral may be segregated by deposit in the trust department of the depository or in such other manner as the commission approves and shall be clearly designated as security for the benefit of public depositors under this 1969 amendatory act. (2) Collateral eligible as security shall be valued at face value or market value as determined by the commission. (3) The depository shall have the right to make substitutions of eligible collateral at any time. (4) The income from the assets which constitute segregated collateral shall belong to the depository bank without restriction.

NEW SECTION. Sec. 6. When the commission determines that a loss has occurred, it shall as soon as possible make payment to the proper public officers of all funds subject to such loss, pursuant to the following procedures: (1) For the purposes of determining the sums to be paid, the supervisor of banking or receiver shall, within twenty days after issuance of a restraining order or taking possession of any qualified public depository, ascertain the amount of public funds on deposit therein as disclosed by its records and the amount thereof covered by deposit insurance and certify the amounts thereof to the commission and each such public depositor; (2) within ten days after receipt of such certification, each such public depositor shall furnish to the commission verified statements of its deposits in such depository as disclosed by its records; (3) upon receipt of such certificate and statements, the commission shall ascertain and fix the amount of such public deposits, net after deduction of any deposit insurance, and assess the same against all then qualified public depositories, as follows: First, against the depository in which the loss occurred, to the extent of the full value of collateral segregated pursuant to this 1969 amendatory act; second, against all other then qualified public depositories in proportion to their then maximum liability; (4) assessments made by the commission shall be payable on the second business day following demand, and in case of the failure of any qualified public depository so to pay, the commission shall forthwith take possession of the eligible collateral segregated by such depository pursuant to this 1969 amendatory act and liquidate the same for the purpose of paying such assessment; (5) upon receipt of such assessment payments, the commission shall reimburse the public depositors of the depository in which the loss occurred to the extent of the depository's net deposit liability to them.

NEW SECTION. Sec. 7. Upon payment to any public depositor, the commission shall be subrogated to all of such depositor's right, title and interest against the depository in which the loss occurred and shall share in any distribution of its assets ratably with other depositors. Any sums received from any distribution shall be paid to the public depositors to the extent of any unpaid net deposit liability and the balance to the qualified public depositories against which assessments were made, in proportion to such assessments. If the commission incurs expense in enforcing any such claim, the amount thereof shall be paid as a liquidation expense of the depository in which the loss occurred.

NEW SECTION. Sec. 8. Except as provided in section 11 of this 1969 amendatory act, no public deposit shall be made except in a qualified public depository located in this state.

NEW SECTION. Sec. 9. All institutions located in this state which are permitted by the statutes of this state to hold and receive public deposits shall have power to secure such

deposits in accordance with this 1969 amendatory act. Except as provided in this 1969 amendatory act, no bond or other security shall be required of or given by any qualified public depository for any public deposit defined in section 1 of this 1969 amendatory act.

NEW SECTION. Sec. 10. On each call report date, each qualified public depository shall render to the commission a written report, certified under oath, indicating the total amount of public deposits held by it and the amount and nature of the eligible collateral segregated and designated therefor in accordance with this 1969 amendatory act. The commission may instruct the supervisor of banking to certify as to segregation of securities by public depositories.

NEW SECTION. Sec. 11. Mutual savings banks and building or savings and loan associations located in this state may continue to hold and receive deposits of public funds in accordance with and subject to the limitations of statutes applicable to such institutions, without segregating collateral or otherwise complying with the provisions of this 1969 amendatory act.

NEW SECTION. Sec. 12. The public deposit protection commission shall from time to time fix the rate of interest to be paid by qualified public depositories upon investment deposits: PROVIDED, That time deposits issued pursuant to this act shall bear interest at a rate which would not be in excess of one hundred percent of the average bill rate at the last U. S. Treasury 91-day bill market auction or in excess of the maximum rate permitted by any applicable governmental regulation.

NEW SECTION. Sec. 13. A treasurer as defined in section 1 of this 1969 amendatory act is authorized to deposit in investment deposits in a qualified public depository any public funds available for investment and secured by collateral in accordance with the provisions of this 1969 amendatory act, and receive interest thereon. The authority provided by this section is additional to any authority now or hereafter provided by law for the investment or deposit of public funds by any such treasurer: PROVIDED, That in no case shall the deposit or deposits of public funds by any such treasurer in any one bank or trust company exceed at any one time in the aggregate the total of the capital, surplus, and undivided profits of such bank or trust company.

Sec. 14. Section 43.85.010, chapter 8, Laws of 1965 and RCW 43.85.010 are each amended to read as follows:

Any national or state banking corporation, or other incorporated bank, or branch banks or branches thereof, authorized to do business in the state and approved by the state finance committee, may, upon [depositing] *segregating* security as [hereinafter] provided in section 5 of this 1969 amendatory act and upon compliance with all other requirements of law, become a [state] *qualified public* depository.

No state funds shall be deposited in any institution other than a [state] *qualified public* depository.

The record of the proceedings of the committee shall be kept in the office of the committee and a duly certified copy thereof, or any part thereof, shall be admissible in evidence in any action or proceedings in any court of this state.

Sec. 15. Section 43.85.030, chapter 8, Laws of 1965, as amended by section 1, chapter 132, Laws of 1967 and RCW 43.85.030 are each amended to read as follows:

Every [state] *qualified public* depository, before it shall be entitled to receive any state moneys, shall [deposit with the state treasurer] *segregate as provided in section 5 of this 1969 amendatory act* securities hereinafter enumerated as collateral and pledge for payment [on demand or at a specified future date, to him or his order, free of exchange, at any place designated by him,] of all such moneys deposited with it and of interest [thereon] *on any portion thereof representing investment deposits* at the rate fixed by the [state finance committee], *public deposit protection commission*, if there has been no default in the payment of principal or interest thereon:

(1) Bonds, notes, or other securities constituting direct and general obligations of the United States or the bonds, notes, or other securities constituting the direct and general obligation of any instrumentality of the United States, the interest and principal of which is unconditionally guaranteed by the United States;

(2) (a) Direct and general obligation bonds and warrants of the state of Washington or of any other state of the United States;

(b) Revenue bonds of this state or any authority, board, commission, committee, or similar agency thereof;

(3) Direct and general obligation bonds and warrants of any city, town, county, school district, port district, or other political subdivision of the state, having the power to levy general taxes, which are payable from general ad valorem taxes;

(4) Bonds issued by public utility districts as authorized under the provisions of Title 54, as now or hereafter amended;

(5) Bonds of any city of the state of Washington for the payment of which the entire revenues of the city's water system, power and light system, or both, less maintenance and operating costs, are irrevocably pledged, even though such bonds are not general obligations of such city: PROVIDED, That the state finance committee need not approve for [deposit] *segregation* any collateral described in this subsection if in its judgment it is not desirable so to do.

(6) In addition to the foregoing, every state depository may also [deposit with the state treasurer] *segregate* such bonds, securities and other obligations as are designated to be authorized security for all public deposits pursuant to: RCW 35.58.510, 35.81.110, 35.82.220, 39.60.030, 39.60.040 and 54.24.120, as now or hereafter amended.

[The state finance committee in lieu of collateral, may accept from any depository a good and sufficient bond of a surety company authorized to do business in the state, to be approved by the committee as security and pledge for the payment on demand or at a specified future date to the state treasurer or his order, free of exchange, at any place in this state designated by the treasurer, of all such moneys deposited with it, and of interest thereon at the rate fixed by the state finance committee, which bond shall be at least equal to the amount of the moneys to be received by the depository.]

The finance committee may require the state auditor or the supervisor of banking to thoroughly investigate and report to it concerning the condition of any bank which makes application to become a [state depository] *qualified public depository for state funds*, and may also as often as it deems necessary require such investigation and report concerning the condition of any bank which has been designated as such depository, the expense of the investigation to be borne by the depository examined.

Sec. 16. Section 43.85.040, chapter 8, Laws of 1965 and RCW 43.85.040 are each amended to read as follows:

The state finance committee shall not approve the bonds and warrants, [or in lieu thereof the bond of a surety company of any such depository,] until fully satisfied that such bonds and warrants are good and sufficient, and that the depository is prosperous and financially sound, *meets the qualification requirements of a public depository prescribed by the public deposit protection commission*, and has unimpaired the paid-up capital and surplus claimed by it.

[The committee may at any time require any state depository to furnish a new or additional bond or bonds, and upon its failure so to do may after fifteen days' notice to the depository revoke the designation and approval thereof, and immediately upon such revocation, the bank shall cease to be a state depository.]

Sec. 17. Section 43.85.060, chapter 8, Laws of 1965 and RCW 43.85.060 are each amended to read as follows:

Every [state depository] *public depository of state moneys* shall, on the first day of each calendar month, and oftener when required, file with the state auditor a sworn statement of the amount of state moneys on deposit with it, and shall, within ten days after the first day of January, April, July, and October in each year make a full statement of all deposits and payments of state moneys during the preceding quarter [, together with a computation and statement of the interest earned thereon, computed upon the daily balance on deposit, to the state finance committee which interest shall thereupon be remitted to the state treasurer and placed to the credit of the deposit interest fund].

The statement shall be upon such forms as may be prescribed by the state finance committee and accompanied by an affidavit of the president and cashier of such depository to the effect that it is in all respects true and correct, and that [, except for the interest therein credited,] neither the depository nor any officer, agent, or employee thereof, nor any person in its behalf has in any way whatsoever given, paid, or rendered or promised to give, pay, or render to any member of the committee, or to any other person or corporation whatever any money, credit, service, or benefit whatsoever by reason or in consideration of a deposit with it of any portion of the state moneys. *A copy of such statement shall be sent to the public deposit protection commission.*

Any person who shall make any false statement in any affidavit required by this section shall be guilty of perjury.

The total interest paid by all depositories shall be placed by the state treasurer to the credit of the deposit interest fund, and upon the fifteenth day of January of each year, the state treasurer shall divide the deposit interest fund among the various funds from which such deposits are made, in proportion to the respective amounts thereof.

Sec. 18. Section 43.85.070, chapter 8, Laws of 1965 and RCW 43.85.070 are each amended to read as follows:

The state treasurer may deposit with any *qualified public depository* which has fully complied with all requirements of law and the regulations of the *public deposit protection commission* any state moneys in his hands or under his official control and any sum so on deposit shall be deemed to be in the state treasury, and he shall not be liable for any loss thereof resulting from the failure or default of any such depository without fault or neglect on his part or on the part of his assistants or clerks. [The amount at any time on deposit with any depository shall not exceed ninety percent of the value of the securities deposited by it: PROVIDED, That in the event repayment of deposits in a depository is insured by the Federal Deposit Insurance Corporation, or by any other corporation, agency, or instrumentality organized and acting under and pursuant to the laws of the United States, and authorized to insure the repayment of bank deposits, such depository shall be required to deposit securities only to the amount necessary to secure the excess of the moneys on deposit with it over the amount covered by such insurance.]

Sec. 19. Section 43.85.150, chapter 8, Laws of 1965, as amended by section 2, chapter 132, Laws of 1967 and RCW 43.85.150 are each amended to read as follows:

Every depository so selected shall [file with the state treasurer a good and sufficient bond or] *segregate eligible collateral securities, authorized by RCW 43.85.030, as now or hereafter amended, as provided in section 5 of this 1969 amendatory act* to be approved by the committee as a security and pledge for the payment on demand of the commissioner of public lands, or his order or his successors, free of exchange, at any place in this state designated by the commissioner, of all such moneys so deposited by him [, and the interest thereon at the rate fixed by the state finance committee. Such bond or securities shall be at

least equal to the amount of the moneys to be received by the depository, and shall, before any deposit by the commissioner of public lands, be approved by the committee]. The depository may be examined from time to time as provided in relation to state depositories.

Sec. 20. Section 43.85.170, chapter 8, Laws of 1965 and RCW 43.85.170 are each amended to read as follows:

Every [state] *qualified public* depository selected for the receipt and deposit of moneys by the commissioner of public lands, shall quarterly on the first of January, April, July, and October file with the state auditor a sworn statement of the amount of moneys on deposit with it to the credit of the commissioner of public lands, together with a computation of the interest earned thereon at the rate fixed by the [state finance committee] *public deposit protection commission* [, to be computed upon the daily balance on deposit,] and such statement and computation shall also be made to the committee. *A copy of such statement shall be filed with the public deposit protection commission.* [The interest shall thereupon be forthwith remitted by the depository to the state treasurer and by him placed in and credited to the general fund.]

Sec. 21. Section 43.85.190, chapter 8, Laws of 1965 and RCW 43.85.190 are each amended to read as follows:

It is the purpose of RCW 43.85.190 through 43.85.240 to authorize the state treasurer to [deposit] *make investment deposits of state moneys or funds in his custody in state depositories at a rate of interest [agreed to by the state finance committee and the depository] fixed by the public deposit protection commission in accordance with section 12 of this 1969 amendatory act.*

Sec. 22. Section 35.38.010, chapter 7, Laws of 1965 and RCW 35.38.010 are each amended to read as follows:

The city treasurer in all cities having a population of seventy-five thousand or more inhabitants shall annually at the end of each fiscal year designate one or more banks in the city *which meets the requirements for a qualified public depository as set forth by the public deposit protection commission* as depository or depositories of the moneys required to be kept by the treasurer, and such designation shall be subject to the approval of the mayor, and filed with the comptroller.

Sec. 23. Section 35.38.020, chapter 7, Laws of 1965, as amended by section 5, chapter 132, Laws of 1967 and RCW 35.38.020 are each amended to read as follows:

[Before any such designation shall become effectual and entitle the treasurer to make deposits in such bank or banks, the bank or banks so designated shall, within ten days after the same is filed with the comptroller, file with the city comptroller a contract with the city wherein the bank agrees to pay such rate of interest on the cash daily balance of all municipal funds kept by such treasurer in said bank, while acting as such depository, as shall be fixed from time to time by the city finance committee, such payments to be made monthly to the city while said deposit continues in such depository. The contract shall run to the city and be in such form as shall be approved by the mayor or corporation counsel.]

Such bank shall [also file with the comptroller of such city a surety bond or bonds to the city in the amount of the deposits of such city that may be carried in the designated bank, conditioned for the prompt payment thereof on checks duly drawn by the said treasurer; or in lieu thereof shall deposit with the comptroller any of the following enumerated securities, if there has been no default in the payment of principal or interest thereon, the aggregate market value of which shall at all times be not less than one hundred and ten percent of the amount of the funds deposited by said treasurer] *segregate in accordance with section 5 of this 1969 amendatory act the following eligible collateral:*

(1) Bonds, notes or other securities constituting the direct and general obligations of the United States or the bonds, notes or other securities constituting the direct and general obligation of any instrumentality of the United States, the interest and principal of which is unconditionally guaranteed by the United States;

(2) (a) Direct and general obligation bonds and warrants of the state of Washington, or of any other state of the United States;

(b) Revenue bonds of this state or any authority, board, commission, committee, or similar agency thereof;

(3) Direct and general obligation bonds and warrants of any city, town, county, school district, port district or other political subdivision in the state of Washington, having the power to levy general taxes, which are payable from general ad valorem taxes;

(4) Bonds issued by public utility districts as authorized under the provisions of Title 54 RCW as now or hereafter amended;

(5) Bonds of any city of the state of Washington for the payment of which the entire revenues of the city's water system, power and light system, or both, less maintenance and operating costs, are irrevocably pledged, even though such bonds are not general obligations of such city [; PROVIDED, That said comptroller need not accept for deposit any collateral described in this subdivision if in his judgment it is not desirable so to do];

(6) In addition to the foregoing, every city depository may also [deposit with the city comptroller] *segregate* such bonds, securities and other obligations as are designated to be authorized security for all public deposits pursuant to: RCW 35.58.510, 35.81.110, 35.82.220, 39.60.030, 39.60.040 and 54.24.120 as now or hereafter amended.

[Such surety bonds or securities shall be in such form as shall be approved by the corporation counsel of the city and the sufficiency of such surety bonds or such securities shall be approved by the mayor and comptroller of the city. When such bonds have been duly approved and filed with the comptroller, he shall immediately certify to the city

treasurer the amount of bonds or securities filed by such bank or banks, whereupon the city treasurer shall be authorized to make deposits in such bank.

In the event repayment of deposits in any such depository is insured by the Federal Deposit Insurance Corporation, or by any other corporation, agency or instrumentality organized and acting under and pursuant to the laws of the United States of America, the execution and filing of a bond with such treasurer shall be required only for so much of the designated maximum amount of deposits as such designated maximum amount exceeds the amount of such insurance, and if such depository elects to deposit securities only to the amount necessary to secure the excess of the moneys on deposit with it over the amount required by such insurance.]

Sec. 24. Section 35.38.030, chapter 7, Laws of 1965 and RCW 35.38.030 are each amended to read as follows:

Any city or town having a population of less than seventy-five thousand inhabitants shall, upon a majority vote of its governing body, instruct its city or town treasurer annually at the end of each fiscal year, or at such other times as may be deemed necessary by the treasurer, to designate one or more banks in the county wherein the city or town is located which meets the requirements of a qualified public depository as set forth by the public deposit protection commission as depository or depositories of the moneys required to be kept by said treasurer: PROVIDED, That where any bank has been designated as a depository hereunder such designation shall continue in force until revoked by a majority vote of the governing body of the city or town.

Sec. 25. Section 35.38.040, chapter 7, Laws of 1965, as amended by section 6, chapter 132, Laws of 1967, and RCW 35.38.040 are each amended to read as follows:

Before any such designation shall entitle the treasurer to make deposits in such bank or banks, the bank or banks so designated shall, within ten days after the same is filed with the city or town clerk, [file with the city or town clerk a surety bond to the city or town in the maximum amount of deposits designated by the treasurer to be carried in the designated bank, conditioned for the prompt payment thereof on checks duly drawn by the treasurer, which surety bond shall be approved by the mayor and city or town clerk.

In lieu of a surety bond the bank or banks shall deposit with the city or town treasurer, subject to approval by the mayor and city or town clerk, any] segregate as provided by section 5 of this 1969 amendatory act securities authorized by RCW 35.38.020 as now or hereafter amended, if there has been no default in the payment of principal or interest thereon [, the aggregate market value of which shall at all times be not less than one hundred and ten percent of the amount of funds deposited by the treasurer].

[Such bank or banks shall also at the same time file with the city or town clerk a contract with the city or town wherein the bank agrees to pay such rate of interest on the average daily balances, where such balances exceed one thousand dollars, of all municipal funds kept by the treasurer in the bank while acting as such depository as shall be fixed from time to time by the city finance committee; such payments to be made monthly to the city or town while said deposits continue in such depository. The contract shall run to the city or town and be in such form as shall be approved by the treasurer, mayor and city or town attorney.

In the event repayment of deposits in any such depository is insured by the Federal Deposit Insurance Corporation, or by any other corporation, agency or instrumentality organized and acting under and pursuant to the laws of the United States, the execution and filing of a bond with the city or town treasurer shall be required only for so much of the designated maximum amount of deposits as such designated maximum amount exceeds the amount of such insurance, and if the depository elects to deposit securities in lieu of a bond, it shall be required to deposit securities only to the amount necessary to secure the excess of the moneys on deposit with it over the amount covered by such insurance.]

Sec. 26. Section 36.29.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 173, Laws of 1967, and RCW 36.29.020 are each amended to read as follows:

The county treasurer shall keep all moneys belonging to the state, or to any county, in his own possession until disbursed according to law. He shall not place the same in the possession of any person to be used for any purpose; nor shall he loan or in any manner use or permit any person to use the same; but it shall be lawful for a county treasurer to deposit any such moneys in any regularly designated [county] qualified public depository. Any municipal corporation may by action of its governing body authorize any of its funds which are not required for immediate expenditure, and which are in the custody of the county treasurer or other municipal corporation treasurer, to be invested by such treasurer in savings or time accounts in banks, trust companies and mutual savings banks which are doing business in this state, up to the amount of insurance afforded such accounts by the Federal Deposit Insurance Corporation, or in accounts in savings and loan associations which are doing business in this state, up to the amount of insurance afforded such accounts by the Federal Savings and Loan Insurance Corporation, or in any short term United States government securities, or deposit such funds or any portion thereof in investment deposits as defined in section 1 of this 1969 act secured by collateral in accordance with the provisions of this 1969 act: PROVIDED, Five percent of the interest or earnings, with an annual minimum of ten dollars or annual maximum of fifty dollars, on any transactions authorized by each resolution of the governing body shall be paid as an investment service fee to the office of the county treasurer or other municipal corporation treasurer when the interest or earnings become available to the governing body.

Whenever the funds of any municipal corporation which are not required for

immediate expenditure are in the custody or control of the county treasurer, and the governing body of such municipal corporation has not taken any action pertaining to the investment of such funds, the county finance committee shall direct the county treasurer to invest, to the maximum prudent extent, such funds or any portion thereof in securities constituting the direct and general obligations of the United States government or deposit such funds or any portion thereof in investment deposits as defined in section 1 of this 1969 act secured by collateral in accordance with the provisions of this 1969 act. The interest or other earnings from such investments or deposits shall be deposited in the current expense fund of the county and may be used for general county purposes. The investment or deposit and disposition of the interest or other earnings therefrom authorized by this paragraph shall not apply to such funds as may be prohibited by the state Constitution from being so invested or deposited.

Sec. 27. Section 36.48.010, chapter 4, Laws of 1963 and RCW 36.48.010 are each amended to read as follows:

Each county treasurer shall annually on the second Monday in January, and at such other times as he deems necessary, designate one or more banks in the state which meets the requirements for a qualified public depository as set forth by the public deposit protection commission as depository or depositories of all public funds held and required to be kept by him as such treasurer, and such designation or designations shall be in writing, and shall be filed with the board of county commissioners of his county, and no county treasurer shall deposit any public money in banks, except as herein provided.

Sec. 28. Section 36.48.020, chapter 4, Laws of 1963, as amended by section 3, chapter 132, Laws of 1967, and RCW 36.48.020 are each amended to read as follows:

Before any such designation shall become effectual and entitle the treasurer to make deposits in such bank, the bank designated shall, within ten days after the designation has been filed, [file with the county clerk of the county a surety bond to the county treasurer, properly executed by some reliable surety company qualified under the laws of the state to do business therein, in the maximum amount of deposits designated by the treasurer to be carried in the bank, conditioned for the prompt and faithful payment thereof on checks drawn by the treasurer.

The bond must be approved by the chairman of the board of county commissioners, the prosecuting attorney, and the county treasurer, or any two of such officers, before being filed with the county clerk, and unless so approved, it shall not be received or filed by the county clerk.

The depository may deposit with the county treasurer in lieu of the surety bond, any of the following enumerated securities if there has been no default in the payment of principal or interest thereon, the aggregate market value of which shall not be less than one hundred and ten percent of the amount of the funds deposited by the treasurer] segregated in accordance with section 5 of this 1969 amendatory act the following eligible collateral:

(1) Bonds, notes or other securities constituting the direct and general obligations of the United States or the bonds, notes, or other securities constituting the direct and general obligations of any instrumentality of the United States, the interest and principal of which is unconditionally guaranteed by the United States;

(2) (a) Direct and general obligation bonds and warrants of the state of Washington, or of any other state of the United States;

(b) Revenue bonds of this state or any authority, board, commission, committee, or similar agency thereof;

(3) Direct and general obligation bonds and warrants of any city, town, county, school district, port district, or other political subdivision in the state, having the power to levy general taxes;

(4) Bonds issued by public utility districts as authorized under the provisions of Title 54 RCW as now or hereafter amended;

(5) Bonds of any city of the state of Washington for the payment of which the entire revenue of the city's water system, power and light system, or both, less maintenance and operating costs, are irrevocably pledged, even though such bonds are not general obligations of such city: PROVIDED, That said treasurer need not accept for [deposit] segregation any collateral described in this subsection if in his judgment it is not desirable so to do;

(6) In addition to the foregoing, every county depository may also [deposit with the county treasurer] segregate such bonds, securities and other obligations as are designated to be authorized security for all public deposits pursuant to: RCW 35.58.510, 35.81.110, 35.82.220, 39.60.030, 39.60.040 and 54.24.120 as now or hereafter amended.

In counties where the combined banking capital and surplus of all of the banks in the county is insufficient to carry the county funds the provision of this section with reference to the limit of the amount to be deposited in any one depository may be waived by the county finance committee.

[In the event repayment of deposits in any such depository is insured by the Federal Deposit Insurance Corporation, or by any other corporation, agency, or instrumentality organized and acting under and pursuant to the laws of the United States, the execution and filing of a bond with the treasurer shall be required only for so much of the designated maximum amount of deposits as such designated maximum amount of deposits exceeds the amount of such insurance, and if the depository elects to deposit securities in lieu of the bond, it shall be required to deposit securities only to the amount necessary to secure the excess of the moneys on deposit with it over the amount covered by such insurance.]

NEW SECTION. Sec. 29. When deposits are made in accordance with this 1969

amendatory act, a treasurer shall not be liable for any loss thereof resulting from the failure or default of any depository without fault or neglect on his part or on the part of his assistants or clerks.

NEW SECTION. Sec. 30. The following acts or parts of acts are each repealed:

- (1) Section 43.85.050, chapter 8, Laws of 1965 and RCW 43.85.050;
- (2) Section 43.85.080, chapter 8, Laws of 1965 and RCW 43.85.080;
- (3) Section 43.85.090, chapter 8, Laws of 1965 and RCW 43.85.090;
- (4) Section 43.85.100, chapter 8, Laws of 1965 and RCW 43.85.100;
- (5) Section 43.85.110, chapter 8, Laws of 1965 and RCW 43.85.110;
- (6) Section 43.85.120, chapter 8, Laws of 1965 and RCW 43.85.120;
- (7) Section 35.38.070, chapter 7, Laws of 1965 and RCW 35.38.070;
- (8) Section 35.38.080, chapter 7, Laws of 1965 and RCW 35.38.080;
- (9) Section 35.38.090, chapter 7, Laws of 1965 and RCW 35.38.090;
- (10) Section 35.38.100, chapter 7, Laws of 1965 and RCW 35.38.100;
- (11) Section 35.38.110, chapter 7, Laws of 1965 and RCW 35.38.110;
- (12) Section 36.48.030, chapter 4, Laws of 1963 and RCW 36.48.030;
- (13) Section 36.48.100, chapter 4, Laws of 1963, section 4, chapter 132, Laws of 1967, and RCW 36.48.100;
- (14) Section 36.48.110, chapter 4, Laws of 1963 and RCW 36.48.110;
- (15) Section 36.48.120, chapter 4, Laws of 1963 and RCW 36.48.120;
- (16) Section 36.48.130, chapter 4, Laws of 1963 and RCW 36.48.130;
- (17) Section 36.48.140, chapter 4, Laws of 1963 and RCW 36.48.140; and
- (18) Section 36.48.150, chapter 4, Laws of 1963 and RCW 36.48.150.

NEW SECTION. Sec. 31. Sections 1 through 13 of this act shall constitute a new chapter in Title 39 RCW.

NEW SECTION. Sec. 32. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of this act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 33. Nothing in this act shall be construed so as to impair the obligation of any contract or agreement entered into prior to its effective date."

In line 1 of the title after "the" and before "investment" insert "deposit and"

In line 1 of the title after "amending" strike the remainder of the title down to and including the period on line 6 and insert "section 43.85.010, chapter 8, Laws of 1965 and RCW 43.85.010; amending section 43.85.030, chapter 8, Laws of 1965, as amended by section 1, chapter 132, Laws of 1967 and RCW 43.85.030; amending section 43.85.040, chapter 8, Laws of 1965 and RCW 43.85.040; amending section 43.85.060, chapter 8, Laws of 1965 and RCW 43.85.060; amending section 43.85.070, chapter 8, Laws of 1965 and RCW 43.85.070; amending section 43.85.150, chapter 8, Laws of 1965, as amended by section 2, chapter 132, Laws of 1967 and RCW 43.85.150; amending section 43.85.170, chapter 8, Laws of 1965 and RCW 43.85.170; amending section 43.85.190, chapter 8, Laws of 1965 and RCW 43.85.190; amending section 35.38.010, chapter 7, Laws of 1965 and RCW 35.38.010; amending section 35.38.020, chapter 7, Laws of 1965, as amended by section 5, chapter 132, Laws of 1967 and RCW 35.38.020; amending section 35.38.030, chapter 7, Laws of 1965 and RCW 35.38.030; amending section 35.38.040, chapter 7, Laws of 1965, as amended by section 6, chapter 132, Laws of 1967, and RCW 35.38.040; amending section 36.29.020, chapter 4, Laws of 1963, as last amended by section 1, chapter 173, Laws of 1967, and RCW 36.29.020; amending section 36.48.010, chapter 4, Laws of 1963 and RCW 36.48.010; amending section 36.48.020, chapter 4, Laws of 1963, as amended by section 3, chapter 132, Laws of 1967, and RCW 36.48.020; adding a new chapter to Title 39 RCW; repealing section 43.85.050, chapter 8, Laws of 1965 and RCW 43.85.050; repealing section 43.85.080, chapter 8, Laws of 1965 and RCW 43.85.080; repealing section 43.85.090, chapter 8, Laws of 1965 and RCW 43.85.090; repealing section 43.85.100, chapter 8, Laws of 1965 and RCW 43.85.100; repealing section 43.85.110, chapter 8, Laws of 1965 and RCW 43.85.110; repealing section 43.85.120, chapter 8, Laws of 1965 and RCW 43.85.120; repealing section 35.38.070, chapter 7, Laws of 1965 and RCW 35.38.070; repealing section 35.38.080, chapter 7, Laws of 1965 and RCW 35.38.080; repealing section 35.38.090, chapter 7, Laws of 1965 and RCW 35.38.090; repealing section 35.38.100, chapter 7, Laws of 1965 and RCW 35.38.100; repealing section 36.48.030, chapter 4, Laws of 1963 and RCW 36.48.030; repealing section 36.48.100, chapter 4, Laws of 1963, section 4, chapter 132, Laws of 1967, and RCW 36.48.100; repealing section 36.48.110, chapter 4, Laws of 1963 and RCW 36.48.110; repealing section 36.48.120, chapter 4, Laws of 1963 and RCW 36.48.120; repealing section 36.48.130, chapter 4, Laws of 1963 and RCW 36.48.130; repealing section 36.48.140, chapter 4, Laws of 1963 and RCW 36.48.140; and repealing section 36.48.150, chapter 4, Laws of 1963 and RCW 36.48.150."

Signed by: Senators Mardesich, Chairman; Andersen, Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Ryder, Stortini, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendments were adopted.

On motion of Senator Mardesich, the rules were suspended, Engrossed House Bill No. 356, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 356, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senator Keefe—1.

Excused: Senators Durkan, Herr, McDougall—3.

ENGROSSED HOUSE BILL NO. 356, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 640, by Representatives Cunningham, Garrett, Barden and Harris:

Creating a governor's advisory committee on vendor rates.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Engrossed House Bill No. 640.

The bill was read the second time by sections.

On motion of Senator Day, the following amendment by Senators Day, Elicker, Greive and Newschwander was adopted:

On page 2, line 29, strike all of section 4.

On motion of Senator Atwood, the rules were suspended, Engrossed House Bill No. 640, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 640, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—40.

Voting nay: Senators Elicker, McCutcheon, Marquardt, Peterson (Ted)—4.

Absent or not voting: Senators Connor, Peterson (Lowell)—2.

Excused: Senators Durkan, Herr, McDougall—3.

ENGROSSED HOUSE BILL NO. 640, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 311, by Representatives Evans, Jastad, Kopet, Scott, Kuehnle, Beck, Conner, Conway, Kirk, Richardson, Benitz, Curtis, Bledsoe, Morrison, Cunningham, Leckenby, Hatfield, Hurley, Murray, Pardini, McCormick, Lynch, Brown, Ceccarelli, Zimmerman, O'Dell, Hubbard, Wolf, Brouillet, Newhouse, Litchman, Wojahn, Adams, Kalich, Merrill and North:

Making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor.

The Senate resumed consideration of Engrossed House Bill No. 311, as amended by the Senate, and re-referred to the Judiciary Committee on April 9, 1969.

REPORT OF STANDING COMMITTEE

April 11, 1969.

ENGROSSED HOUSE BILL NO. 311, making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor (reported by Judiciary Committee):

MAJORITY recommendation: Do pass with the following amendment:

Strike Senator Uhlman's amendment striking all of section 4 and insert as follows:

"NEW SECTION. Sec. 4. No person shall sell, offer to sell, deliver, or give to any other person under eighteen years of age any tube or other container of glue containing a solvent having the property of releasing toxic vapors or fumes, if he has knowledge that the product sold, offered for sale, delivered or given will be used for the purpose set forth in section 2 of this act."

Signed by: Senators Uhlman, Chairman; Dore, Vice Chairman; Andersen, Foley, Greive, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

The bill was read the second time by sections.

PARLIAMENTARY INQUIRY

Senator Uhlman: "Parliamentary inquiry, Mr. President. It was our committee recommendation that the amendment adopted by the Senate last Wednesday be not adopted and rather the committee amendment be adopted.

"Would it be in order for me at this time to move, having voted on the prevailing side on the original amendment which was adopted, to reconsider the vote?"

REPLY BY THE PRESIDENT

The President: "That would be in order at this time, Senator Uhlman."

MOTION

On motion of Senator Uhlman, the vote to reconsider adoption of the amendment carried and the amendment was not adopted.

On motion of Senator Uhlman, the committee amendment was adopted.

With the consent of the Senate, the amendment by Senator Andersen on the Secretary's desk was withdrawn.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 311, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 311, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators McCormack, Pritchard-2.

Excused: Senators Durkan, Herr, McDougall-3.

ENGROSSED HOUSE BILL NO. 311, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 684, by Representatives O'Dell, Swayze and Versoke:

Relating to changes in the current LID laws of cities and towns.

REPORT OF STANDING COMMITTEE

April 9, 1969.

ENGROSSED HOUSE BILL NO. 684, relating to changes in the current LID laws of cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass with the following amendments:

On page 11, line 21, strike all of section 11, and insert the following:

"Sec. 11. Section 35.45.020, chapter 7, Laws of 1965 as amended by section 1, chapter 81, Laws of 1969 and RCW 35.45.020 are each amended to read as follows:

Local improvement bonds shall be issued pursuant to ordinance and shall be made payable on or before a date not to exceed [twelve] thirty years from and after the date of issue, which latter date may be fixed by [resolution] ordinance of the council, and bear coupon and net effective interest not to exceed eight percent per annum [, payable annually or semiannually: PROVIDED, That they may be made payable on or before a date not to exceed thirty years from and after the date of issue:

(1) If the improvement lies wholly or partly within the boundaries of a commercial waterway district, or

(2) If the city or town council having determined by unanimous vote that the period during which the bonds are payable will not exceed the life of the improvement, by unanimous vote adopts an ordinance which provides for their issuance payable on or before a date not to exceed thirty years from and after their date and also provides that the interest on the bonds issued for a period in excess of twenty years shall not exceed ten percent per annum and must be sold at not less than par."

In line 13 of the title after "of 1965" and before "and RCW 35.45.020;" insert "as amended by section 1, chapter 81, Laws of 1969."

Signed by: Senators Herr, Chairman; Wilson, Vice Chairman; Canfield, Elicker, Faulk, Guess, Peterson (Lowell), Pritchard, Ridder, Stortini, Talley.

The bill was read the second time by sections.

On motion of Senator Lewis (Brian), the committee amendments were adopted.

On motion of Senator Lewis (Brian), the following amendment was adopted:

On page 2, section 1, line 5 after "renewed and" and before "the planting" insert "landscaping including but not restricted to"

POINT OF INQUIRY

Senator Faulk: "Would Senator Atwood yield to a question? Senator, this doesn't affect the amendment, Senator Lewis' amendment?"

Senator Atwood: "Not a bit. If you will look in the book these are the two repealers, there are actually three repealers. The first repealer is on the creation which we left in because this bill does have a new method of creation of LID's but these other two that are being repealed were the limitations placed on the council when they were acting by a council resolution and also on restraint of authority when they were initiating an LID by petition."

On motion of Senator Atwood, the following amendment by Senators Atwood and Gissberg was adopted:

On page 15, section 17, beginning on line 15 after ".43.090" strike all the matter down to and including "35.43.170" on line 19

Senator Atwood moved adoption of the following amendment:

On page 7, section 4, line 18, after "No" strike "lawsuit" and insert "appeal"; and on line 22 after "that" strike "lawsuit" and insert "appeal"; and on line 23, after "than" strike "ten" and insert "thirty"; and on line 25, after "than" strike "ten" and insert "thirty"

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Gissberg, the following amendments were adopted:

On page 8, section 6, beginning on line 33 after "(6)" strike all the matter down to and including "(8)" on page 9, line 9 and renumber the remaining subsection.

On page 15, section 17, line 12, insert as sections 17 and 18 the following:

NEW SECTION. Sec. 17. There is added to chapter 73, Laws of 1967 and to chapter 35.14 RCW a new section to read as follows:

(1) A new community municipal corporation composed of all or portions of the service areas of two existing and contiguous community municipal corporations may be formed in the same manner as community municipal corporations are formed as specified in the applicable sections of chapters 35.10 and 35.13 RCW.

(2) Notwithstanding any other provision of RCW 35.14.020 as now law or hereafter amended, a new community municipal corporation formed pursuant to the authority of this section shall be composed of seven community council members, three of which shall be elected from the least populous service area or the portion thereof of the former community municipal corporation which will be included in the service area of the new community municipal corporation, and four of which shall be elected from the more populous service area or the portion thereof of the former community municipal corporation which will be included in the service area of the new community municipal corporation.

(3) A community municipal corporation formed pursuant to the authority of this section shall have all powers granted by RCW 35.14.040 and 35.14.050 as now law or hereafter amended and its continuance shall be governed by the provisions of RCW 35.14.060 as now law or hereafter amended.

(4) All or the applicable portions of those service areas formerly located within the service areas of community municipal corporations which are contained within the service area of a new community municipal corporation formed pursuant to the authority of this section shall cease to be within the jurisdiction of the former community municipal corporation on the effective date a new community municipal corporation is formed pursuant to the authority of this section.

Sec. 18. Section 1, chapter 73, Laws of 1967 and RCW 35.14.010 are each amended to read as follows:

Whenever cities are consolidated or cities of the third or fourth classes are annexed pursuant to the provisions of chapter 35.10 RCW, or unincorporated territory is annexed by a city pursuant to the provisions of chapter 35.13 RCW, community municipal corporations may be organized in the manner provided for in this 1967 amendatory act for the following service areas:

(1) The entire territory within the boundaries of the least populous of two cities consolidated pursuant to chapter 35.10 RCW;

(2) The entire territory within the boundaries of any city of the third or fourth class which has become annexed to a city of the first class pursuant to chapter 35.10 RCW; and

(3) The territory comprised of all or a part of an unincorporated area annexed to a city pursuant to chapter 35.13 RCW, if (a) the service area is such as would be eligible for incorporation as a city or town or (b) the service area has a minimum population of not less than three hundred inhabitants and ten percent of the population of the annexing city or (c) the service area has a minimum population of not less than one thousand inhabitants.

No territory shall be included in the service area of more than one community municipal corporation. Whenever a new community municipal corporation is formed embracing all of the territory of an existing community municipal corporation, the prior existing community municipal corporation shall be deemed to be dissolved on the effective date of the new corporation: *PROVIDED, That nothing contained in this section shall be construed as to prohibit the formation of new community municipal corporations composed of all or portions of the service areas of two existing and contiguous community municipal corporations as authorized by section 1 of this 1969 amendatory act.*

Renumber Section 17 of the bill as Section 19.

POINT OF ORDER

Senator Greive: "Point of order. I raise the point of order that this is not germane to the bill. In reading Engrossed House Bill No. 684 it is an LID bill dealing with the procedures to be adopted for the formation of an LID, for appraising property and doing all the other things necessary. This bill deals with an entirely new concept, a new community municipal corporation composed of various portions of a service area. It doesn't deal in any way with LID's. In fact, it has no connection whatsoever with anything previously contained in the bill and therefore in my opinion it enlarges the scope and object of the bill and as a natural matter, it doesn't even fit under the title."

MOTION

On motion of Senator Talley, the amendment by Senator Lewis (Brian) was laid upon the table on a rising vote.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Greive yield to a question? Senator Greive, this is the thirtieth day of the extraordinary session, is it not? The Senate clock does say 12:15, does it not?"

Senator Greive: "Yes."

Senator Gissberg: "Thank you."

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 684, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Faulk: "Would Senator Talley yield to a question? Senator, is it your understanding, in our conversation with the President, that because this matter was under consideration by the Senate prior to the cutoff that it did fall within the resolution and therefore we can consider it and if we do pass it, it will be law?"

Senator Talley: "Senator Faulk, that was the opinion of the President when we conferred with him."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 684, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—40.

Voting nay: Senator Gissberg—1.

Absent or not voting: Senators McCormack, McCutcheon, Pritchard, Uhlman, Woodall—5.

Excused: Senators Durkan, Herr, McDougall—3.

ENGROSSED HOUSE BILL NO. 684, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Atwood, all bills passed by the Senate today were ordered immediately transmitted to the House.

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

INTRODUCTION AND FIRST READING

SENATE JOINT MEMORIAL NO. 14, by Senators Canfield, Washington, Peterson (Lowell), Donohue, Wilson, McCormack, Matson and McDougall:

Memorializing Congress to enact certain legislation which will more adequately protect state granted water rights from federal uses.

Referred to Committee on Natural Resources, Fisheries and Game.

MOTIONS

On motion of Senator Canfield, the rules were suspended and additional sponsors added to Senate Joint Memorial No. 14.

At 12:20 p.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, April 14, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-SECOND DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, April 14, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen and Dore. On motion of Senator Atwood, Senator Andersen was excused.

The Color Guard, consisting of Pages John Wick, Color Bearer, and Jennie Parker, presented the Colors. Reverend Charles Howard Perry, pastor of St. John's Episcopal Church of Olympia, offered prayer as follows:

"With what shall I come before the Lord, and bow myself before God on high? He has showed you, O man, what is good, and what does the Lord require of you but to do justice, and to love kindness, and to walk humbly with your God?"

"Almighty God, our Heavenly Father, look mercifully, we pray, upon the members of the Senate of the state of Washington, grant to them integrity of purpose, and unflinching devotion to the cause of justice and righteousness. In the midst of controversy and difference of opinion, may they seek Your guidance that all their legislation may be such as will promote the welfare of the people of this state; raising up the poor, strengthening and relieving the oppressed, putting down all social evils, fairly distributing the responsibility for taxation and maintaining the wholesome use of the natural resources of this land. In their hearts may they know Your peace, which passes all human understanding, and which is Your gift to those who seek to walk humbly with You.

"Lord, hear our prayer, and let our cry come unto Your throne, for we pray in the name of Jesus Christ who taught us that love is better than hate; hope is better than fear; trust is better than suspicion; and unselfishness is better than self-seeking. Amen."

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

Senators Greive, Connor and Cooney demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Andersen who had previously been excused.

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

MESSAGES FROM THE HOUSE

April 12, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 45,
SUBSTITUTE HOUSE BILL NO. 130,
HOUSE BILL NO. 193,
HOUSE BILL NO. 197,
HOUSE BILL NO. 267,
HOUSE BILL NO. 291,
HOUSE BILL NO. 305,
HOUSE BILL NO. 596,
HOUSE BILL NO. 639,
SUBSTITUTE HOUSE BILL NO. 850,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 744, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 12, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 80,
 SUBSTITUTE SENATE BILL NO. 174,
 SENATE BILL NO. 340,
 SENATE BILL NO. 359,
 SENATE BILL NO. 624,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 HOUSE BILL NO. 45,
 SUBSTITUTE HOUSE BILL NO. 130,
 HOUSE BILL NO. 193,
 HOUSE BILL NO. 197,
 HOUSE BILL NO. 267,
 HOUSE BILL NO. 291,
 HOUSE BILL NO. 305,
 HOUSE BILL NO. 596,
 HOUSE BILL NO. 639,
 SUBSTITUTE HOUSE BILL NO. 850.

MESSAGE FROM THE HOUSE

April 14, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 318,
 SENATE BILL NO. 401,
 SENATE BILL NO. 443,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE JOINT MEMORIAL NO. 15, by Senators Talley, Peterson (Ted) and Peterson (Lowell):

Requesting legislation for exclusive jurisdiction over the continental shelf fishery.
 Referred to the Committee on Natural Resources, Fisheries and Game.

SIGNED BY THE PRESIDENT

The President has signed:
 SENATE BILL NO. 744.

MOTIONS

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

At 12:15 p.m., on motion of Senator Greive, the Senate recessed until 12:45 p.m.

AFTERNOON SESSION

The President called the Senate to order at 12:45 p.m.

MOTION

At 12:50 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.
Senators Greive, Knoblauch and Connor demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
The Secretary called the roll on the Call of the Senate, all members being present.
On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

MOTION

On motion of Senator Greive, the Senate immediately commenced consideration of Senate Joint Resolution No. 1.

SECOND READING

SENATE JOINT RESOLUTION NO. 1, by Senators Durkan, Donohue, Talley, Dore and McCutcheon:

Changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation.

The resolution was read the second time in full.

Senator Holman moved adoption of the following amendment:

On page 1, line 9, after the period and before "Except" insert the following:

"Limitations on Taxing Power.

"(1) Income Taxation.

Except as hereinafter provided and notwithstanding any other provision of this Constitution, no tax may be levied or imposed upon or measured by income. The legislature may for state purposes only, including the discharge of the duty imposed upon the state by Article IX, section 1, of this Constitution, authorize a tax upon or measured by income from whatever source derived. Income shall not be deemed property within the meaning of this article, and a tax imposed upon or measured by income shall not be deemed an ad valorem tax. In carrying out the provisions hereof, the legislature is further authorized to enact appropriate legislation including the adoption by reference of applicable federal statutes as now existing and as from time to time hereafter amended and the delegation, to such state administrators as it may designate, of authority to promulgate regulations for administration and collection of such tax not inconsistent herewith. The rates of such tax, together with provisions for allowance of credits, exclusions, exemptions and deductions to be used in computing such tax or in determining the amount of income subject thereto, shall not be limited by this article or by any other provision of this Constitution, except that the amount of such credits, exclusions, exemptions and deductions may not be determined solely by the amount of income otherwise subject to tax and such tax may be imposed only at a single uniform rate with respect to individuals and corporations, respectively: PROVIDED, HOWEVER, That the foregoing limitation as to a single uniform rate shall not apply if a majority of the electorate voting thereon shall approve a referendum bill suspending the operation of such limitation, which bill may be adopted by a simple majority of the members of each house at any legislative session and submitted by the legislature to the electorate at any general or special election, including the election at which this constitutional amendment is submitted to them, and such suspension shall remain in effect until such limitation is reinstated by the electorate pursuant to a subsequent referral.

"(2) Property Taxation."

Debate ensued.

POINT OF ORDER

Senator McCutcheon: "I raise a point of order that this entire amendment which Senator Holman is now debating and supporting is germane but it greatly enlarges the scope of the constitutional amendment we are voting on, Senate Joint Resolution No. 1.

"We are voting on a property tax whether real property shall be valued at fifty percent

or twenty-five percent, the supreme court has of course thrown out the fifty percent.

"He is discussing what he says we are opening now the vast field of tax reform and he is talking about sales taxes, gasoline taxes, forty mill limits and he is talking about other matters but his amendment in itself is long, intricate and it definitely, as I understand it, enlarges the scope and object of the resolution and is out of order."

Senator Holman: "Mr. President, replying to Senator McCutcheon's point of order, I think the Senate should recognize this is a constitutional amendment, and has no title so I am not enlarging any scope and object of the title. Any time you come up with a constitutional amendment in the field of taxation, I think it is certainly germane to bring up other points which are needed to go before the voters.

"Now you say I am speaking too long on this. Well, I sat here for something like ninety days and I haven't ever gotten up when I thought you spoke somewhat long, sir, or when Senator Guess did or when Senator Woodall and some of the others. I feel that I am entitled to have my say on this thing and unless the Chair rules me out of order, I shall continue."

REPLY BY THE PRESIDENT

The President: "You may conclude your remarks if you wish, Senator Holman. The President will be studying the point as presented by Senator McCutcheon."

Further debate ensued.

RULING BY THE PRESIDENT

The President: "Senator McCutcheon, the President finds that Senate Joint Resolution No. 1 is the measure that provides that property shall be assessed at twenty-five percent of value instead of fifty percent of value.

"The amendment proposed by Senator Holman basically is an income tax proposal and excludes income from the definition of property. Therefore, the President rules that the point of order as presented by Senator McCutcheon is well taken."

APPEAL FROM DECISION OF THE CHAIR

Senator Holman: "Mr. President, I now appeal from the Ruling of the Chair upon the point of order."

President Pro Tempore Henry assumed the Chair.

President Pro Tempore Henry: "The question before the Senate is: Should the Decision of the Chair be the judgment of the Senate."

Debate ensued.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Pritchard, Holman, Bailey, Dore, Foley, Greive, Elicker, McDougall and Ridder.

POINT OF ORDER

Senator Atwood: "Point of order. The point of order as raised by Senator McCutcheon was as to the applicability of Rule 62 and my point of order is this: That this is a Senate Joint Resolution and it is not a bill and I specifically want a Ruling from the Chair if Rule 62 does encompass Senate Joint Resolutions and House Joint Resolutions."

RULING BY THE PRESIDENT

President Pro Tempore Henry: "I will answer directly to Senator Atwood's point of order. The President has already made his ruling so I am not ruling on scope and object. However, under Rule 56 it provides that the joint resolutions and joint memorials up to the signing thereof by the President of the Senate shall be subject to the rules governing the course of bills and therefore I must rule Senator Atwood that your point is not well taken."

POINT OF INFORMATION

Senator Andersen: "Mr. President, I didn't quite understand the exact question that Senator Atwood was raising because that may be what it was that I was going to be talking towards so if you haven't concluded your ruling on it, I think that is what I wanted to speak about."

President Pro Tempore Henry: "I finished my ruling, Senator Andersen."

Senator Andersen: "All right. The point I don't understand exactly and I would ask the Chair on a point of clarification, would you explain the difference between what you just ruled on and the President's ruling that has been appealed?"

President Pro Tempore Henry: "The President ruled that the amendment by Senator Holman enlarged the scope and object of the resolution under Rule 62. Senator Atwood raised the question and in response to the argument by Senator Holman that this could not be treated as a bill because it was a constitutional amendment, a joint resolution and had no title. Therefore, the President's ruling was not applicable. However, under Rule 56 it clearly states that until it is signed by the President of the Senate that joint resolutions and joint memorials shall be subject to the rules governing the course of the bill. Therefore, I ruled Senator Atwood was out of order."

Further debate ensued.

PERSONAL PRIVILEGE

Senator Andersen: "Point of personal privilege. Mr. President and gentlemen of the Senate, we have had an excellent debate here today. It has been very interesting to me and to the other members of the body and it has involved some pretty basic philosophical differences on the intent of the rules and while it lasted, on the joint resolution. As these things get a little hot, I was reminded of an experience that we had in the House one time when I was a member of that body and we had a particularly hot debate and one of the members leaped up and said, 'Mr. Speaker, the gentlemen is imposing my mutives' and I just want to tell Senator Durkan, please be assured, Senator Durkan, that I wouldn't impose a single one of your mutives."

ROLL CALL

The Secretary called the roll on the Appeal from the Decision of the Chair, and the decision of the Chair was sustained by the following vote: Yeas, 33; nays, 16.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Newschwander, Peterson (Lowell), Peterson (Ted), Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Wilson, Woodall—33.

Voting nay: Senators Andersen, Atwood, Elicker, Faulk, Holman, McCormack, McDougall, Matson, Metcalf, Odegaard, Pritchard, Ridder, Ryder, Walgren, Washington, Williams—16.

President Cherberg resumed the Chair.

Senator Metcalf moved adoption of the following amendment:

On page 1, line 13 after "exceed" strike the remainder of line 13 and all of line 14 and insert "one percentum of"

Debate ensued.

MOTION

Senator Bailey moved that the amendment by Senator Metcalf be laid upon the table.

Senator Holman demanded a roll call and the demand was sustained by Senators Metcalf, Pritchard, Sandison, Bailey, Greive, Herr, Dore, Atwood and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Bailey to lay upon the table the amendment by Senator Metcalf carried by the following vote: Yeas, 26; nays, 23.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Peterson (Lowell), Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—26.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Twigg, Williams, Woodall—23.

Senator Holman moved adoption of the following amendments:

On page 1, line 25, after "majority" strike "of at least three-fifths"

On page 2, line 3, after "the" and before "number" insert "total"

On page 2, line 4, strike "forty" and insert "sixty"

On page 2, line 6, after "election" strike the semicolon and add: ", or when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on

such proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve-month period, either at a special election or at a regular election of such taxing district, if at such election the total number of persons voting on such proposition constitutes less than sixty per centum of the total votes cast in such taxing district at the last preceding general elections: PROVIDED, HOWEVER, That during the time there is imposed a state net income tax on individuals and corporations, the provisions of this paragraph (a) shall not be deemed to permit the submission of such proposition to levy an additional tax by any school district for purposes of maintenance and operation unless such school district, prior to the adoption of the proposition by its governing body, shall have received certification by the superintendent of public instruction that funds theretofore appropriated by the legislature, and distributable in accordance with applicable law to such school district during the year with respect to which the additional tax would be levied, are insufficient together with other revenues available to such district to maintain and operate the district during such year at a level at which the average annual expenditure per student for such year, as determined by the superintendent of public instruction, is less than five percent greater than the average annual expenditure per pupil for the preceding year, and in no event shall such additional tax exceed the lesser of (i) the amount of additional tax required to maintain and operate the district at such level, as certified by the superintendent of public instruction, or (ii) the amount of tax permitted to be levied by such district for such year without submission to the electors thereof."

On page 2, line 11, after "when" and before "authorized" insert "specifically" and after "majority" strike "of at least three-fifths"

On page 2, line 19, strike "forty" and insert "sixty"

On page 2, line 20, after "election" strike the colon and insert: " , or when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, if at such election the total number of persons voting on the proposition shall constitute less than sixty per centum of the total number of votes cast in such taxing district at the last preceding general election:"

On page 2, line 28, after "district" strike all of the material down to and including "or" on line 30.

MOTION

Senator Greive moved that the amendment by Senator Holman be laid upon the table.

Senator Holman demanded a roll call and the demand was sustained by Senators Greive, Donohue, Uhlman, Sandison, Metcalf, Pritchard, Atwood, Bailey, Elicker, Andersen and Woodall.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay the amendment by Senator Holman upon the table carried by the following vote: Yeas, 35; nays, 14.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Matson, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Washington, Wilson, Woodall—35.

Voting nay: Senators Andersen, Atwood, Elicker, Faulk, Holman, Lewis (Harry), McDougall, Marquardt, Metcalf, Pritchard, Ryder, Uhlman, Walgren, Williams—14.

There being no objection, Senator Holman withdrew his third amendment from the Secretary's desk.

Senator Elicker moved adoption of the following amendment:

On page 2, line 28, insert as subsection (c) the following:

"(c) The aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, including special levies, shall not exceed sixty mills on the dollar of assessed valuation, which assessed valuation shall be twenty-five percent of true and fair value of such property in money: AND PROVIDED FURTHER, That nothing herein shall be deemed to authorize the impairment of the obligation of any bond or contract issued prior to the effective date of this act."

Re-number subsection (c) as (d).

PERSONAL PRIVILEGE

Senator Bailey: "Point of personal privilege. I would like to call attention to a piece of

paper signed by a large number of people opposing Senate Joint Resolution No. 1. We have a rule in the Senate that these things don't go on the desks without the request of a member of the Senate. The other day the gentleman I think who put these on the desk was complaining about the paper that was piling up on his desk.

"I think this is a very poor practice, unsigned by any member of the Senate, to come out on the desks just prior to our voting on a measure. I object to it. I think the worst thing we have in the state of Washington today might be the Xerox machine. The situation is getting so that we can't find what we want and if anybody wants to influence some particular measure, they go to the Xerox machine and then flood our desks with a bunch of junk."

POINT OF INQUIRY

Senator Canfield: "Would Senator Elicker yield to a question? Senator Elicker, the forty mill law itself is somewhat illusory in the sense that it seems to indicate that the limit would be at forty mills. Then there are a number of exceptions set up as you so well know and your little amendment looks pretty good on the face of it but I think that is a little bit illusory because you mention sixty mills which makes me feel pretty good. However, in the proviso it opens the gate again and you say that nothing shall be deemed to authorize the impairment of the obligation of any bond or contract you should acquire after the effective date of this act. In other words, the millage could be and no doubt would be far in excess of sixty mills."

Senator Elicker: "Senator, the reply to your question would depend on the district but the point is this, that under the federal Constitution we can pass no bill or law impairing the obligation of contracts and that is all that does."

"If we have some bondholders in New York City that are holding bonds in your school district or my school district which in effect will run the millage beyond sixty mills, we would have to honor those bonds. We would simply have to do that and to continue if my school district had sixty-five mills in order to pay off its existing bonds, or my county, or my city or whatever taxing district we are talking about, we would have to pay off those bonds but when they were paid off, we could not then go above sixty mills."

Further debate ensued.

MOTION

Senator Dore moved that the amendment by Senator Elicker be laid upon the table.

Senator Holman demanded a roll call and the demand was sustained by Senators McCormack, Dore, Uhlman, Pritchard, Metcalf, Holman, Faulk, McDougall, Lewis (Brian) and Elicker.

ROLL CALL

The Secretary called the roll and the motion by Senator Dore to lay upon the table the amendment by Senator Elicker carried by the following vote: Yeas, 46; nays, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-46.

Voting nay: Senators Holman, Pritchard, Uhlman-3.

MOTION

Senator Ryder moved that Senate Joint Resolution No. 1 be held for the second reading calendar on Wednesday, April 16, 1969.

Senator Dore demanded a roll call and the demand was sustained by Senators Durkan, Connor, Bailey, Herr, Donohue, Metcalf, Holman, Cooney and Elicker.

ROLL CALL

The Secretary called the roll and the motion by Senator Ryder to hold Senate Joint

Resolution No. 1 for the second reading calendar Wednesday, April 16, 1969 failed by the following vote: Yeas, 20; nays, 29.

Voting yea: Senators Andersen, Atwood, Elicker, Faulk, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Uhlman, Washington, Williams—20.

Voting nay: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Sandison, Stender, Stortini, Talley, Twigg, Walgren, Wilson, Woodall—29.

Senator Durkan moved that the rules be suspended, Senate Joint Resolution No. 1 be advanced to third reading, the second reading considered the third and the resolution be placed on final passage.

Senator Atwood demanded a roll call and the demand was sustained by Senators Ryder, Sandison, Pritchard, Metcalf, Huntley, Holman, Durkan, Elicker, Andersen and McDougall.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan to advance Senate Joint Resolution No. 1 to third reading and final passage passed by the following vote: Yeas, 30; nays, 19.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—30.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Williams—19.

MOTION

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

REPORT OF CONFERENCE COMMITTEE

April 14, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 433, adopting a supplemental budget, have had the same under consideration, and we are unable to agree and ask for powers of Free Conference.

Signed by Senators Foley, Canfield and Day; Representatives Wolf, Kopet and Chatalas.

On motion of Senator Foley, the Conference Committee report on Engrossed House Bill No. 433 was adopted and the committee was granted the powers of free conference.

MOTIONS

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

At 4:45 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, April 13, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, April 15, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Eric Morris, Color Bearer, and Jeanie Holbrook presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"The Lord by wisdom hath founded the earth; by understanding hath He established the heavens; by His knowledge the depths are broken up and the clouds drop down the dew. O God, Thou who like a shepherd has led Thy people to seek after Thee that finding Thee they may find themselves, help us to give thanks for Thy whole creation. As we do believe that our prayers come to Thee and our hopes are known to Thee, help us always to be willing to listen to the thoughts of others and to measure their worth.

"Give us grace to think before we speak, the wisdom to know when to keep still and the courage to express our convictions. May we not be swept away by the tide of emotion nor corrupted by the storm of self-interest that may rage around us. As Thou didst speak to Moses in the wilderness keeping him faithful to his resolve to serve Thee, so speak to us this day that we may be faithful in serving Thee and in exercising our responsibilities on behalf of the people of this state of Washington. May the light of Thy truth shine in this Senate; may the justice of Your mercy temper the wills of its members; may the joy of Your peace be shared by all who work and labor here for the well-being of all the people of our state. Thanks be to Thee, O God, from whom comest our life, our work, our family, our friends, our daily bread. Through Jesus Christ our Lord. Amen."

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

MESSAGES FROM THE HOUSE

April 14, 1969.

Mr. President: The Speaker has signed:
 SUBSTITUTE HOUSE BILL NO. 31,
 HOUSE BILL NO. 380,
 HOUSE BILL NO. 539,
 HOUSE BILL NO. 548,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 14, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 151, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

April 11, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 151, adopting the budget, have had the same under consideration, and are unable to agree and request the powers of Free Conference.

Signed by: Senators Durkan, Atwood and Dore; Representatives Goldsworthy, Brouillet and Saling.

On motion of Senator Greive, the Conference Committee report was adopted and the committee was granted the powers of Free Conference.

MESSAGE FROM THE HOUSE

April 14, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 152, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

April 11, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 152, adopting the capital budget, have had the same under consideration, and are unable to agree and request the powers of Free Conference.

Signed by Senators Durkan, Atwood and Dore; Representatives Goldsworthy, Brouillet and Saling.

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee granted the powers of Free Conference.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Mr. John Spellman, the first county executive of King county, and appointed a special committee consisting of Senators Bailey, Ryder, Greive and Williams to escort Mr. Spellman to a place of honor upon the rostrum.

With leave of the Senate, Mr. Spellman was permitted to address the Senate.

The committee of honor escorted Mr. Spellman from the Senate Chamber.

SIGNED BY THE PRESIDENT

The President has signed:
 SUBSTITUTE HOUSE BILL NO. 31,
 HOUSE BILL NO. 380,
 HOUSE BILL NO. 539,
 HOUSE BILL NO. 548.

MOTION

At 10:15 a.m. on motion of Senator Greive, the President declared the Senate to be at ease.

The President called the Senate to order at 11:35 a.m.

Senators Greive, Bailey and Talley demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

On motion of Senator Greive, the Senate proceeded subject to roll call.

THIRD READING

SENATE JOINT RESOLUTION NO. 1, by Senators Durkan, Donohue, Talley, Dore and McCutcheon:

Changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation.

The resolution was read the third time in full and placed on final passage.

Debate ensued.

POINT OF ORDER

Senator Ryder: "Point of order. Senator Mardesich is not talking on Senate Joint Resolution No. 1. He is talking on something entirely different. I think it has nothing to do with the subject at hand."

Senators Greive, Uhlman and Bailey demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 1 and the resolution failed to pass the Senate by the following vote: Yeas, 24; nays, 25.

Voting yea: Senators Canfield, Connor, Cooney, Day, Donohue, Durkan, Gissberg, Greive, Guess, Henry, Huntley, Keefe, Knoblauch, McCutcheon, Matson, Odegaard, Peterson (Lowell), Sandison, Stender, Stortini, Talley, Twigg, Wilson, Woodall—24.

Voting nay: Senators Andersen, Atwood, Bailey, Dore, Elicker, Faulk, Foley, Herr, Holman, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Uhlman, Walgren, Washington, Williams—25.

Having failed to receive the constitutional two-thirds majority, Senate Joint Resolution No. 1 was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Bailey gave notice that he would on the next working day move that the Senate reconsider the vote by which Senate Joint Resolution No. 1 failed to pass the Senate.

MOTIONS

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

At 1:05 p.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 411 with the following amendment:

On page 2, section 1, line 15, after "determine" strike everything before the period on line 19, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Bill No. 411.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 411, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 8.

Voting yea: Senators Atwood, Bailey, Canfield, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Andersen, Connor, Cooney, Dore, Foley, Lewis (Harry), Ryder, Talley—8.

ENGROSSED SENATE BILL NO. 411, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 3:05 p.m. on motion of Senator Greive, the President declared the Senate to be at ease subject to the Call of the Chair.

The President called the Senate to order at 3:10 p.m.

The Senate resumed consideration of Senate Resolution 1969-EX-31.

SENATE RESOLUTION: 1969-EX-31

By Senators Metcalf, Lewis (Brian), Henry, Donohue, Herr and Day:

WHEREAS, The organization known as the S.D.S., or Students for a Democratic Society, has been increasingly active at Washington State institutions of higher learning and recently at high schools in our state; and

WHEREAS, Their actions have become increasingly disruptive and destructive rather than projected toward meaningful solutions of the problems we all recognize; and

WHEREAS, Their communications system is obviously excellent as issues are used simultaneously at institutions of higher learning around the nation; and

WHEREAS, The constructive objectives of the S.D.S., if any, are unclear while their objectives appear to include immobilizing major educational institutions around the nation including the University of Washington; and

WHEREAS, The vast majority of students at our institutions do not support the S.D.S. and want to continue their education without interruption and it is the responsibility of the legislature to ensure this by knowing the facts and providing these facts to the administrations of our educational institutions; and

NOW, THEREFORE, BE IT RESOLVED, The Judiciary Committee of the Legislative Council be authorized and requested to conduct an investigation of: (1) the aims and objectives of the S.D.S.; (2) the organization of the S.D.S. in Washington State institutions at all levels and its relationships around the nation; (3) the financing of S.D.S. leadership and organization.

MOTION

Senator Uhlman moved that Senate Resolution 1969-EX-31 be referred to the Senate Judiciary Committee.

Debate ensued.

POINT OF INQUIRY

Senator Day: "Would Senator Uhlman yield to a question? Senator, how many days will it take for this resolution to come out of the Judiciary Committee with a positive program for the correction of these problems?"

Senator Uhlman: "Senator, you are asking something that is absolutely impossible to answer because we have a number of very esteemed lawyers that come before us in great detail and of course formulating the finest possible end product before it is reported out. I can assure you, however, that our committee is not known as a graveyard for bills because as you recall, our committee is the only committee in this legislature that has ever reported out an abortion bill."

MOTION

Senator Herr moved that the motion by Senator Uhlman be laid upon the table.

Senator Dore demanded a roll call and the demand was sustained by Senators Connor, Bailey, Greive, Herr, Day, Metcalf, Matson, Guess and Canfield.

ROLL CALL

The Secretary called the roll and the motion by Senator Herr to lay upon the table the motion by Senator Uhlman carried by the following vote: Yeas, 27; nays, 19; absent or not voting, 3.

Voting yea: Senators Canfield, Connor, Cooney, Day, Donohue, Dore, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Twigg, Woodall—27.

Voting nay: Senators Andersen, Atwood, Bailey, Elicker, Faulk, Gissberg, Greive, Holman, McCormack, McCutcheon, Pritchard, Ryder, Sandison, Stender, Uhlman, Walgren, Washington, Williams, Wilson—19.

Absent or not voting: Senators Durkan, Foley, Talley—3.

MOTIONS

On motion of Senator Andersen, Senate Resolution 1969-EX-31 was ordered held until Thursday, April 17, 1969.

On motion of Senator Greive, the Senate immediately considered the message from the House relating to Engrossed Senate Bill No. 562.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Greive yield to a question? Senator, why are we skipping around on the concurrences?"

Senator Greive: "Because in having the lawyers go over this particular bill, it was clearly beyond the scope and object. I am not saying what the President will do but it is so badly amended that it can't possibly be considered. In other words, it doesn't even fit within the title and it is completely awry and I think Senator McCutcheon will explain in some detail."

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 562 with the following amendments:

On line 1 of the title after the semicolon after "elections" and before "amending" insert "amending section 29.10.120, chapter 9, Laws of 1965 and RCW 29.10.120;"

On line 4 of the title after "RCW 29.24.040" and before the period insert "; amending section 29.27.010, chapter 9, Laws of 1965 and RCW 29.27.010; amending section 29.30.100, chapter 9, Laws of 1965 and RCW 29.30.100; amending section 18, chapter 109, Laws of 1967 ex. sess. and RCW 29.34.080; amending section 2, chapter 130, Laws of 1967 ex. sess. and RCW 29.34.180; amending section 29.45.120, chapter 9, Laws of 1965 and RCW 29.45.120; amending section 29.71.040, chapter 9, Laws of 1965 and RCW 29.71.040; adding new sections to chapter 9, Laws of 1965 and to chapter 29.24 RCW; adding new sections to chapter 9, Laws of 1965 and to chapter 29.42 RCW; and adding new sections to chapter 9, Laws of 1965 and to Title 29 RCW"

On page 2, section 3, line 12, after "federal" strike all matter down to and including "state" on line 13 and insert "and/or statewide offices"

On page 2, section 3, line 19, after "one-" and before "of" strike "tenth" and insert "fortieth"

On page 2, section 3, line 21, before "general" strike "preceding" and insert "such"

On page 2, section 3, line 22, after "for" and before "state" strike "federal,"

On page 2, section 3, line 27, after "one-" and before "of" strike "tenth" and insert "fortieth"

On page 2, section 3, line 29, after "last" and before "general" strike "preceding" and insert "such"

On page 2, add a new section as follows:

"Sec. 4. Section 29.71.040, chapter 9, Laws of 1965 and RCW 29.71.040 are each amended to read as follows:

"The electors of the president and vice president shall convene at the seat of government on the day fixed by federal statute, at the hour of twelve o'clock noon of that day. If there is any vacancy in the office of an elector occasioned by death, refusal to act, neglect to attend, or otherwise, the electors present shall immediately proceed to fill it by viva voce, and plurality of votes. When all of the electors have appeared and the vacancies have been filled they shall constitute the college of electors of the state of Washington, and shall proceed to perform the duties required of them by the Constitution and laws of the United States: *PROVIDED, That each elector of the president or vice president shall vote for the respective candidate who received the most votes in the election held under RCW 29.71.010 unless the Constitution or laws of the United States provide otherwise.*"

On page 2 add new sections as follows:

"Sec. 5. Section 18, chapter 109, Laws of 1967 ex. sess. and RCW 29.34.080 are each amended to read as follows:

"No voting device shall be approved by the state voting machine committee unless it is constructed so that it:

"(1) Secures to the voter secrecy in the act of voting;

"(2) Provides facilities for voting for the candidate of as many political parties or organizations as may make nominations, and for or against as many measures as may be submitted;

"(3) Permits the voter to vote for any person for any office and upon any measure that he has the right to vote for;

"(4) Permits the voter to vote for all the candidates of one party or in part for the candidates of one or more other parties;

"(5) Correctly registers or records all votes cast for any and all persons and for or against any and all measures;

"(6) Provides that a vote for more than one candidate cannot be cast by one single operation of the voting device or vote tally system except when voting for president and vice president of the United States. [;

"(7) Voting devices shall be so prepared for use to provide party column voting in separate party columns at partisan general elections.]

"NEW SECTION. Sec. 6. In all primaries and elections, general or special, the names of candidates shall be grouped by offices, and, wherever possible, the names of all major party candidates for an office shall be printed on the same page. If more than one page is required, the ballot label shall state in heavy type that the list of candidates for the office is continued on the following page. The office titles shall be printed above the names of candidates for each office. The positions of names of candidates shall be changed and rotated on ballot titles used in all primaries and elections, general or special, in the manner provided for changing and rotating positions of names of candidates on primary ballots as prescribed by RCW 29.30.040. Except in nonpartisan elections, the party name or designation or an abbreviation thereof shall be printed to the left of the name of the candidate, and the word "Independent" or "ind." shall be printed to the left of the name of an independent candidate. Arrows and numbers may be used to indicate the place to vote, which shall be to the right of the names of the candidates. The names of the candidates of all minor parties shall be grouped on subsequent pages according to the office sought and listed in the chronological order of their filing for office. Whenever minor party candidates are listed on subsequent ballot labels to those of the two major political parties, notice of this fact shall be posted at the bottom of the ballot label containing the major political party candidates.

"Sec. 7. Section 2, chapter 130, Laws of 1967 ex. sess. and RCW 29.34.180 are each amended to read as follows:

"Voting devices and vote tally systems as defined in RCW 29.34.010, [shall] *may* be used [only] in all primaries and elections, general or special, in all counties [of the second class as defined by RCW 36.13.010].

"NEW SECTION. Sec. 8. Section 6 of this act shall apply only to voting devices as defined in RCW 29.34.010."

On page 2, following line 33, add 21 new sections to read as follows:

"NEW SECTION. Sec. 9. There is added to chapter 9, Laws of 1965 and to chapter 29.24 RCW a new section to read as follows:

"Notwithstanding any other provision of chapter 29.24 RCW as now or hereafter amended, any duly registered voter who expects to attend a new or minor party convention held on the same day as the primary shall be entitled to an absentee ballot for the limited purpose of voting on bond issues, measures, and candidates for nonpartisan offices. Any such absentee ballot issued shall be stamped or have plainly marked thereon "Minor Party Absentee", and may exclude or have marked out partisan offices, and shall not be valid if candidates other than those seeking nomination to nonpartisan offices are voted for thereon.

"There shall be noted on the listing of persons casting absentee ballots as provided in RCW 29.36.095 and the duplicate certificate provided for in RCW 29.36.020 that such person cast a minor party absentee ballot.

"NEW SECTION. Sec. 10. There is added to chapter 9, Laws of 1965 and to chapter 29.24 RCW a new section to read as follows:

"A minor political party may fill a vacancy caused by the death or disqualification of any nominee for a partisan office occurring after its convention by filing a certificate of nomination on or before the day prior to the election as follows:

"(1) Any county committee of that party, if authorized by the convention, may select and certify a candidate to fill a vacancy for a state or county office to be voted on solely by the electors of such single county.

"(2) The state committee of that party, if authorized by the convention, may select and certify a candidate to fill a vacancy for any other office:

"PROVIDED, That no vacancy on the ticket may be filled when caused by the failure of the convention to nominate a candidate for an office, by failure of a candidate nominated to file a declaration of candidacy, or by failure to pay the required fee.

"The certificate of nomination shall contain the same information as required for a major political party by RCW 29.18.150 and be transmitted in like manner to the appropriate election official.

"The supervisor of elections shall make the appropriate substitution on the ballot whenever he receives notice of the vacancy and the certificate of nomination before any absentee or paper ballots or voting machine labels are ordered to be printed. If after such

printing the ballots shall not be revised, but votes cast for the person who has died or been disqualified shall be counted for the person named to fill such vacancy.

"Sec. 11. Section 29.27.010, chapter 9, Laws of 1965 and RCW 29.27.010 are each amended to read as follows:

"The governing board of every city, town or district subject to RCW 29.13.010 [,] and 29.13.020 [or 29.13.030], shall certify to the county auditor as ex officio county supervisor of elections a list of the offices to be filled at an election at least forty-five days before the date of election.

"Sec. 12. Section 29.30.100, chapter 9, Laws of 1965 and RCW 29.30.100 are each amended to read as follows:

"The names of the persons certified as the nominees resulting from a primary election by the state canvassing board or the county canvassing board shall be printed on the official ballot prepared for the ensuing election, together with the nominees validly certified by a minor party convention or by such party to fill vacancies as authorized in section 10 of this 1969 amendatory act.

"No name of any candidate whose nomination at a primary is required by law shall be placed upon the ballot unless it appears upon the certificate of either (1) the state canvassing board, or (2) the county canvassing board, or (3) [a minor party convention, or (4)] of the state or county central committee of a major political party to fill a vacancy on its ticket occasioned by any cause on account of which it is lawfully authorized so to do.

"NEW SECTION. Sec. 13. There is hereby added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"No candidate that lacks the age, or native-born American citizenship (or the color thereof), required by Article II, Section 6 and Amendment XII of the United States Constitution, for the office of president or vice president of the United States, shall appear on the ballot for either office. The secretary of state may request proof of such apparent eligibility.

"NEW SECTION. Sec. 14. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"A vacancy on the ticket caused by the resignation or withdrawal of a candidate for president or vice president of the United States may be filled by a major political party as provided by RCW 29.18.150 and by a minor political party as provided by section 10 of this 1969 amendatory act, and the ballots shall be counted as provided therein.

"Sec. 15. Section 29.10.120, chapter 9, Laws of 1965 and RCW 29.10.120 are each amended to read as follows:

"On or before August 1st of the odd-numbered year, each county auditor, city or town clerk, shall execute a sworn statement and file same with the secretary of state within ten days after date of execution. Said statement shall be furnished by the office of secretary of state and shall be in substantially the following form:

"State of Washington)
) ss.
"County of)

"I,, do solemnly swear that I have caused to be examined the permanent voting record of each registered voter under my jurisdiction and have canceled those registrations of said voters who have failed to cast a ballot at any election held during the [four-year] thirty-month period immediately prior to the first day of April of this year as provided by law.

"Further, the number of said cancellations totaled A notice has been mailed to each elector concerned and the office of the secretary has been notified of said cancellations as reported on Permanent Registration Form No. 8.

. (Signature) (Title)

"Subscribed and sworn to.

"NEW SECTION. Sec. 16. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"A void in candidacy for a nonpartisan office occurs when an election for such office has been scheduled and no valid declaration of candidacy has been filed for the position or all persons filing such valid declarations of candidacy have died or been disqualified.

"NEW SECTION. Sec. 17. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"Filings for a nonpartisan office shall be opened for a period of three days, such three-day period to be fixed by the election officer with whom such declarations of candidacy are filed and notice thereof given by at least one publication as provided in RCW 29.27.080 whenever before the fourth Tuesday prior to a primary:

- (1) A void in candidacy occurs;
(2) A vacancy occurs in any nonpartisan office leaving an unexpired term to be filled by an election for which filings have not been held; or
(3) A nominee for judge of the superior court entitled to a certificate of election pursuant to Article 4, section 29, Amendment 41 of the state Constitution, dies or is disqualified.

"Candidacies validly filed within said three-day period shall appear on the ballot as if made during the earlier filing period.

"NEW SECTION. Sec. 18. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"Filings for a nonpartisan office other than judge of the supreme court or superintendent of public instruction shall be reopened for a period of three days, such three-day period to be fixed by the election officer with whom such declarations of candidacy are filed and notice thereof given by at least one publication as provided in RCW 29.27.080, when:

"(1) A void in candidacy for such nonpartisan office occurs on or after the fourth Tuesday prior to a primary but prior to the fourth Tuesday before an election; or

"(2) A nominee for judge of the superior court eligible after a contested primary for a certificate of election by Article 4, section 29, Amendment 41 of the state Constitution, dies or is disqualified within the ten-day period when a petition for write-in candidacy may be received.

"The candidate receiving a plurality of the votes cast for that office in the general election shall be deemed elected.

"NEW SECTION. Sec. 19. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"A scheduled election shall be lapsed, the office deemed stricken from the ballot, no purported write-in votes counted, and no candidate certified as elected, when:

"(1) In an election for judge of the supreme court or superintendent of public instruction, a void in candidacy occurs on or after the fourth Tuesday prior to a primary, public filings and the primary being an indispensable phase of the election process for such offices;

"(2) Except as otherwise specified in section 18 of this act, a nominee for judge of the superior court entitled to a certificate of election pursuant to Article 4, section 29, Amendment 41 of the state Constitution dies or is disqualified on or after the fourth Tuesday prior to a primary;

"(3) In other elections for nonpartisan office, a void in candidacy occurs on or after the fourth Tuesday prior to an election.

"NEW SECTION. Sec. 20. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"The election officer with whom declarations of candidacy are filed shall publish notice of a void in candidacy for a nonpartisan office, pursuant to RCW 29.27.080, which shall state the office, and the time and place for filing declarations of candidacy.

"NEW SECTION. Sec. 21. There is added to chapter 9, Laws of 1965 and to Title 29 RCW, a new section to read as follows:

"Filings to fill a void in candidacy for nonpartisan office shall be made in the same manner and with the same official as required during the regular filing period for such office: PROVIDED, That the petition specified by RCW 29.21.060 need not accompany the filing for such offices.

"NEW SECTION. Sec. 22. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"Any special election required to fill an unexpired term of a nonpartisan office resulting from a vacancy in office other than by recall shall be held at the next appropriate general election when the complete electoral process shall be available, including public filing and primary nomination, when specified. For the purpose of sections 16 through 22 of this 1969 act, the next appropriate general election at which an unexpired term of any nonpartisan elective state office, nonpartisan elective county office, and elective public utility district office, shall mean the general election being held on the first Tuesday after the first Monday of November in the next succeeding even-numbered year. The next appropriate general election for the purpose of filling an unexpired term of any elective city or town office, and any elective district office (except public utility district offices and those district offices wherein ownership of property is a prerequisite to voting) under sections 16 through 22 of this act shall be held on the first Tuesday after the first Monday of November in the next succeeding odd-numbered year.

"Any provision of this section in conflict with any provision of a county home rule charter relating to filling of an unexpired term of a charter elective position shall not be effective.

"NEW SECTION. Sec. 23. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"Board of county commissioners' includes the legislative authority in a county with a 'Home rule' charter.

"Sec. 24. Section 29.01.080, chapter 9, Laws of 1965 and RCW 29.01.080 are each amended to read as follows:

"An 'infamous crime' is a crime punishable by death, or imprisonment in [the state] a penitentiary for a term of more than one year.

"Sec. 25. Section 29.01.140, chapter 9, Laws of 1965 and RCW 29.01.140 are each amended to read as follows:

"Residence' for the purpose of registering and voting means a person's permanent address where he physically resides and maintains his abode: PROVIDED, That no person gains or loses his residence by reason of his presence or absence:

"(1) While employed in the service of the state or of the United States;

"(2) While engaged in the navigation of the waters of this state or the United States or the high seas;

"(3) While a student at any [seminary] institution of learning;

"(4) While kept in any [almshouse or] asylum, hospital, health or medical institution; nor

"(5) While confined in any public prison except when serving out a sentence for an infamous crime.

"Absence from the state on business shall not affect the question of residence of any person unless the right to vote has been claimed or exercised elsewhere.

"NEW SECTION. Sec. 26. There is added to chapter 9, Laws of 1965 and to Title 29 RCW a new section to read as follows:

"A person convicted of an 'infamous crime' shall be deemed restored to his civil rights for the purpose of voting and eligibility to elective office, when:

"(1) The maximum term of imprisonment for which such person was committed has expired; or

"(2) Any governor or the president of the United States has granted a full pardon, or a certificate of restoration of civil rights has been filed pursuant to RCW 9.96.020 or 9.96.050; or

"(3) A court has terminated the period of probation pursuant to RCW 9.95.230, or dismissed an action pursuant to RCW 9.95.240, or reserved the person's civil rights pending such dismissal; or

"(4) The conviction has been set aside as contrary to law; or

"(5) The jurisdiction imposing the punishment permits the person so convicted to vote or hold public office during the relevant period of the sentence, or has restored the person his civil rights; or

"(6) The offense if committed in the state of Washington would not be an 'infamous crime' as defined in section 24 of this 1969 amendatory act; or

"(7) The governor of this state shall have denied a request for extradition of such person.

"Sec. 27. Section 29.45.120, chapter 9, Laws of 1965 and RCW 29.45.120 are each amended to read as follows:

"The fees of officers of election shall be as follows:

"To the judges and clerks of an election not less than one dollar [, nor more than one dollar and fifty cents] per hour [for full time employed by each of them], the exact amount to be fixed by the respective boards of county commissioners for each county. To inspectors, the rate paid to judges and clerks plus an additional two hours' compensation. The precinct election officer picking up the election supplies and returning the election returns to the county auditor shall be entitled to additional compensation, the exact amount to be determined by the respective boards of county commissioners for each county."

On page 2, add new sections as follows:

"NEW SECTION. Sec. 28. There is hereby added to chapter 29.42 RCW the following additional sections which may be called and cited as the 'political party convention act'.

"NEW SECTION. Sec. 29. The state central committee of each major political party shall have a state convention in each even-numbered year. In presidential election years, the convention shall nominate presidential electors, select delegates to national convention, and perform such other acts which by custom or practice are usual for such convention. In nonpresidential election years, the convention shall perform such acts which by custom or practice are usual for such convention. Such convention shall be held in accordance with the rules of the state central committee. The rules apportioning delegates to said convention among the several counties shall be adopted and a call issued for the convention no later than March 1st of each convention year. The delegates to such convention shall be chosen as provided in sections 29 through 41 of this act.

"NEW SECTION. Sec. 30. Each major political party shall provide for the holding of precinct caucuses in accordance with sections 29 through 41 of this act. Such caucuses shall be held in each even-numbered year on the first Tuesday of March at 8:00 p.m. at a location within each precinct if reasonably practicable or within a reasonable distance therefrom. Any person may attend such precinct caucus, however, only registered voters residing in the precinct may vote at the precinct caucus. No person may vote in more than one precinct caucus nor shall any proxies or absentee ballots be allowed.

"NEW SECTION. Sec. 31. The county chairman of each major political party shall arrange for adequate publicity of the location of each precinct caucus for his party. During the week preceding the last Tuesday in February, locations shall be provided by the county chairman to all newspapers of general circulation covering the area in which the caucus is to be held, and to the radio and television stations in the same areas; and on or before the last Tuesday in February, the county chairman shall also file with the county auditor, a complete list of the location of all precinct caucuses. If a location is unknown, but there is an elected or appointed precinct committeeman for the precinct, the precinct committeeman's name, address, and his telephone number, shall be set forth in lieu of the location.

"NEW SECTION. Sec. 32. The county chairman of each major political party shall file a list of the names and addresses of all elected and appointed precinct committeemen designating whether the precinct committeeman was elected or appointed, with the county auditor on or before the last Tuesday of January in each even-numbered year. In any precinct in which there is no precinct committeeman designated upon said list, any three registered voters in a precinct may petition the county auditor to hold a precinct caucus for a major political party in the precinct in which they are registered. Such petition shall be verified under oath, be signed by the petitioners and designate one of the petitioners to be

the temporary chairman of the caucus. The temporary chairman designated in the first petition filed for each major party in each precinct shall be the temporary chairman and shall perform the duties in connection with the precinct caucus that are required of elected and appointed precinct committeemen.

"NEW SECTION. Sec. 33. Each precinct committeeman shall be primarily responsible for obtaining the location and making necessary arrangements for a precinct caucus in his precinct. Where the provisions of section 31 of this act cannot be practicably complied with, the precinct committeeman shall post not less than two notices in a conspicuous public place within his precinct during the week preceding the last Tuesday in February of the location of the caucus. Said notices to be of a size not less than eight and one-half inches by eleven inches.

"NEW SECTION. Sec. 34. The precinct caucus shall be called to order by the temporary chairman who shall be the precinct committeeman or the person designated in the first filed qualifying petition. An elected precinct committeeman shall serve as a permanent chairman of the caucus unless he is absent or declines to so serve. In precincts where there is no elected precinct committeeman, the temporary chairman may be elected permanent chairman. The order of business at each precinct caucus shall be: (1) election of permanent chairman, as necessary; (2) election of secretary; (3) and shall include (a) nomination and the election of delegates and alternates to the county convention; (b) resolutions, platform discussions and such other business as may be appropriate for the caucus. A precinct caucus shall not be adjourned earlier than 9:00 p.m. No caucus shall be recessed and removed to another location. The nomination and election of delegates and alternates shall not commence earlier than 8:30 p.m. The chairman, secretary, delegates and alternates shall be registered voters in the precinct.

"NEW SECTION. Sec. 35. Each precinct caucus shall elect three delegates to the county convention, and in the case of class AA and A counties, to the legislative district caucuses if such be held: PROVIDED, HOWEVER, That if the precinct has an elected precinct committeeman he shall be an automatic delegate, and the caucus shall elect only two delegates. Each caucus shall elect three alternate delegates which shall be designated as first, second and third alternates respectively. The first alternate shall fill the first vacancy occurring in the delegation at the convention, the second the next vacancy and the third the next vacancy, if such should occur. In all elections, nominations shall be made from the floor and a candidate may be permitted to speak or answer questions of the participants of the caucus. Any registered voter in the precinct who is not attending another precinct caucus shall be eligible to be a delegate or alternate. If more than two candidates shall be placed in nomination for any office, the participants shall first vote upon all nominees. If no candidate receives the majority of all votes cast, he shall be declared elected. If no candidate receives the majority of all votes cast, the two receiving the highest number of votes shall then become the nominees, to be voted upon. The participants shall then vote on those two persons and the one receiving the highest number of votes shall be declared elected. Any tie votes shall be decided by a flip of a coin.

"NEW SECTION. Sec. 36. Within forty-eight hours after the precinct caucus, the permanent chairman shall mail to the county chairman of the political party a certified report of the results of the caucus elections including all resolutions adopted. Such report shall be on a form provided by the political parties. It shall be a three-copy form and shall contain at least the following information: (1) the name or number of the precinct, the legislative district, the county, and the United States congressional district wherein the precinct is located; (2) the name and address of each participant in the caucus. A participant's signing of the report form as a means of registration shall constitute a certification by him that he is a duly registered voter in the precinct and thus eligible to participate in the caucus; (3) the name and address of the elected precinct committeeman, if any; (4) the name and mailing address of each elected delegate and alternate. Alternates shall be designated as first alternate, second alternate and third alternate; (5) the name and address of the permanent chairman and secretary of the caucus. The permanent chairman and secretary shall then sign the report and such signatures shall constitute a certification that the report is true and correct. The permanent chairman of the caucus shall retain one copy of the report form and mail the other three copies to the county chairman. Upon receipt of the caucus report forms, the county chairman shall retain one copy and shall forward, no later than the second Tuesday of March, one copy to the chairman of the state central committee.

"NEW SECTION. Sec. 37. Each major political party shall hold a county convention in each county of the state within forty-five days following the precinct caucuses; however, in class AA and class A counties where legislative district caucuses are held, the county convention shall be within sixty days after the precinct caucuses. The only delegates to the county convention and legislative district caucuses shall be those elected at the precinct caucuses and elected precinct committeemen, and partisan public elected officials residing within the county and the county chairman, vice chairman, state committeeman and state committeewoman. The county convention and district caucuses, if such be held, shall elect delegates to the state convention in accordance with the call of the state committee. Each convention shall be the judge of the qualifications of its own members: PROVIDED, That all elected state legislators be automatic at large delegates to their respective party county and state conventions. Notice of the time and place of the county convention and any legislative district caucuses which may be held, shall be mailed by the county central

committee no later than ten days prior to the convention and caucus, to every delegate and alternate to said convention or caucus.

"NEW SECTION. Sec. 38. At all party conventions, caucuses and meetings, the unit rule shall not be permitted, all nominations shall be from the floor, and all business shall be governed by Robert's Rules of Order (Revised) except where such rules are inconsistent with sections 29 through 41 of this act.

"NEW SECTION. Sec. 39. If an elected or appointed precinct committeeman or officer of a major political party signs a certificate evidencing a nomination made at a minor party convention or votes at a precinct caucus of a different major political party, he shall be deemed to have resigned his office in his major political party and a vacancy shall exist.

"NEW SECTION. Sec. 40. Any person who (1) wilfully fails to perform the duties prescribed and imposed upon him by this act; or (2) certifies the results of a precinct caucus as true, knowing in fact them to be otherwise; or (3) certifies that he is a duly registered voter in a precinct, where in fact he is not; shall be guilty of a misdemeanor and, upon conviction, shall forfeit any office held in a political party.

"NEW SECTION. Sec. 41. If any provision of sections 29 through 41 of this act is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, the constitutionality of the remainder of sections 29 through 41 of this act in its application to other persons and circumstances shall not be affected." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

POINT OF ORDER

Senator McCutcheon: "At this time I raise the question that all of these amendments enlarge the scope and object of the original bill which I have in my hand."

RULING BY THE PRESIDENT

The President: "The President believes that the ruling is quite clear and ruling on the point of order as presented by Senator McCutcheon, the President finds that Engrossed Senate Bill No. 562 is a measure dealing with minor political party conventions. The amendment placed on the measure by the House deals with presidential electors, changes of ballots makeup rules, authorizes minor party convention voters to vote by absentee ballot, changes the definition of infamous crime for determination and voting eligibility and numerous other matters.

"The amendments, therefore, change the scope and object of the bill. Under the provisions of Rule 62, the President is required to refer Engrossed Senate Bill No. 562 as amended by the House to the Senate Committee on Constitution, Elections and Legislative Processes."

MOTION

At 3:55 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, April 16, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, April 16, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Ryder. On motion of Senator Atwood, Senator Ryder was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Barb Bowman, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O God, deliver us from the ruts and quagmires of our own minds. Help us to be lifted up to hear Your Voice speaking to us through Jesus Our Lord. As He did once speak words which seared the souls of men, so let our souls be warmed by His words today:

"Blessed are the poor in spirit: For theirs is the kingdom of Heaven.

"Blessed are they that mourn: For they shall be comforted.

"Blessed are the meek: For they shall inherit the earth.

"Blessed are they which do hunger and thirst after righteousness: For they shall be filled.

"Blessed are the merciful: For they shall obtain mercy.

"Blessed are the pure in heart: For they shall see God.

"Blessed are the peacemakers: For they shall be called the children of God.

"Blessed are they which are persecuted for righteousness' sake: For theirs is the kingdom of Heaven."

"Amidst the sophistication and technology of our day, O God, help us to take time to hear and meditate upon those things which lift men's spirits and inspire their souls and minds. Grant that these men in this Senate may know Thy presence as they labor upon legislation which shall govern the lives of all the people of this state, and that turning to Thee as their source of goodness and grace each one of them may be given the blessing of a pure intention, an honorable discharge of their several duties, and the joy that comes from Your peace: Through Jesus Christ, our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENTS

April 15, 1969.

HERBERT L. FRANK, to the position of Member of the board of trustees of Central Washington State College, appointed by the Governor on January 24, 1968 for the term ending June 26, 1972, succeeding James D. Kendall (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, McCormack, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

MRS. FREDERICK (MARY) WILSON, JR., to the position of Member of the board of trustees of Eastern Washington State College, appointed by the Governor on October 29, 1968 for the term ending March 1, 1975, succeeding Zelma Morrison (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Dore, Foley, Huntley, McCormack, Uhlman.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

L. G. CARMODY, to the position of Member of the board of trustees of Eastern Washington State College, appointed by the Governor on July 8, 1968 for the term ending August 19, 1972, succeeding Robert F. Brachtenbach (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

HERBERT HADLEY, to the position of Member of the board of trustees of The Evergreen State College, appointed by the Governor on October 15, 1968 for the term ending August 19, 1972, succeeding Roger F. Camp (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

HAROLD C. PHILBRICK, to the position of Member of the board of trustees of Western Washington State College, appointed by the Governor on June 16, 1967 for the term ending August 11, 1971, succeeding Marshall Forrest (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, Lewis (Harry), McCormack, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

A. E. SAUNDERS, to the position of Member of the board of trustees of The Evergreen State College, appointed by the Governor on August 6, 1967 for the term ending August 6, 1970 (reported by the Committee on Higher Education and Libraries):

Recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

MRS. NEAL (JANET) TOURTELLOTTE, to the position of Member of the board of trustees of The Evergreen State College, appointed by the Governor on September 12, 1967 for the term ending August 6, 1971 (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

MRS. HUGH (JACKIE) MINOR, to the position of Member of the board of trustees of Central Washington State College, appointed by the Governor on October 16, 1968 for the term ending September 26, 1974, succeeding Mary Ellen Davis (reported by the Committee on Higher Education and Libraries):

Recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

TRUEMAN L. SCHMIDT, to the position of Member of the board of trustees of The Evergreen State College, appointed by the Governor on August 6, 1967 for the term ending August 6, 1969 (reported by the Committee on Higher Education and Libraries):

MAJORITY recommendation: That said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, McCormack, Uhlman, Wilson.

Passed to Committee on Rules and Joint Rules.

April 15, 1969.

SENATE JOINT MEMORIAL NO. 15, requesting legislation for exclusive jurisdiction over the continental shelf fishery (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

April 15, 1969.

Mr. President: The House has passed ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 21, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 15, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 744, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 15, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 433, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE JOINT RESOLUTION NO. 32, by Senators Washington, Ridder, Uhlman, Walgren, Elicker, Peterson (Ted), Bailey, Woodall, Pritchard, Faulk, Metcalf and Mardesich: Changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation.

Referred to Committee on Ways and Means—Revenue and Taxation.

On motion of Senator Washington, the rules were suspended and additional sponsors were added to Senate Joint Resolution No. 32.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 21, by Representatives Kopet, Morrison, Bagnariol and Richardson:

Requesting study of cost of living increases.

Referred to Committee on Labor and Social Security.

SIGNED BY THE PRESIDENT

The President signed: SENATE BILL NO. 411.

MOTION

There being no objection, on motion of Senator McCutcheon his name was removed as one of the sponsors of Senate Joint Resolution No. 31.

REPORT OF FREE CONFERENCE COMMITTEE

April 15, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 433, adopting a supplemental budget, have had the same under consideration, and we recommend that Engrossed House Bill No. 433 be amended to read as follows:

Strike everything after the enacting clause and insert:

“NEW SECTION. Section 1. A supplemental budget is hereby adopted and the amounts hereinafter specified, or so much thereof as shall be necessary, are hereby appropriated out of the several funds indicated and authorized to be disbursed for the period from the effective date of this act through June 30, 1969.

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation \$ 10,162,284.00

TORT CLAIMS ACCOUNT

General Fund Appropriation \$ 48,074.00
 Game Fund Appropriation \$ 131,957.40

LEGISLATIVE COUNCIL

General Fund Appropriation \$ 9,000.00

JOINT COMMITTEE ON INTERGOVERNMENTAL COOPERATION

General Fund Appropriation \$ 6,390.00

NEW SECTION. Sec. 2. The appropriations contained in this act shall be allotted in accordance with chapter 43.88 RCW.

NEW SECTION. Sec. 3. Any receipts from federal or other sources received by the Department of Public Assistance as a result of the increased expenditures authorized by this act may be received and allotted by the governor as necessary to carry out the intent of this act.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Signed by: Senators Day, Canfield, Foley; Representatives Chatalas, Kopet, Wolf.

Senator Foley moved adoption of the Free Conference Committee report on Engrossed House Bill No. 433.

Debate ensued.

POINT OF INQUIRY

Senator Day: "Would Senator Foley yield to a question? Senator Foley, in the Free Conference Committee report I notice that the provision has been deleted and I just wanted to know what assurance the legislature has that the money for nursing home vendors and other parts of the public assistance budget bill will be expended as the legislature intends that it be expended. Do you have some document that would provide us with the proper answer?"

Senator Foley: "Mr. President and members of the Senate, with the consent of the Senate I will read a letter addressed to the Free Conference Committee composed of myself, Senator Canfield, Senator Day, Representatives Chatalas, Kopet and Wolf. This letter is from Sidney Smith, director of the department of public assistance:

April 14, 1969.

Gentlemen:

If supplemental State funds of \$10,162,284 are appropriated to the State Department of Public Assistance for the 1967-69 biennium and without provisos or line items, the Department will expend up to \$511,754 State funds by increasing rates to nursing homes and intermediate care facilities retroactively to February 1, 1969. The rates will be those originally scheduled for implementation July 1, 1968 viz.,

Class I	\$9.53
Class II	7.52
Intermediate Care Facilities	5.95

In addition the Department of Public Assistance will expend up to \$60,275 additional State funds for non-formulary drugs and up to \$29,181 additional State funds for elective medical procedures provided between April 15 and July 1, 1959.

Sincerely,
 SIDNEY E. SMITH
 Director.

Senator Day: "Then Senator Foley, it is the intent of this legislation, Engrossed House Bill No. 433, that these monies be expended exactly as laid out in the letter?"

Senator Foley: "It was Mr. Smith's statement to the committee that it would so be spent in that manner."

Senator Dore: "Would Senator Foley yield to a question? Senator, I just came downstairs and I wasn't here when you started on this bill and maybe you have already answered this but I don't notice any earmarkings of funds for non-formulary drugs which was in the original bill for \$135,000 and I think \$15,000 for elective surgery I talked with you informally and what would you advise me in reference to that?"

Senator Foley: "We have already, pursuant to a question from Senator Day read into the record a letter received from Sidney Smith, the director of public assistance, pertaining to these items that you mentioned. I will give you a copy of that letter."

Senator Dore: "Let me ask you specifically: Is there sufficient money and does this letter say that they will provide non-formulary drugs for public assistance recipients from the present time through June 30 of this year?"

Senator Foley: "A portion of this letter which I read into the record states in addition the department of public assistance will expend up to \$60,275 additional state funds for non-formulary drugs and up to \$29,181 additional state funds for elective medical procedures between April 15 and July 1, 1969."

The motion was carried and the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 433 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson—41.

Voting nay: Senators Guess, Newschwander, Twigg, Woodall—4.

Absent or not voting: Senators Huntley, Mardesich, Matson—3.

Excused: Senator Uhlman—1.

ENGROSSED HOUSE BILL NO. 433, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

At 10:45 a.m., on motion of Senator Greive, the Senate recessed until 11:50 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 11:50 a.m.

MOTION

On motion of Senator Walgren, Senator Uhlman was excused.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and having served notice, Senator Bailey moved that the Senate do now reconsider the vote by which Senate Joint Resolution No. 1 failed to pass the Senate.

Debate ensued.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Holman yield to a question? Senator Holman, it did come out yesterday that this would be a windfall for the Boeing Company and I am sure that you are properly informed there but it does have an impact and we either discuss whether we should support Senate Joint Resolution No. 1 or some other method of tax reform. With you being so close to Boeing, would you answer this question: How much excise tax do they pay really, what volume is the business"

Senator Holman: "I don't have those figures but I do know they pay a tremendous amount of excise tax. The B&O tax impact on the Boeing Company is just tremendous."

Senator McCutcheon: "That is rather a good thing, isn't it?"

Senator Holman: "It is certainly good for the state. To be perfectly honest and candid, I think the B&O tax is a very regressive tax. The mere fact that it has a tremendous impact on Boeing is beside the point. It is regressive on any person in business because it taxes you whether you make a profit or not.

"I remind you that the profit margin in the aircraft business is one of the smallest in the country and for that reason the B&O tax becomes a real burden on the company but they pay it and they pay it to the city as well as to the state."

Senator McCutcheon: "What is their annual output, the \$3 billion some people use?"

Senator Holman: "Senator, I don't have those figures but I am sure there are some Boeing people available that can get them for you."

Senator McCutcheon: "It is very interesting to me. I am not asking for actual figures down to the minute but it is astronomical I thought and it is the largest industry in the state."

Senator Holman: "Maybe state government could be bigger. I don't know."

Senator McCutcheon: "Well, that is interesting, too."

MOTION

On motion of Senator Atwood, Senator Ryder was excused.

Senators Atwood, McDougall and Bailey demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Washington, Donohue, Knoblauch, Durkan, Gissberg, Canfield, Guess, Newschwander and Andersen.

ROLL CALL

The Secretary called the roll and the motion by Senator Bailey to reconsider the vote by which Senate Joint Resolution No. 1 failed to pass the Senate carried by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—46.

Absent or not voting: Senator Peterson (Ted)—1.

Excused: Senators Ryder, Uhlman—2.

MOTION

Senator Bailey moved that Senate Joint Resolution No. 1 be returned to the Committee on Rules and Joint Rules on third reading.

POINT OF INQUIRY

Senator Talley: "Would Senator Bailey yield to a question? Senator, is this being put back in the Committee on Rules and Joint Rules so we will have no chance to have a clean twenty-five percent bill to present to the people?"

Senator Bailey: "Senator Talley, you are a member of the Committee on Rules and Joint Rules and you have a vote just like I do. I have no intention of killing this bill or I wouldn't have bothered to resurrect it today. I think it is a matter of timeliness we are arguing about, it isn't a matter of the bill."

The motion carried.

SENATE RESOLUTION: 1969-EX-34

By Senators Atwood and Ridder:

WHEREAS, The vital educational and cultural role of libraries is recognized by the Legislature and by all of the people of this state; and

WHEREAS, The increasing importance of this role, at the present time and for future years, is fully recognized; and

WHEREAS, We recognize that much has been accomplished in improving the availability, the adequacy, and the quality of library resources to all of the people for

education, self-improvement, cultural advancement, and fulfilling the responsibilities of citizens in a democracy, but remain aware that much remains to be done before such services are fully adequate; and

WHEREAS, The state of Washington is recognized throughout this nation as a leader in the development of library services, as attested by the fact that twenty-five of this state's counties are now served by nine county-wide libraries and five regional libraries, and the additional facts that this state is pioneering in the enhancing of the communication of knowledge through a proposed Library Communication Network and participation in the development of the Library of Congress' Machine Readable Cataloging project; and

WHEREAS, The National Book Committee, Inc., in cooperation with the American Library Association, the Washington Library Association and numerous other state and national citizens' organizations, business and professional groups, and voluntary associations, have designated the week of April 20-26, 1969 as National Library Week; and

WHEREAS, The Washington State National Library Week Committee, a state-wide citizens' committee, has planned coordinated activity for National Library Week, keyed to the theme "Be All You Can Be —, Read!", with emphasis on the extension of library services to the disadvantaged and to minority groups, the encouragement of library use among all non-users of libraries, and the stimulation of public interest in school libraries;

NOW, THEREFORE, BE IT RESOLVED, By the Senate and all the people of the state of Washington that appropriate recognition of the contributions, past, present, and potential of the library toward a richer and fuller life, be given, by the observance of National Library Week, April 20-26, 1969.

On motion of Senator Atwood, the resolution was adopted.

MOTION

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

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 355 with the following amendment:

In section 1, line 12, after "lands" and before "administered" strike "if such property is" and insert "and property which are" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Peterson (Lowell), the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 355 as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 355, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 8; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—39.

Absent or not voting: Senators Greive, McCormack, Matson, Peterson (Ted), Pritchard, Sandison, Stender, Williams—8.

Excused: Senators Ryder, Uhlman—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 355, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed SENATE BILL NO. 514 with the following amendment:

On page 2 add a new section following section 3 as follows:

"NEW SECTION. Sec. 4. Nothing herein shall be construed as authorizing or directing

the state parks and recreation commission to acquire any real property, easements, or rights in the Green River Gorge in King county which are now held by any state agency for the purposes of outdoor recreation, conservation, fish, or wildlife management or public hunting or fishing without the approval of such agency.”

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Lewis (Brian), the Senate concurred in the House amendments to Senate Bill No. 514.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 514, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 6; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Voting nay: Senator Newschwander—1.

Absent or not voting: Senators Andersen, Foley, Greive, McCormack, Matson, Sandison—6.

Excused: Senators Ryder, Uhlman—2.

SENATE BILL NO. 514, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 228 with the following amendment:

On page 1, section 1, line 26 of the engrossed bill, being line 27 of the printed bill, after “filing,” insert “*If the deceased person is survived by a spouse or is a minor child survived by his parent or parents, the department may take into consideration the assets of such surviving spouse, parent, or parents in determining whether or not the department will assume responsibility for the funeral.*”

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Woodall, the Senate concurred in the House amendments to Engrossed Senate Bill No. 228.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 228, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Elicker, McCormack, Pritchard—3.

Excused: Senators Ryder, Uhlman—2.

ENGROSSED SENATE BILL NO. 228, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 122 with the following amendment:

On page 2, line 10 of the engrossed bill, being line 5 of the printed bill, after "detention" strike "and" and insert ". Any such witness" and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Woodall, the Senate concurred in the House amendment to Engrossed Senate Bill No. 122.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 122, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Cooney, Dore, Durkan, Keefe, Pritchard—5.

Excused: Senators Ryder, Uhlman—2.

ENGROSSED SENATE BILL NO. 122, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed SENATE BILL NO. 123 with the following amendments:

Section 1, in line 8, before "When" insert "(1)"

Section 1, in lines 14 to 16, after "if" strike everything down to and including "owing and" in line 16

Section 1, line 22, after "therein." insert a new paragraph as follows:

"(2) In acting on any motion for dismissal without prejudice in a case where a motion for change of venue under subsection (1) of this section has been made, the court shall, if it determines the motion for change of venue proper, determine the amount of attorney's fee properly to be awarded to defendant and, if the action be dismissed, the attorney's fee shall be a setoff against any claim subsequently brought on the same cause of action."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Woodall, the Senate concurred in the House amendments to Senate Bill No. 123.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 123, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 7; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Cooney, Day, Dore, Durkan, Keefe, McCormack, Pritchard—7.

Excused: Senators Ryder, Uhlman—2.

SENATE BILL NO. 123, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 116 with the following amendments:

In section 1, line 11, after "apply" insert "only"

In section 1, line 12, after "of" strike "\$50,000" and insert "\$100,000" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Engrossed Senate Bill No. 116.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 116, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Connor, Day, McCormack, Pritchard—4.

Excused: Senators Ryder, Uhlman—2.

ENGROSSED SENATE BILL NO. 116, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 132 with the following amendments:

In line 1 of the title, after "crimes;" insert "repealing section 2, chapter 172, Laws of 1935, as amended by section 2, chapter 124, Laws of 1961 and RCW 9.41.020;"

On page 2, section 1, lines 11 through 13, strike everything beginning with "The" on line 11 through "RCW 9.41.200." on line 13

On page 2, section 1, following "deferred." on line 18, add a new section as follows:

"NEW SECTION. Sec. 2. Section 2, chapter 172, Laws of 1935, as amended by section 2, chapter 124, Laws of 1961 and RCW 9.41.020 are each hereby repealed." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Dore moved that the Senate concur in the House amendments to Engrossed Senate Bill No. 132.

Debate ensued.

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Dore yield to a question? Is this the same bill we considered during the session that said that if you are committing a crime carrying a pistol, you get five years compulsory jail sentence?"

Senator Dore: "Yes."

Senator Lewis (Harry): "May I ask another question? Do I understand now that if you are carrying a rifle and you commit a crime that it also applies to rifles? Is that the House amendment?"

Senator Dore: "Yes, Senator."

Senator Lewis (Harry): "Would a hunter in the woods who lost his head perhaps momentarily and shot a hole in a water tank, under this law if he were convicted, would he not receive a mandatory, unsuspendable five year sentence for such a crime?"

Senator Dore: "I would say no. That is not a crime to shoot a hole in a water tank."

Senator Lewis (Harry): "It is not a misdemeanor to shoot a hole in a water tank in the woods?"

Senator Dore: "If there is some ordinance or some statute in your particular community that makes it a crime, of course it would be. However, if your gun goes off accidentally, as I understand the law, I think it has to be with a person who is committing a crime by use of a gun.

"I don't have any strong feelings on this amendment. If you want to take it off and confine it just to the hand guns and machine guns as it was in the Senate, I have no objection. I talked with some of the Senators and frankly I would rather have the House recede from the amendment but then it seemed to be the consensus to go ahead with the amendment."

POINT OF ORDER

Senator Lewis (Harry): "Point of order, Senator Dore is far expanding on the answer to my question."

POINT OF INQUIRY

Senator Lewis (Harry): "Senator Atwood, would you further respond to my question? Under this bill that would require a five year mandatory, nonsuspendable sentence, referring you to subsection 4 of the bill which is new category of crime termed inherently dangerous misdemeanors, under that particular section injury to property is classified as an inherently dangerous misdemeanor and that is a misdemeanor if you shoot a gun and a hunter shoots a gun and kills somebody's cow. This happens frequently in Eastern Washington and it has happened at our place over there. If he gets caught and charged with this injury to property or trespassing or whatever, he is subject to the five year mandatory and they would have to try to charge him with some other misdemeanor to get around that unsuspendable five year sentence."

POINT OF ORDER

Senator Mardesich: "Point of order. This House amendment strikes 11 through 13 which is the question we are now talking about. Then the House added a new section which is the repealer of 9.42.010 and I don't know offhand if those are the same issues. If they are not, I think the question should be divided."

POINT OF INQUIRY

Senator Atwood: "Would Senator Dore yield to a question? Senator, let's take petit larceny that you mentioned. Let us assume that the man was armed although larceny itself was not committed with the aid of a gun. In what court would you charge this man under this particular act?"

Senator Dore: "The judge could say he is not quite certain whether the man had a gun or not. It was found three feet away from him at the time and so he would resolve that reasonable doubt which is a doubt based on a reason and favor the defendant."

Senator Atwood: "You are not answering my question. Would you kindly listen to it? In what court would the charge be filed?"

Senator Dore: "If it is a felony, gross misdemeanor, or misdemeanor, it can all be charged directly in justice court or the felony can be filed directly in superior court. In King county the process is in 99.9% of the cases that all charges of felony, gross misdemeanor, and misdemeanor are filed in justice court."

Senator Atwood: "All right. Let's take the petit larceny that you mentioned. That would be filed in King county in the justice court, is that right?"

Senator Dore: "That is correct."

Senator Atwood: "All right. Would it be your interpretation under this bill that the court would then have discretion if the man was armed to either refer it to the superior court or keep the jurisdiction himself?"

Senator Dore: "If it is only a misdemeanor, of course, if he found that he was armed, then it would have a five year, more than a year and a day in the penitentiary of course is a felony so then it would be, the probable cause would be determined and referred to the superior court in that particular case. However, I could also find that he wasn't armed or that it belonged to someone else. You don't have to find everything. It is not a court of record. In justice court you can do pretty well what you want to do to effectuate justice. You know that, Senator.

"I want to say this, Senator, that the best way to do this is that if you don't like this amendment, let's vote it down and send it back to the House. I have no strong feelings about it."

The motion by Senator Dore carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 132.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 132, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 35; nays, 9; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Stender, Stortini, Talley, Walgren, Washington, Williams, Woodall—35.

Voting nay: Senators Atwood, Cooney, Faulk, Greive, Lewis (Harry), Odegaard, Peterson (Lowell), Twigg, Wilson—9.

Absent or not voting: Senators Keefe, McCutcheon, Sandison—3.

Excused: Senators Ryder, Uhlman—2.

ENGROSSED SENATE BILL NO. 132, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 560 with the following amendments:

On page 1, line 5 of the title after "223;" strike all matter down to and including "010;" on line 7

On page 2, line 8 of the title after "070;" strike all matter down to and including "040;" in line 10

On page 10, strike all of section 5

Renumber the remaining sections consecutively

On page 36, strike all of section 27

Renumber the remaining sections consecutively

On page 107 of the engrossed bill, section 109, line 30, after "through" strike all matter down to and including "102" on line 11, page 108, and insert the following: "12, 34, 35, 65 through 69 of the instant bill seek to change existing laws. The provisions of section 89 through 100 seek to change correlative provisions of the proposed 1969 education code if such code becomes law. It is the intent of the legislature that the provisions of sections 5 through 12, 34, 35 and 65 through 69 shall be effective only until the date upon which the 1969 education code shall take effect, upon which date those provisions shall expire and the provisions of sections 89 through 100 shall concomitantly become effective. It is the further intent of the legislature that sections 89 through 100 of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then sections 89 through 100 of this bill shall be construed as amending the correlative sections of the 1969 education code.

Sections 89 through 100"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Mardesich, the Senate refused to concur in the House amendments to page 10 and page 107 and the title amendment to page 1, line 5 and asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 169 with the following amendments:

On page 1, line 3 of the title after "RCW 58.08.040" and before the semicolon, insert "amending section 6, chapter 224, Laws of 1951 and RCW 58.24.040"

On page 4, section 4, line 3, after "is" and before "acres" strike "twenty" and insert "five"

On page 11, after section 24, add a new section as follows:

"Sec. 25. Section 6, chapter 224, Laws of 1951 and RCW 58.24.040 are each amended to read as follows:

The agency is further authorized to:

(1) Set up standards of accuracy and methods of procedure.

(2) Compile and publish maps and records from surveys performed under the provisions of this act, and to maintain suitable indexes of surveys to prevent duplication of

effort and to cooperate with all agencies of local, state, and federal government to this end;

(3) Compile and maintain records of all surveys performed under the provisions of this act, and assemble and maintain records of all reliable survey monuments and bench marks within the state;

(4) Supervise the sale of maps and such publications as may come into the possession of the division of surveys and maps. Revenue derived from the sale thereof shall revert to the general fund; [and]

(5) Submit, as part of the biennial report of the commissioner of public lands, a report of the accomplishments of the agency;

(6) *Permit the temporary removal or destruction of any section, corner or any other land boundary mark or monument by any person, corporation, association, department or subdivision of the state, county or municipality as may be necessary or desirable to accommodate construction upon the mining and other development of any land; provided that such section, corner or other land boundary mark or monument shall be referenced to the Washington Coordinate System by a registered professional engineer or land surveyor prior to such removal or destruction, and shall be replaced or a suitable reference monument established by a registered professional engineer or land surveyor within a reasonable time after completion of such construction, mining or other development; and further provided that the department of natural resources shall adopt and promulgate reasonable rules and regulations under which the agency shall authorize such temporary removal or destruction and require the replacement of such section, corner or other land boundary marks or monuments.*

Renumber the following sections consecutively, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Gissberg moved that the Senate concur in the House amendments to Engrossed Substitute Senate Bill No. 169 with the exception of the amendment to page 4, section 4, line 3 and asks the House to recede therefrom.

Senator Lewis (Harry) moved that the Senate do concur in the House amendments.

POINT OF INQUIRY

Senator Canfield: "Would Senator Lewis (Harry) yield to a question? Senator, as I understand it then, if I had a forty-acre piece and I divided it into eight five-acre tracts, under the amendment to page 4, the amendment by Representative Wolf, I would not need to have it platted, is that correct?"

Senator Lewis (Harry): "That is correct."

The motion by Senator Gissberg carried.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 188 with the following amendments:

Beginning on page 1 strike all matter after the enacting clause and insert the following: "NEW SECTION. Section 1. There is added to chapter 41.04 RCW a new section to read as follows:

As used in all sections of this 1969 amendatory act 'veteran' includes every person, who at the time he seeks the benefits of this 1969 amendatory act, has served in any branch of the armed forces of the United States during:

- (1) Any period of world war; or
- (2) Any military campaign for which a campaign medal or service medal shall have been awarded; and in addition to (1) or (2) above, who, upon termination of said service has
- (3) Received an honorable discharge; or
- (4) Received a discharge for physical reasons with an honorable record; or
- (5) Been released from active military service with evidence of service other than that for which an undesirable, bad conduct, or dishonorable discharge shall be given.

Sec. 2. Section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 9, Laws of 1953 ex. sess., and RCW 41.04.010 are each amended to read as follows:

In all competitive examinations, unless otherwise provided herein, to determine the qualifications of applicants for public offices, positions or employment, the state, and all of its political subdivisions and all municipal corporations, shall give a preference status to all veterans [, as herein defined,] of all wars or military campaigns in which the United States of America has been, now is or may hereafter be engaged, by adding to the passing mark, grade or rating *only*, based upon a possible rating of one hundred points as perfect [, ten percent to his final earned test rating] a percentage in accordance with the following: [PROVIDED, That he has received a minimum passing grade in such examination.

The term 'veteran' as herein used, includes every person who has served, now is serving, or may hereafter serve in any branch of the armed forces of the United States during any such war, including the Korean conflict, and, upon termination of the service, has received an honorable discharge, or a physical discharge with an honorable record, or has been relieved of active services under honorable circumstances.

The provisions of this section shall not be applicable to promotional examinations to determine the qualifications of officers or employees for promotion from a lower grade position to a higher grade position: PROVIDED, That when such a veteran was employed in public service at the time of his entry into military service and returns to the same employment, he shall be entitled to the preference herein provided for on his first promotional examination]

(1) Ten percent to a veteran who is not receiving any veteran's retirement payments and said percentage shall be utilized in said veteran's first competitive examination only and not in any promotional examination;

(2) Five percent to a veteran who is receiving any veteran's retirement payments and said percentage shall be utilized in said veteran's first competitive examination only and not in any promotional examination;

(3) Five percent to a veteran who, after having previously received employment with the state or any of its political subdivisions or municipal corporations, shall be called, or recalled, to active military service for a period of one year, or more, during any war or military campaign, for his first promotional examination only, upon compliance with RCW 73.16.035 as it now exists or may hereafter be amended;

(4) There shall be no examination preferences other than those which have been specifically provided for above and all preferences above specified in (1), (2) and (3) must be claimed by a veteran within five years of the date of his release from active service.

Sec. 3. Section 72.36.030, chapter 28, Laws of 1959 and RCW 72.36.030 are each amended to read as follows:

All [honorably discharged soldiers, sailors and marines who have served the United States government in any of its wars,] *veterans as defined in section 1 of this 1969 amendatory act* and members of the state militia disabled while in the line of duty, may be admitted to the state soldiers' home at Orting under such rules and regulations as may be adopted by the department: PROVIDED, That such applicants have been actual bona fide citizens of this state for a period of three years at the time of their application, and are indigent and unable to support themselves.

Sec. 4. Section 72.36.040, chapter 28, Laws of 1959, as amended by section 1, chapter 235, Laws of 1959, and RCW 72.36.040 are each amended to read as follows:

There is hereby established what shall be known as the 'Colony of the State Soldiers' Home.' All of the following persons who reside within the limits of Orting precinct and have been actual bona fide citizens of this state for a period of three years at the time of their application and who have personal property of less than one thousand dollars and/or a monthly income insufficient to meet their needs as determined by the standards of the county welfare department, may be admitted to membership in said colony under such rules and regulations as may be adopted by the department.

(1) All [honorably discharged soldiers, sailors and marines, who have served the United States government in any of its wars,] *veterans as defined in section 1 of this 1969 amendatory act* and members of the state militia disabled while in the line of duty, and their wives, who were married and living with their wives for five years prior to application to membership in said colony or who, since said date, have married widows of soldiers who were members of a soldiers' home or colony in this state or entitled to admission thereto at the time of death: PROVIDED, That such [soldiers, sailors and marines] *veterans* and members of the state militia shall, while they are members of said colony, be living with their said wives.

(2) The widows of all [soldiers] *such veterans* who were members of a soldiers' home or colony in this state or entitled to admission thereto at the time of death, and the widows of all [soldiers] *such veterans* who would have been entitled to admission to a soldiers' home or colony in this state at the time of death but for the fact that they were not indigent and unable to support themselves and families, which widows have since the death of their said husbands become indigent and unable to earn a support for themselves: PROVIDED, That such widows are not less than fifty years of age and have not been married since the decease of their said husbands to any person not a member of a soldiers' home or colony in this state or entitled to admission thereto. Any resident of said colony may be admitted to the hospital at the state soldiers' home for temporary care when requiring hospital treatment.

Sec. 5. Section 72.36.070, chapter 28, Laws of 1959 and RCW 72.36.070 are each amended to read as follows:

There shall be established and maintained in this state a branch of the state soldiers' home, under the name of the 'Washington veterans' home,' which branch shall be a home for [honorably discharged soldiers, sailors and marines who have served the United States government in any of its wars,] *veterans as defined in section 1 of this 1969 amendatory act* and members of the state militia disabled while in the line of duty, and who are bona fide citizens of the state, and also the wives of such [soldiers, sailors and marines] *individuals*.

Sec. 6. Section 72.36.080, chapter 28, Laws of 1959 and RCW 72.36.080 are each amended to read as follows:

All of the following persons who have been actual bona fide residents of this state for a period of three years at the time of their application and who are indigent and unable to earn a support for themselves and families may be admitted to the Washington veterans' home under such rules and regulations as may be adopted by the director:

(1) All [honorably discharged] *veterans as defined in section 1 of this 1969 amendatory act* [of the armed forces of the United States in any of its wars], and members

of the state militia disabled while in the line of duty, and the spouses of such veterans, and members of the state militia: PROVIDED, That such spouse was married to and living with such veteran on or before three years prior to the date of application for admittance, or, if married to him or her since that date, was also a member of a soldiers' home or colony in this state or entitled to admission thereto.

(2) The widows of all [soldiers, sailors, and marines] *veterans as defined in section 1 of this 1969 amendatory act* and members of the state militia disabled while in the line of duty, who were members of a soldiers' home or colony in this state or entitled to admission thereto at the time of death, and widows of all such [soldiers, sailors and marines] *veterans* and members of the state militia, who would have been entitled to admission to a soldiers' home or colony in this state at the time of death but for the fact that they were not indigent and unable to earn a support for themselves and families, which widows have since the death of their husbands, become indigent and unable to earn a support for themselves: PROVIDED, That such widows are not less than fifty years of age and were married and living with their husbands on or before three years prior to the date of their application, and have not been married since the decease of their husbands to any person not a member of a soldiers' home or colony in this state or entitled to admission thereto.

Sec. 7. Section 5, chapter 139, Laws of 1921, as amended by section 1, chapter 46, Laws of 1947 and RCW 28.77.070 are each amended to read as follows:

The board of regents may exempt the following classes of persons from the payment of the fees mentioned in subdivisions (a) and (b) of section 1 of [this act] RCW 28.77.030 [except for the individual instruction fees mentioned in said subdivision (b)]: (1) All [honorably discharged service men or women who served in the armed forces of the United States during World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first day of January, 1947, and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended; and all honorably discharged service men who served in the military or naval services of any of the governments associated with the United States during the said World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first day of January, 1947 and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended, provided] *veterans as defined in section 1 of this 1969 amendatory act who are no longer entitled to federal vocational or educational benefits conferred by virtue of their military service: PROVIDED, They were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration in the university [.] AND PROVIDED FURTHER, That if any such service men have not been domiciled in this state for one year prior to registration said board may exempt them up to one-half of the fee payable by other non-domiciled students.* (2) Members of the staff of the University of Washington. (3) Teachers in the public schools of the state who supervise the cadet teachers from the University of Washington.

Sec. 8. Section 4, chapter 164, Laws of 1921 and RCW 28.80.060 are each amended to read as follows:

The board of regents may exempt the following classes of persons from the payment of tuition: (1) All *veterans as defined in section 1 of this 1969 amendatory act* [honorably discharged service men who served in the military or naval service of the United States during the late world war;] and all honorably discharged service men in the military or naval services of any of the governments associated with the United States during [said] *the First World War*, provided they were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration at Washington State University [.] : PROVIDED, That such persons are no longer entitled to federal vocational or educational benefits conferred by virtue of their military service: AND PROVIDED FURTHER, That if any of such [service men] *veterans* have not resided in this state for one year prior to registration said board may exempt them up to one-half of the tuition payable by other nonresident students; (2) Members of the staff of Washington State University; (3) In case of deserving students of this state [and Alaska] who, after a [quarter] term in residence have shown a marked capacity for the work done by them in school, the board of regents, may, in lieu of collecting the fees provided for in RCW 28.80.030, extend credit to said students in the amount of said fees, taking therefor the promissory note of the students with interest at the rate of four percent per annum.

NEW SECTION. Sec. 9. There is added to chapter 28.81 RCW a new section to read as follows:

The board of trustees may exempt from the payment of tuition all veterans, as defined in section 1 of this 1969 amendatory act, who are no longer entitled to receive federal vocational or educational benefits conferred upon said veterans by virtue of their military service.

Sec. 10. Section 1, chapter 6, Laws of 1959 as last amended by section 1, chapter 123, Laws of 1969 and RCW 41.20.050 are each amended to read as follows:

Whenever a person has been duly appointed, and has served honorably for a period of twenty-five years, as a member, in any capacity, of the regularly constituted police department of a city subject to the provisions of this chapter, the board, after hearing, if one is requested in writing, may order and direct that such person be retired, and the board

shall retire any member so entitled, upon his written request therefor. The member so retired hereafter shall be paid from the fund during his lifetime a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position held by the retired member for the year preceding the date of his retirement: PROVIDED, That no such pension shall exceed an amount equivalent to fifty percent of the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957: PROVIDED FURTHER, That a person hereafter retiring who has served as a member for more than twenty-five years, shall have his pension payable under this section increased by two percent per year for each full year of such additional service to a maximum of five additional years.

Any person affected by this chapter who at the time of entering the armed services was a member of such police department and [has honorably served in the armed services of the United States in the time of war,] *is a veteran as defined in section 1 of this 1969 amendatory act* shall have added to his period of employment as computed under this chapter, his period of war service in the armed forces, but such credited service shall not exceed five years and such period of service shall be automatically added to each member's service upon payment by him of his contribution for the period of his absence at the rate provided in RCW 41.20.130.

Sec. 11. Section 11, chapter 91, Laws of 1947 and RCW 41.16.220 are each amended to read as follows:

Any person who was a member of the fire department and within the provisions of chapter 50, Laws of 1909, as amended, at the time he entered, and who [served in the armed forces of the United States in times of war, and who has been discharged therefrom under conditions other than dishonorable,] *is a veteran, as defined in section 1 of this 1969 amendatory act*, shall have added and accredited to his period of employment as a fireman as computed under this chapter his period of war service in such armed forces upon payment by him of his contribution for the period of his absence, at the rate provided by chapter 50, Laws of 1909, as amended, for other members: PROVIDED, HOWEVER, Such accredited service shall not in any case exceed five years.

Sec. 12. Section 6, chapter 139, Laws of 1921 and RCW 28.77.080 are each amended to read as follows:

In case of deserving students domiciled in this state [or the state of Alaska] who, after a quarter of residence have shown a marked capacity for the work done by them in school, the board of regents may, in lieu of collecting the fees provided for in [subdivision (a) of section 1 of this act] *RCW 28.77.030(1)(a)*, extend credit to said students in the amount of said fees, taking therefor the promissory note of the student with interest at the rate of four percent per annum.

Sec. 13. Section 28B.15.380, chapter —, Laws of 1969 (HB 58) and RCW 28B.15.380 are each amended to read as follows:

In addition to any other exemptions as may be provided by law, the board of regents at the universities may exempt the following classes of persons from the payment of general tuition fees or incidental fees except for individual instruction fees: (1) All [honorably discharged service men or women who served in the armed forces of the United States during World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first of January, 1947, and] *vetrans, as defined in section 1 of this 1969 amendatory act*, who are no longer entitled to vocational rehabilitation under [Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended:] *federal laws* and all honorably discharged service men who served in the military or naval services of any of the governments associated with the United States during [the said] World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first day of January, 1947 and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended, provided they were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration in the university. If any such service men have not been resident in this state for one year prior to registration said board may exempt them up to one-half of the fee payable by other nonresident students. (2) Members of the staffs of the University of Washington and Washington State University. (3) Teachers in the public schools of the state who supervise the cadet teachers from the University of Washington.

Sec. 14. Section 28B.15.390, chapter —, Laws of 1969 (HB 58) and RCW 28B.15.390 are each amended to read as follows:

In case of deserving students resident in this state [or the state of Alaska] who, after a quarter in residence at either of such universities have shown a marked capacity for the work done by them, the board of regents at such university, in lieu of collecting general tuition fees or incidental fees, may extend credit to said students in the amount of said fees, taking therefor the promissory note of the student, with interest at a rate the board of regents deems conscionable.

NEW SECTION. Sec. 15. There is added to chapter —, Laws of 1969 (HB 58) and to chapter 28B.40 RCW a new section to read as follows:

The boards of regents may exempt from the payment of tuition all service men of the armed forces of the United States who have served the United States during any of its wars

or military campaigns for which a campaign medal or service medal shall have been awarded and who shall have served with evidence of conduct other than undesirable, bad conduct or dishonorable upon release from active service: PROVIDED, That such person is no longer entitled to federal vocational or educational benefits conferred by virtue of his military service.

NEW SECTION. Sec. 16. Any state university, state college or community college may honor credit cards issued by any bank within the state of Washington for tuition, fees, or any materials or supplies required for course study: PROVIDED, That no state university, state college or community college shall be permitted to pay a factoring charge.

NEW SECTION. Sec. 17. The forty-first legislature has before it a bill proposing a complete revision of the education laws of this state (1969 HB 58). The provisions of sections 7, 8, 9, and 12 of the instant bill seek to change existing laws. The provisions of sections 13, 14, and 15 seek to change correlative provisions of the proposed 1969 education code if such code becomes law. It is the intent of the legislature that the provisions of sections 7, 8, 9, and 12 shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of sections 7, 8, 9, and 12 shall expire and the provisions of sections 13, 14, and 15 shall concomitantly become effective. It is the further intent of the legislature that sections 13, 14, and 15 of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then the amendatory provisions of sections 13, 14, and 15 of this bill shall be construed as amending the correlative sections of the 1969 education code, and the new or additional provisions of sections 13, 14, and 15 shall be construed as being in pari materia with the 1969 education code.

NEW SECTION. Sec. 18. Sections 13, 14, and 15 of this act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on the date upon which the 1969 education code becomes effective."

On line 1 of the title after "preferences;" strike all of the title down to and including "emergency" in line 19 and insert the following:

"adding a new section to chapter 41.04 RCW; amending section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 9, Laws of 1953 ex. sess. and RCW 41.04.010; adding a new section to chapter 28.81 RCW; amending section 72.36.030, chapter 28, Laws of 1959 and RCW 72.36.030; amending section 72.36.040, chapter 28, Laws of 1959, as amended by section 1, chapter 235, Laws of 1959, and RCW 72.36.040; amending section 72.36.070, chapter 28, Laws of 1959, and RCW 72.36.070; amending section 72.36.080, chapter 28, Laws of 1959 and RCW 72.36.080; amending section 5, chapter 139, Laws of 1921, as amended by section 1, chapter 46, Laws of 1947, and RCW 28.77.070; amending section 4, chapter 164, Laws of 1921 and RCW 28.80.060; amending section 1, chapter 6, Laws of 1959 as last amended by section 1, chapter 123, Laws of 1969, and RCW 41.20.050; amending section 11, chapter 91, Laws of 1947 and RCW 41.16.220; amending section 6, chapter 139, Laws of 1921 and RCW 28.77.080; amending section 28B.15.380, chapter _____, Laws of 1969 (HB 58) and RCW 28B.15.380; amending section 28B.15.390, chapter _____, Laws of 1969 (HB 58) and RCW 28B.15.390; adding a new section to chapter _____, Laws of 1969 (HB 58) and to chapter 28B.40 RCW; adding a new section to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added to Title 28B RCW thereto; providing sections to effect the correlative and pari materia construction of parts of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Wilson, the Senate refused to concur in the House amendments to Substitute Senate Bill No. 188 and asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 217, with the following amendment:

On page 1, section 2, beginning on line 12, strike "practice, or to offer to practice," and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Lewis (Brian), the Senate concurred in the House amendments to Engrossed Senate Bill No. 217.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 217, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day,

Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall-46.

Voting nay: Senators Lewis (Harry), Wilson-2.

Excused: Senator Ryder-1.

ENGROSSED SENATE BILL NO. 217, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 341 with the following amendments:

On page 4, section 3, beginning after "(3)" on line 25 beginning with "[The board" strike all of the matter down to and including "testimony.]" on line 30 and insert "The board may, in its discretion, [with or without hearing] subject to the provisions of RCW 66.08.150, suspend or cancel any license; and all rights of the licensee to keep or sell [beer or other liquors] liquor thereunder shall be suspended or terminated, as the case may be. [In any case where the board in its discretion grants a hearing, said hearing shall be summary and upon oral or written testimony.]"

On page 12 strike all of section 10 and insert:

"NEW SECTION. Sec. 10. Section 243, chapter 249, Laws of 1909 and RCW 66.44.220 are each repealed."

On page 12, section 11, line 31, after "import such wine" and before "in" insert "for his personal use and not for resale."

On page 12, section 11, beginning on line 33, strike the remainder of the section

On page 13, add a new section to read as follows:

"Sec. 12. Section 90A added to chapter 62, Laws of 1933 ex. sess. by section 2, chapter 48, Laws of 1945 and RCW 66.28.020 are each amended to read as follows:

No manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits, or person financially interested, directly or indirectly, in such business, whether resident or nonresident, shall have any financial interest, direct or indirect, in the business of any [licensed brewer or] licensed wine importer or wine wholesaler or licensed beer importer or beer wholesaler, nor shall any manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits own any of the property upon which such licensed persons conduct their business, nor shall any such licensed person under any arrangement whatsoever, conduct his business upon property in which any manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits has any interest, nor shall any manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits advance money or moneys' worth to any such licensed person under any arrangement whatsoever, nor shall any such licensed person receive, under any arrangement whatsoever, any such advance of money or moneys' worth. No manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits shall be eligible or receive or hold a license as a [brewer or] wine importer or wine wholesaler or beer importer or beer wholesaler under this title: PROVIDED, That this section shall not be construed to require the divesting of any interest held by any person as of April 1, 1945, in the business of any manufacturer or wholesaler of distilled spirits or the business of any licensed brewer or beer wholesaler: PROVIDED FURTHER, That the provisions of this section shall not apply to any domestic winery or licensed brewery which is, as of the date of passage of this act, a licensed wine or beer wholesaler respectively: PROVIDED FURTHER, That in the event of the sale of such winery or brewery to a manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits, or person financially interested, directly or indirectly, in such business, the exclusion of the foregoing proviso shall not apply."

Remember the remaining sections consecutively.

In line 15 of the title after "RCW 66.24.490;" and before "amending" insert "amending section 90A added to chapter 62, Laws of 1933, ex. sess. by section 2, chapter 48, Laws of 1945 and RCW 66.28.020;"

In line 21 of the title after the semicolon following "RCW", strike all of the material down to and including the semicolon following "RCW 66.24.025" on line 23, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Walgren, the Senate concurred in the House amendments to Engrossed Senate Bill No. 341.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 341, as

amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-43.

Absent or not voting: Senators Connor, Huntley, Lewis (Harry), Pritchard, Talley-5.
Excused: Senator Ryder-1.

ENGROSSED SENATE BILL NO. 341, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 115 with the following amendments:

On page 1, section 1, line 13, after "senate." strike "Three" and insert "Four"

On page 1, section 1, line 14, after "and" strike "two" and insert "one"

On page 1, section 1, line 14, after "designated" strike "public members" and insert "a public member"

On page 1, section 1, line 22, after "employee pharmacist" strike the remainder of the sentence down to and including the word "pharmacists" on line 24

On page 1, section 1, line 26, after "The" strike "two public members" and insert "public member"

On page 2, section 1, line 1, after "pharmacy." strike the remainder of lines 1, 2, and 3

On pages 2, section 2, subsection (2), after "licenses" on line 27, strike the remainder of the subsection (2) down to and including "board" on line 28

On page 2, section 2, line 32, subsection (3), after "qualified" strike the remainder of lines 32 and 33 down to and including "board"

On page 3, after subsection (9), line 23, insert a new subsection as follows:

"(10) By rule or regulation adopt, amend, or repeal rules of professional conduct appropriate to the establishment and maintenance of a high standard of integrity in the profession, and every person who holds a certificate to practice pharmacy in this state shall be governed and controlled by the rules of professional conduct adopted by the board. Violation of any rule shall constitute grounds for suspension or revocation of such person's certificate. Nothing contained in this section shall be construed as authorizing the board to adopt rules of professional conduct relating to price fixing."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Day moved that the Senate do not concur in the House amendments to Substitute Senate Bill No. 115 and asks the House to recede therefrom.

Debate ensued.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Day yield to a question? Senator Day, I am concerned about the amendment on page 3 which gives the board the rule making authority. Do you have difficulty with that particular section or . . ."

Senator Day: "Yes, that is exactly the section with which we are having difficulty. It is giving the board broad rule making power, much broader than the original act did and in effect changing the effect of the entire bill as it originally passed the Senate which was to give consumers some representation on the board."

Senator Gissberg: "What do you find wrong with that rule making authority? In answering that question I would hope that you would understand that this matter has been recommended by several interim committees to get at the situation that exists wherein some pharmacists in this state have not upheld what should be some rather stringent requirements of their profession with respect to the sale of drugs."

"I know several years ago in conducting hearings on this very matter, it was determined by the committee that several drugstores through their pharmacists were indeed and in fact places where it was commonly known by drug addicts and other users of dangerous drugs where they could obtain drugs and dangerous drugs on specious prescriptions. Although we were unable to pin down as a matter of law for the purpose of referring the matter to the prosecuting attorney of the county in which that was going on, we did recommend that the

board of pharmacy should be given some rather broad authority in this area so as to be able to stop that reprehensible practice by setting up some standards of conduct whereby the board would be able to discipline those licensed pharmacists who constituted a minute portion of the pharmacy profession in this state. This is an area that needs to be helped, Senator."

Senator Day: "No question. It might be possible, Senator Gissberg, if you might want to divide the question because there is more than one amendment. If you would wish to do so, if you would like to make the motion."

MOTION

Senator Gissberg moved that the question be divided.

Debate ensued.

On motion of Senator Day, Substitute Senate Bill No. 115 was ordered held for Thursday, April 17, 1969.

MOTION

At 3:45 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, April 17, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, April 17, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Dore, Gissberg, Lewis (Harry), Walgren and Williams.

The Color Guard, consisting of Pages Randy Hudson, Color Bearer, and Kathy Pope, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

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

"Oh, Divine Master, Grant that we may not so much seek to be consoled as to console; to be understood, as to understand; to be loved, as to love; for it is in giving that we receive; it is in pardoning that we are pardoned; and it is in dying that we are born to eternal life; through Jesus Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

April 16, 1969.

SENATE CONCURRENT RESOLUTION NO. 27, requesting joint interim committee on education to study compensation for school board members (reported by Committee on Education):

Recommendation: Do pass.

Signed by: Senators Ridder, Chairman; Andersen, Elicker, Henry, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 14, 1969.

SENATE BILL NO. 751, implementing law relating to policemen's benefits in first class cities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Gissberg, Huntley, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Ridder, Stortini, Twigg, Walgren, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 16, 1969.

SENATE BILL NO. 773, changing mechanical devices tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Cooney, Day, Faulk, Foley, Lewis (Harry), McCormack, Mardesich, Metcalf, Odegaard, Peterson (Ted), Ridder, Sandison, Stortini, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

April 16, 1969.

SENATE JOINT MEMORIAL NO. 14, memorializing Congress to enact certain legislation which will more adequately protect state granted water rights from federal uses (reported by Committee on Natural Resources, Fisheries and Game):

Recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

Passed to Committee on Rules and Joint Rules for second reading.

April 14, 1969.

ENGROSSED HOUSE BILL NO. 257, authorizing private school students to attend public schools on a part time basis (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass without the amendments by the Education Committee.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Mardesich, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Washington, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 17, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 18: Providing penalties for the manufacture, use, possession or disposal of fire bombs.

SUBSTITUTE SENATE BILL NO. 205: Appointing fiscal agencies for payment of government bonds and coupons.

SENATE BILL NO. 234: Revising various sections of the optional municipal code.

SENATE BILL NO. 261: Granting police powers to certain pharmacy board employees.

SENATE BILL NO. 299: Establishing a uniform budget procedure for cities and towns.

SENATE BILL NO. 350: Relating to the youth development and conservation committee.

SENATE BILL NO. 372: Regulating leases of public lands.

SENATE BILL NO. 414: Changing mandatory attendance in public schools to through grade nine.

SENATE BILL NO. 421: Providing rules for corporations.

SENATE BILL NO. 458: Providing coordinating council for occupational education to administer fire service training.

SENATE BILL NO. 525: Implementing law relating to materialmen's liens.

SENATE BILL NO. 652: Relating to endowment care cemeteries.

SENATE BILL NO. 749: Relating to crimes against flags.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, April 17, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

SENATE BILL NO. 180: Regulating electricians and electrical installations.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 465, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 61 and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 341, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 392, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 466, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 742, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 437, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 382 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 158, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 318, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 419, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 334, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 42, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 33, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED SUBSTITUTE HOUSE BILL NO. 421, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 345, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE CONCURRENT RESOLUTION NO. 30, and has passed the resolution as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 155, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 363, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 370, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 597, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 563, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 309, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 376, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 377, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 408, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 645, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 92, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 311, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 699, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 194, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 128 with the following amendments:

On page 1, section 1, line 10, after "without" insert "pay and without"

On page 1, section 1, line 15, after "the" strike "bargaining unit" and insert "employer"

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Stortini, the Senate concurred in the House amendments to Engrossed Senate Bill No. 128.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 128, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 7.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Washington, Wilson—35.

Voting nay: Senators Guess, Huntley, Lewis (Brian), Matson, Newschwander, Twigg, Woodall—7.

Absent or not voting: Senators Andersen, Dore, Gissberg, Lewis (Harry), Metcalf, Walgren, Williams—7.

ENGROSSED SENATE BILL NO. 128, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, 4,000 additional copies of Senate Bill No. 1 were ordered printed.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 143 with the following amendments:

On page 1, section 1, at the beginning of line 21, strike "race,"

On page 1, section 1, line 23, after "convicted" insert "and is not under indictment"

On page 1, section 1, line 24, after "of a" strike "crime of violence" and insert "felony"

On page 2, section 1, line 6, after "shall" strike "not be denied unless" and insert "be denied if"

On page 3, section 3, line 1, after "sale." insert "In any other case not prohibited by law, the legislative authority may authorize the sale."

On page 3, section 4, line 30, after "occupation" strike ", [color] race" and insert "[, color]"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Peterson (Ted) moved that the Senate do concur in the House amendments to Engrossed Senate Bill No. 143.

POINTS OF INQUIRY

Senator Uhlman: "Would Senator Peterson (Ted) yield? Senator Peterson, when we had testimony before our committee on this measure, the reason the Senate requested the requirement for race on the application for purchase of a pistol was for identification purposes and testimony of the law enforcement officers was that it was a desirable thing to have. It has nothing to do with discrimination at all but it just helps to know if a person is white, black or yellow for identification purposes. I just can't quite for the life of me understand why the question of discrimination comes into the picture at this time and I just think it is an additional, valid means of identification. I just don't frankly agree with the House where they have stricken that particular amendment."

Senator Peterson (Ted): "Because of the problems and because there has been so much discussion on race discrimination this was something that House member Fleming wanted out of the bill. Because of conditions as they are today, I thought maybe it was right and we should concur with the request on Representative Fleming's part. That's all."

Senator Stender: "Would Senator Peterson (Ted) further yield? Senator, in view of Senator Uhlman's remarks, it seems to me that we are being a little bit inconsistent in saying that we are having identification requirements and that only part of them would be applied by this amendment striking out the question of whether a person is an Indian, Chinese, Negro, Irishman or whatever else. It seems to me that identification is a very necessary part of the bill."

Senator Peterson (Ted): "As they have in the past federally and statewide, they have tried to eliminate this because the people who are against discrimination of any kind feel keenly about this and to work along with our House member and with Councilman Sam Smith of Seattle, we struck this. We actually did this same thing in the ordinance which you have in Seattle in King county. This is just in keeping with what they have done there and it seems the right thing to do under the circumstances so they would not feel that we were discriminating against them."

Senator Stender: "That isn't the question. This is a police measure and if we are going to regulate firearms which I think is the purpose of your act, that we go along and dilute it to where the police can't police it then we don't accomplish what the act is intended to do."

Senator Peterson (Ted): "If it is the desire of the Senate not to concur, we can do so but under the circumstances and because of the problems we have had in the state and because of the feeling that seems to be rampant, I thought that the proper thing in this case was to concur. I don't think it means much actually on the application itself. I think those who take the applications on the purchase would probably make a notation themselves on their particular form or petition but under the circumstances, I feel that we should concur."

The motion carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 143.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Woodall moved that the Senate immediately reconsider the vote by which the Senate concurred in the House amendments to Engrossed Senate Bill No. 143.

Debate ensued.

The demand for a roll call was not sustained.

The motion carried.

MOTIONS

Senator Dore moved that the Senate concur in the House amendments to Engrossed Senate Bill No. 143.

Senator Woodall moved that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 143 and ask the House to recede therefrom.

POINT OF ORDER

Senator Ryder: "Point of order. That motion was already put and carried and now has been reconsidered. I believe the motion to not concur holds a prior priority."

PARLIAMENTARY INQUIRY

Senator Day: "Point of parliamentary inquiry. Is it true then that when we decide in the negative to the concurring that then the motion will be proper to not concur and ask the House to recede?"

REPLY BY THE PRESIDENT

The President: "Senator Day, if the Senate acts negatively on the motion of Senator Dore, that in essence means that the Senate has declined to concur."

POINT OF INQUIRY

Senator McCormack: "Point of inquiry. We just now voted to reconsider the vote by which Engrossed Senate Bill No. 143 passed?"

REPLY BY THE PRESIDENT

The President: "Senator McCormack, in answer to your inquiry, the Senate voted to reconsider the vote by which the Senate concurred in the House amendments to the measure. The bill then went to final passage, the motion to reconsider carried so therefore the bill was before the Senate in its original form."

POINT OF INQUIRY

Senator McCormack: "Mr. President, I am sorry to take the time on parliamentary matters but did this bill pass on final passage yesterday? Is it in order to reconsider the motion to concur?"

REPLY BY THE PRESIDENT

The President: "Yes."

RULING BY THE PRESIDENT

The President: "In ruling upon Senator Ryder's point of order, the President believes the point of order as presented by Senator Ryder is not well taken as outlined in Rule 247 of Reed's Rules."

Senator Dore demanded a roll call and the demand was sustained by Senators McCormack, Washington, Connor, Knoblauch, Bailey, Greive, Metcalf, Peterson (Ted), Pritchard and Day.

ROLL CALL

The Secretary called the roll and the motion by Senator Dore to concur in the House amendments to Engrossed Senate Bill No. 143 failed by the following vote: Yeas, 17; nays, 31; absent or not voting, 1.

Voting yea: Senators Bailey, Connor, Dore, Durkan, Foley, Gissberg, Greive, Herr,

Keefe, Knoblauch, Mardesich, Marquardt, Peterson (Lowell), Peterson (Ted), Ridder, Stortini, Washington—17.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Matson, Metcalf, Newschwander, Odegaard, Pritchard, Ryder, Sandison, Stender, Talley, Twigg, Uhlman, Walgren, Wilson, Woodall—31.

Absent or not voting: Senator Williams—1.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 413 with the following amendments:

Strike the amendment by the Committee on Public Health and Welfare on page 2, line 14

On page 2, section 2, line 14, after "mountains" strike "to service eastern Washington" and the same is herewith transmitted. SIDNEY R. SNYDER, Chief Clerk.

On motion of Senator Day, the Senate concurred in the House amendments to Engrossed Senate Bill No. 413.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 413, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—43.

Voting nay: Senators Faulk, Newschwander—2.

Absent or not voting: Senators Cooney, Durkan, Sandison, Williams—4.

ENGROSSED SENATE BILL NO. 413, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 460 with the following amendments:

On page 2, beginning on line 31 following section 1, add a new section as follows:

"Sec. 2. Section 3, chapter 169, Laws of 1947 and RCW 28.58.340 are each amended to read as follows:

The school directors association shall have the power (1) to prepare and adopt, amend and repeal a constitution and rules, regulations, and bylaws for its own organization including county units and for its government and guidance, provided action taken with respect thereto is not inconsistent with the provisions of RCW 28.58.320 through 28.58.360 or with other provisions of law; (2) to arrange for and call such meetings of the association or of the officers and committees thereof as are deemed essential to the performance of its duties; (3) to provide for the payment of travel and subsistence expenses incurred by members and/or officers of the association while engaged in the performance of duties under direction of the association; [and] (4) to employ an executive secretary and other staff and pay such employees out of the funds of the association; (5) to conduct studies and disseminate information therefrom relative to increased efficiency in local school board administration; (6) to buy, sell or exchange such personal and real property as necessary for

the efficient operation of the association; and (7) to purchase liability insurance for school directors, which insurance may indemnify said directors against any or all liabilities for personal or bodily injuries and property damage arising from their acts or omissions while performing or while in good faith purporting to perform their official duties as school directors."

Renumber the remaining sections consecutively.

On page 4, beginning on line 5 following section 2 of the printed bill, add a new section as follows:

"Sec. 4. Section 28A.61.030, chapter —, Laws of 1969 (HB 58) and RCW 28A.61.030 are each amended to read as follows:

The school directors' association shall have the power:

(1) To prepare and adopt, amend and repeal a constitution and rules and regulations, and bylaws for its own organization including county or regional units and for its government and guidance: PROVIDED, That action taken with respect thereto is consistent with the provisions of RCW 28A.61.010 through 28A.61.060 or with other provisions of law;

(2) To arrange for and call such meetings of the association or of the officers and committees thereof as are deemed essential to the performance of its duties;

(3) To provide for the payment of travel and subsistence expenses incurred by members and/or officers of the association and association staff while engaged in the performance of duties under direction of the association in the manner provided by RCW 28A.58.310;

(4) To employ an executive secretary and other staff and pay such employees out of the funds of the association;

(5) To conduct studies and disseminate information therefrom relative to increased efficiency in local school board administration;

(6) [To perform such other requested services for local school boards as appear reasonable to the association, and

(7) To buy, sell or exchange such personal and real property as necessary for the efficient operation of the association; and

(7) *To purchase liability insurance for school directors, which insurance may indemnify said directors against any or all liabilities for personal or bodily injuries and property damage arising from their acts or omissions while performing or while in good faith purporting to perform their official duties as school directors."*

Renumber the remaining sections consecutively.

On page 1, line 3 of the title after the semicolon after "28.48.010" and before "amending" insert "amending section 3, chapter 169, Laws of 1947 and RCW 28.58.340;"

On page 1, line 4 of the title after the semicolon after "28A.48.010" and before "providing" insert "amending section 28A.61.030, chapter —, Laws of 1969 (HB 58) and RCW 28A.61.030;"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Dore, the Senate concurred in the House amendments to Engrossed Senate Bill No. 460.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 460, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—46.

Absent or not voting: Senators Connor, Gissberg, Williams—3.

ENGROSSED SENATE BILL NO. 460, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 539 with the following amendments:

On page 6, section 9, line 22, after "change" strike "if" and insert "of"

On page 7, section 9, line 3, after "state," insert "When a corporation has ceased to exist by operation of this section, remedies available to or against it shall survive in the manner provided in RCW 24.03.300 and the directors of the corporation shall hold the title to the property of the corporation as trustees for the benefit of its creditors and members." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Atwood, the Senate concurred in the House amendments to Engrossed Senate Bill No. 539.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 539, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—46.

Absent or not voting: Senators Lewis (Harry), McCormack, Williams—3.

ENGROSSED SENATE BILL NO. 539, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed SENATE CONCURRENT RESOLUTION NO. 15 with the following amendment:

On page 1, line 1, after "been introduced:" strike the remainder of the resolution and insert the following:

"(1) Regarding tests, questionnaires, surveys, assignments or examinations designed to elicit the personal beliefs or practices of students or parents in sex, family life, morality or religion;

(2) Regarding the giving of instruction in human sexuality or sex relationships over the express written objection of the parents; and

(3) Requiring full and free access of parents to school district records pertaining to the student and his parents; and

WHEREAS, Testimony adduced at public hearings has failed to reflect any clear-cut abuses of a statewide, general nature in the foregoing areas, although particular instances have been noted; and

WHEREAS, The legislature recognizes the paramount right of each child to an education, as well as the duty of each parent with respect to the education of his children; and

WHEREAS, It has been the general policy of the public school system of this state to preserve and protect these rights; and

WHEREAS, The superintendent of public instruction and the state board of education have been delegated authority to promulgate and enforce rules and regulations governing state-wide educational policies without undue interference in matters of a specifically local nature which are best administered by local district boards of directors;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, the House of Representatives concurring, That we commend those school boards which before initiating new programs that may tend to be controversial in nature, have sought the opinion of parents and the community in regard to the establishment of and the content of curriculum, have been selective in the type of the materials to be used, have made provision for community involvement and evaluation, and have made specific opportunity for parents to approve or make recommendations for change; and

BE IT FURTHER RESOLVED, That we commend those school boards which have adopted policies relating to the type of pupil personnel records that are kept, the manner in which data is recorded and have provided for the availability of the information in such records to parents; and

BE IT FURTHER RESOLVED, That we commend those school boards that inform parents before special tests, evaluations or inventories are given, as to the purpose and merit of such special tests, evaluations or inventories and which make provision for parent

conferences for reporting of the results of such tests, inventories, or evaluations, and which are cognizant of the concern for the privacy of the parents and the family; and

BE IT FURTHER RESOLVED, That the state board of education and the superintendent of public instruction are authorized and directed to adopt, promulgate and enforce rules and regulations applicable to public school personnel and students in grades kindergarten through twelve which will require that local school boards adopt rules and regulations regarding:

(1) The administration of tests, questionnaires, surveys or assignments designed to elicit the personal beliefs or practices of a student or his parents in sex or religion; and

(2) The exclusion of students from courses of study including sex education, when presented with a written request by a parent or guardian; and

(3) The access to records of the public schools by parents or guardians pertaining to their children or to themselves: PROVIDED, That should a local school board not adopt rules and regulations as identified in subparagraphs (1) through (3) above by July 1, 1970, then rules and regulations regarding the same subject matter adopted by the state board of education and state superintendent will be followed."

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Ridder moved that the Senate concur in the House amendments to Senate Concurrent Resolution No. 15.

Senator Guess moved that Senate Concurrent Resolution No. 15 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

Senators Talley, Atwood and Sandison demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Metcalf, Guess, Elicker, Bailey, Knoblauch, Day, Ridder, Dore and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Guess failed by the following vote: Yeas, 13; nays, 33; absent or not voting, 3.

Voting yea: Senators Connor, Cooney, Day, Donohue, Dore, Durkan, Greive, Guess, Herr, Keefe, Metcalf, Peterson (Lowell), Woodall-13.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Elicker, Faulk, Foley, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson-33.

Absent or not voting: Senators Gissberg, Henry, Williams-3.

Senator Greive demanded a roll call on the motion by Senator Ridder to concur in the House amendments to Senate Concurrent Resolution No. 15, and the demand was sustained by Senators Herr, Dore, Knoblauch, McCormack, Cooney, Stender, Metcalf, Matson and Elicker.

ROLL CALL

The Secretary called the roll and the motion by Senator Ridder failed by the following vote: Yeas, 13; nays, 34; absent or not voting, 2.

Voting yea: Senators Bailey, Elicker, Faulk, Foley, Holman, Knoblauch, McCormack, McDougall, Marquardt, Peterson (Ted), Pritchard, Ridder, Uhlman-13.

Voting nay: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Gissberg, Greive, Guess, Herr, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall-34.

Absent or not voting: Senators Henry, Williams-2.

POINT OF INFORMATION

Senator Pritchard: "Is that clock correct, Mr. President?"

REPLY BY THE PRESIDENT

The President: "According to the President's Timex, it is."

Senator Pritchard: "I just wanted to make sure this clock was correct and we had spent an hour on a resolution after the ninetieth day."

PARLIAMENTARY INQUIRY

Senator Dore: "Mr. President, under the motion does the bill automatically go back to the House or does a motion have to be made to ask them to recede?"

REPLY BY THE PRESIDENT

The President: "It goes back to the House and they are asked to recede, Senator."

SIGNED BY THE PRESIDENT

The President has signed:
SENATE BILL NO. 116,
SENATE BILL NO. 122,
SENATE BILL NO. 123,
SENATE BILL NO. 128,
SENATE BILL NO. 132,
SENATE BILL NO. 217,
SENATE BILL NO. 228,
SENATE BILL NO. 341,
SUBSTITUTE SENATE BILL NO. 355,
SENATE BILL NO. 413,
SENATE BILL NO. 514,
SENATE BILL NO. 539.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate recessed until 12:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 12:30 p.m.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:45 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 1:45 p.m.

MOTION

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

REPORTS OF STANDING COMMITTEES

April 17, 1969.

SENATE BILL NO. 713, providing recreation for the handicapped (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Connor, Cooney, Dore, Faulk, Foley, Gissberg, Greive, McCormack, Mardesich, Marquardt, Odegaard, Peterson (Ted), Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

April 17, 1969.

SENATE JOINT RESOLUTION NO. 30, amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendable single rate (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Day, Donohue, Foley, Gissberg, Greive, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

The President declared the Senate to be at ease subject to the call of the Chair.

THIRD AFTERNOON SESSION

The President called the Senate to order at 2:10 p.m.

MESSAGE FROM THE HOUSE

April 15, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 74 with the following amendments:

Strike all of the title and substitute the following:

"An Act relating to retirement and pensions; establishing a new retirement system for law enforcement officers and fire fighters; allowing transfers by certain affected persons from present retirement systems to the newly established system; amending section 2, chapter 78, Laws of 1959 as amended by section 1, chapter 140, Laws of 1961, and RCW 41.20.085; amending section 1, chapter 82, Laws of 1963 and RCW 41.20.170; amending section 8, chapter 382, Laws of 1955 as amended by section 4, chapter 45, Laws of 1965 ex. sess., and RCW 41.18.100; amending section 4, chapter 382, Laws of 1955 as last amended by section 3, chapter 45, Laws of 1965 ex. sess., and RCW 41.18.040; amending section 6, chapter 382, Laws of 1955 as amended by section 4, chapter 255, Laws of 1961, and RCW 41.18.060; amending section 11, chapter 382, Laws of 1955 as amended by section 6, chapter 255, Laws of 1961, and RCW 41.18.130; amending section 1, chapter 6, Laws of 1959 as last amended by section 1, chapter 123, Laws of 1969 (Engrossed SB 138) and RCW 41.20.050; amending section 5, chapter 39, Laws of 1909 as last amended by section 2, chapter 123, Laws of 1969 (Engrossed SB 138) and RCW 41.20.060; amending section 1, chapter 78, Laws of 1959 and RCW 41.20.005; amending section 1, chapter 382, Laws of 1955 as last amended by section 2, chapter 45, Laws of 1965 ex. sess., and RCW 41.18.010; adding new sections to chapter 382, Laws of 1955, and to chapter 41.18 RCW; adding a new section to chapter 41.16 RCW; making an appropriation; adding a new chapter to Title 41 RCW; and declaring an emergency.

On page 1, strike all matter after the enacting clause and insert the following:

"NEW SECTION. Section 1. This act shall be known and cited as the "Washington Law Enforcement Officers' and Fire Fighters' Retirement System Act."

NEW SECTION. Sec. 2. The purpose of this 1969 amendatory act is to provide for an actuarial reserve system for the payment of death, disability, and retirement benefits to law enforcement officers and fire fighters, and to beneficiaries of such employees, thereby enabling such employees to provide for themselves and their dependents in case of disability or death, and effecting a system of retirement from active duty.

NEW SECTION. Sec. 3. As used in this 1969 amendatory act, unless a different meaning is plainly required by the context:

(1) "Retirement system" means the "Washington law enforcement officers' and fire fighters' retirement system" provided herein.

(2) "Employer" means the legislative authority of any city, town, county or district or the elected officials of any municipal corporation that employs any law enforcement officer and/or fire fighter.

(3) "Law enforcement officer" means any full time sheriff, deputy sheriff, city police officer, or town marshal.

(4) "Fire fighter" means any person who is regularly employed and paid as a member of a fire department by an employer and who has passed a civil service examination for fire fighter, or fireman if this title is used by the department, and who is actively employed as such; and shall include anyone who is actively employed as a full time fire fighter where the fire department does not have a civil service examination; this term shall also include supervisory fire fighter personnel and all full time employees authorized under chapter 52.08 RCW.

(5) "Retirement board" means the Washington public employees' retirement system board established in chapter 41.40 RCW.

(6) "Surviving spouse" means the surviving widow or widower of a member. The word shall not include the divorced spouse of a member.

(7) "Child" or "children" whenever used in this 1969 amendatory act means every natural born child, posthumous child, child legally adopted prior to the date benefits are payable under this 1969 amendatory act, stepchild and illegitimate child legitimized prior to the date any benefits are payable under this 1969 amendatory act, all while under the age of eighteen years and unmarried.

(8) "Member" means any county sheriff, deputy sheriff, city police officer, fire fighter, or a full time town marshal of the state of Washington.

(9) "Retirement fund" means the "Washington law enforcement officers' and fire fighters' retirement system fund" as provided for herein.

(10) "Employee" means any law enforcement officer or fire fighter as defined in subsections (3) and (4) above.

(11) "Beneficiary" means any person in receipt of a retirement allowance, disability allowance, death benefit, or any other benefit described herein.

(12) "Final average salary" means (a) for a member holding the same civil service position for a minimum of twelve months preceding the date of retirement, the basic salary attached to such same position at time of retirement; (b) for any other member, including a civil service member who has not served a minimum of twelve months in the same civil service position preceding the date of retirement, the average of the greatest basic salaries payable to such member during any consecutive twenty-four month period within such member's last ten years of service for which service credit is allowed, computed by dividing the total basic salaries payable to such member during the selected twenty-four month period by 24; (c) in the case of disability of any member, the basic salary payable to such member at the date a disability is claimed by such member to have been incurred.

(13) "Basic salary" means the basic monthly rate of salary or wages, including longevity pay but not including overtime earnings or special salary or wages, upon which pension or retirement benefits will be computed and upon which employer contributions and salary deductions will be based.

(14) "Service" means service rendered as an employee. For the purposes of this 1969 amendatory act a member shall be considered as being in service only while he is receiving a salary from the employer for such service or is on leave granted for service in the armed forces of the United States as provided in section 17 of this 1969 amendatory act. Service shall also include any time that a member is on disability.

(15) "Accumulated contributions" means the contributions made by a member plus accrued interest credited thereon.

(16) "Actuarial reserve" means a method of financing a pension or retirement plan wherein reserves are accumulated as the liabilities for benefit payments are incurred in order that sufficient funds will be available on the date of retirement of each member to pay his future benefits during the period of his retirement.

(17) "Actuarial valuation" means a mathematical determination of the financial condition of a retirement plan. It includes the computation of the present monetary value of benefits payable to present members, and the present monetary value of future employer and employee contributions, giving effect to mortality among active and retired members and also to the rates of disability, retirement, withdrawal from service, salary and interest earned on investments.

(18) "Disability board" means either the county disability board or the city disability board established in section 11 of this 1969 amendatory act.

NEW SECTION. Sec. 4. The Washington law enforcement officers' and fire fighters' retirement system is hereby created for fire fighters, policemen, deputy sheriffs, sheriffs, and town marshals.

(1) All fire fighters, policemen, deputy sheriffs, sheriffs and town marshals initially employed in that capacity on or after March 1, 1970, on a full time basis in this state shall be members of the retirement system established by this 1969 amendatory act, to the exclusion of any pension system existing under any prior act.

(2) Any employee who has made retirement contributions under any prior act shall have his membership transferred to the system established by this 1969 amendatory act on March 1, 1970: PROVIDED, HOWEVER, That for purposes of employee contribution rate, creditability of service, eligibility for service or disability retirement, and survivor and all other benefits, such employee shall also continue to be covered by the provisions of such prior act which relate thereto, as if this transfer of membership had not occurred. Upon retirement for service or for disability, or death, of any such employee, his retirement benefits earned under this act shall be computed and paid. In addition, his benefits under

the prior retirement act to which he was making contributions at the time of this transfer shall be computed as if he had continued to be a member of the retirement system covered thereby and these benefits, including survivor's benefits, offset by all benefits payable under this act, shall be paid to him by the county, city, town or district by which he was employed at the time of his retirement.

(3) All funds held by any firemen's or policemen's relief and pension fund shall remain in that fund for the purpose of paying the obligations of the fund. The municipality shall continue to levy the millage as provided in RCW 41.16.060, and this millage shall be used for the purpose of paying the benefits provided in chapters 41.16 and 41.18 RCW. The obligations of chapter 41.20 RCW shall continue to be paid from whatever financial sources the city has been using for this purpose.

(4) Any member transferring from the Washington public employees' retirement system or the state-wide city employees' retirement system shall have transferred from the appropriate fund of the prior system of membership, a sum sufficient to pay into the Washington law enforcement officers' and fire fighters' retirement system fund the amount of the employees' and employers' contributions plus credited interest in the prior system from the date of the employee's entrance therein until March 1, 1970. Such transfer of funds shall discharge said state retirement systems from any further obligation to pay benefits to such transferring members, and thereafter the full obligation of payment of benefits earned shall be borne by the retirement board administering this act and by the member's employer as provided for in subsection (2) of this section.

(5) All unfunded liabilities created by this or any other section of this 1969 amendatory act shall be computed by the actuary in his biennial evaluation. Such computation shall provide for amortization of the unfunded liabilities over a period of not more than forty years from March 1, 1970. The amount thus computed as necessary shall be reported to the governor by the board of the retirement system for inclusion in the budget. The legislature shall make the necessary appropriation to fund the unfunded liability from the state general fund beginning with the 1971-1973 biennium.

NEW SECTION. Sec. 5. The retirement board shall be composed of the members of the public employees' retirement board established in chapter 41.40 RCW. Their terms of office shall be the same as their term of office with the public employees' retirement board. The members of the retirement system shall elect two additional members to the board who shall be members of the Washington law enforcement officers' and fire fighters' retirement system. These additional board members shall serve on the retirement board only for the purposes of administering this 1969 amendatory act. One board member shall be elected by the fire fighter members and one by the law enforcement members. These board members shall serve two year terms. The first board members elected by the system shall provide that the member elected by the policemen shall serve for one year only and the member elected by the fire fighters shall serve a two year term, thereafter both shall serve two years unless they cease to be members of the retirement system. In such case it shall be the duty of the remaining board members to appoint another member from the same service to fill out the remaining part of the term. All administrative services of this system shall be performed by the director and staff of the public employees' retirement system with the cost of administration as determined by the retirement board charged against the Washington law enforcement officers' and fire fighters' retirement fund as provided in this 1969 amendatory act from funds appropriated for this purpose.

NEW SECTION. Sec. 6. The administration of this system is hereby vested in the board of the Washington public employees' retirement system pursuant to section 5 of this 1969 amendatory act and the board shall:

(1) Keep in convenient form such data as shall be deemed necessary for actuarial evaluation purposes;

(2) As of March 1, 1970, and at least every two years thereafter, through its actuary, make an actuarial valuation as to the mortality and service experience of the beneficiaries under this act and the various accounts created for the purpose of showing the financial status of the retirement fund;

(3) Adopt for the retirement system the mortality tables and such other tables as shall be deemed necessary;

(4) Keep a record of all its proceedings, which shall be open to inspection by the public;

(5) From time to time adopt such rules and regulations not inconsistent with this act, for the administration of the provisions of this 1969 amendatory act, for the administration of the fund created by this 1969 amendatory act and the several accounts thereof, and for the transaction of the business of the board;

(6) Provide for investment, reinvestment, deposit and withdrawal of funds;

(7) Prepare and publish annually a financial statement showing the condition of the fund and the various accounts thereof, and setting forth such other facts, recommendations and data as may be of use in the advancement of knowledge concerning the Washington law enforcement officers' and fire fighters' retirement system, and furnish a copy thereof to each employer, and to such members as may request copies thereof;

(8) Serve without compensation but shall be reimbursed for expense incident to service as individual members thereof;

(9) Perform such other functions as are required for the execution of the provisions of this 1969 amendatory act;

(10) No member of the board shall be liable for the negligence, default or failure of

any employee or of any other member of the board to perform the duties of his office and no member of the board shall be considered or held to be an insurer of the funds or assets of the retirement system but shall be liable only for his own personal default or individual failure to perform his duties as such member and to exercise reasonable diligence in providing for the safeguarding of the funds and assets of the system;

(11) Fix the amount of interest to be credited at a rate which shall be based upon the net annual earnings of the fund for the preceding twelve-month period and from time to time make any necessary changes in such rate;

(12) Pay from the retirement fund the expenses incurred in administration of the retirement system from funds appropriated for that purpose.

(13) Perform any other duties prescribed elsewhere in this 1969 amendatory act: PROVIDED, That all disability claims shall be submitted and approved or disapproved by the disability boards established by this 1969 amendatory act and the retirement board shall have authority to approve or disapprove disability retirement requests only.

NEW SECTION. Sec. 7. A fund is hereby created and established in the state treasury to be known as the Washington law enforcement officers' and fire fighters' retirement fund, and shall consist of all moneys paid into it in accordance with the provisions of this 1969 amendatory act, whether such moneys shall take the form of cash, securities, or other assets. The members of the retirement board shall be the trustees of these funds created by this 1969 amendatory act and the retirement board shall have full power to invest or reinvest these funds in the securities authorized by RCW 41.40.071 as now or hereafter amended.

NEW SECTION. Sec. 8. The total liability of this system shall be funded as follows:

(1) Every member shall have deducted from each payroll a sum equal to six percent of his basic salary for each pay period.

(2) Every employer shall contribute monthly a sum equal to six percent of the basic salary of each employee who is a member of this retirement system. The employer shall transmit the employee and employer contributions with a copy of the payroll to the retirement system monthly.

(3) The biennial actuarial evaluation required by section 6(2) of this 1969 amendatory act shall establish the total liability for this system. This liability shall be divided into current service liability and prior service liability. The contributions required by (1) and (2) above shall be applied toward the current service liability with the balance of the current service liability to be appropriated from the state general fund. The prior service liability shall be amortized over a period of not more than forty years from March 1, 1970. The amount thus computed shall be added to the current service liability to be appropriated from the state general fund.

This total amount shall be reported to the governor by the director of the retirement system, upon approval of the board, for inclusion in the budget. The legislature shall make the necessary appropriation from the state general fund to the Washington law enforcement officers' and fire fighters' retirement fund after considering the estimates as prepared and submitted. The transfer of funds from the state general fund to the retirement system shall be at a rate determined by the board of trustees on the basis of the latest actuarial valuation. The total amount of such transfers for a biennium shall not exceed the total amount appropriated by the legislature.

(4) Every member shall be deemed to consent and agree to the contribution made and provided for herein, and shall receipt in full for his salary or compensation. Payment less said contributions shall be a complete discharge of all claims and demands whatsoever for the services rendered by such person during the period covered by such payments, except his claim to the benefits to which he may be entitled under the provisions of this 1969 amendatory act.

NEW SECTION. Sec. 9. Retirement of a member for service shall be made by the board as follows:

(1) Any member having twenty-five or more years of service and having attained the age of fifty years shall be eligible for retirement and shall be retired upon his written request;

(2) Any member having five or more years of service, who terminates his employment with any employer, may leave his contributions in the fund. Any employee who so elects shall be eligible at age fifty for a retirement allowance based on his years of service as follows: Five years but under ten years, one percent of his final average salary for each year of service; ten years but under twenty years, one and one-half percent of his final average salary for each year of service; and twenty years and over, two percent of his final average salary for each year of service. Any member selecting this optional vesting shall not be covered by the provisions of section 15 of this 1969 amendatory act.

(3) Any member who has attained the age of sixty years shall be retired on the first day of the calendar month next succeeding that in which said member shall have attained the age of sixty: PROVIDED, That for any member who is elected or appointed to the office of sheriff, his election or appointment shall be considered as a waiver of the age sixty provision for retirement for whatever number of years remain in his present term of office and any succeeding terms to which he may be so elected or appointed: PROVIDED FURTHER, That the provisions of this subsection shall not apply to any member employed on the effective date of this 1969 amendatory act.

NEW SECTION. Sec. 10. A member upon retirement for service shall receive a monthly retirement allowance of two percent of his final average salary for each completed year of service.

NEW SECTION. Sec. 11. (1) All claims for disability made against the retirement system as defined in section 3(1) of this 1969 amendatory act shall be acted upon and either approved or disapproved by either type of disability board hereafter authorized to be created.

(a) Each city having a population of twenty thousand or more shall establish a disability board having jurisdiction over all members employed by said cities and composed of the following five members: Two members of the city legislative body to be appointed by the mayor, one fire fighter to be elected by the fire fighters employed by the city, one law enforcement officer to be elected by the law enforcement officers employed by the city, and one member from the public at large who resides within the city to be appointed by the other four appointed members heretofore designated in this subsection. All members appointed or elected pursuant to this subsection shall serve for two year terms.

(b) Each county shall establish a disability board having jurisdiction over all members residing in the county and not residing within a city in which a disability board is established. The county disability board so created shall be composed of five members to be chosen as follows: One member of the legislative body of the county to be appointed by the county legislative body, one member of a city or town legislative body located within the county which does not contain a city disability board established pursuant to subsection (1) (a) of this section to be chosen by a majority of the mayors of such cities and towns within the county which does not contain a city disability board, one fire fighter to be elected by the fire fighters subject to the jurisdiction of the county disability board, one law enforcement officer to be elected by the law enforcement officers subject to the jurisdiction of the county disability board, and one member from the public at large who resides within the county but does not reside within a city in which a city disability board is established, to be appointed by the other four appointed members heretofore designated in this subsection. All members appointed or elected pursuant to this subsection shall serve for two year terms.

(2) The members of both the county and city disability boards shall not receive compensation for their service upon the boards but said members shall be reimbursed for all travel expenses incidental to such service as to the amount authorized by law.

(3) The disability boards authorized for establishment by this section shall perform all functions, exercise all powers, and make all such determinations as specified in this 1969 amendatory act and subsequent legislative acts.

NEW SECTION. Sec. 12. Any member, regardless of his age or years of service may be recommended for retirement by the disability board for any disability which renders him unable to continue his service, whether incurred in the line of duty or not. Benefits hereunder shall not begin for a period of six months after the disability is incurred.

Any member who believes he is or is believed to be physically or mentally disabled, if such disability has been continuous from discontinuance of service, shall be examined by such medical authority as the disability board shall employ, upon the application of the head of the office or department in which the member is employed, or upon application of said member, or a person acting in his behalf, stating that said member is disabled, either physically or mentally. If examination shows, to the satisfaction of the disability board, that the member should be retired, he shall be retired forthwith: PROVIDED, That no such application shall be considered unless said member or someone in his behalf, in case of the incapacity of a member, shall have filed the application within a period of one year from and after the discontinuance of service of said member. Where an application for disability is filed after the sixth month of disability but prior to the one-year time limit, the member shall be entitled to receive disability benefits to which he is entitled retroactive to the end of the sixth month.

NEW SECTION. Sec. 13. (1) On retirement for disability, as provided in section 12 of this 1969 amendatory act, a member shall be entitled to receive a monthly retirement allowance computed as follows: (a) A basic amount of fifty percent of final average salary at time of disability, and (b) an additional five percent of final average salary for each child as defined in section 3(8) of this 1969 amendatory act, (c) the combined total of subsections (1)(a) and (1)(b) of this section shall not exceed a maximum of sixty percent of final average salary.

(2) A disabled member shall receive his full monthly salary from the employer during the six months waiting period applicable under section 12 of this 1969 amendatory act.

(3) Benefits under this section will be payable until the member recovers from the disability or dies. If at the time that the disability ceases the member is over the age of fifty, he shall then receive either his disability retirement allowance or his retirement for service allowance, whichever is greater.

(4) Benefits under this section for a disability that is incurred while in other employment will be reduced by any amount the member receives or is entitled to receive from workmen's compensation, social security, group insurance or any other similar source provided by another employer.

(5) A member retired for disability shall, at the discretion of the disability board, be subject to a semiannual medical examination by a physician approved by the disability board.

NEW SECTION. Sec. 14. (1) Upon the basis of a semiannual reexamination of disabled members, the disability board shall determine whether such disability beneficiary is still unable to perform his duties either physically or mentally for service in the department where he was employed.

(2) If the disability board shall determine that the beneficiary is not so incapacitated his retirement allowance shall be canceled and he shall be restored to duty in the same civil service rank if any, held by the beneficiary at the time of his retirement or if unable to perform the duties of said rank then, at his request, in such other like or lesser rank as may be or become open and available, the duties of which he is then able to perform. In no event, shall a beneficiary previously drawing a disability allowance be returned or be restored to duty at a salary or rate of pay less than that received by the said beneficiary at the date of his retirement for disability. If the disability board determines that the beneficiary is able to return to service he shall be entitled to notice and a hearing, both the notice and the hearing shall comply with the requirements of chapter 34.04 RCW, as now or hereafter amended. If the employer is unable to find employment for a disability beneficiary subsequently found to be able to perform his duties, the disability board shall continue the disability retirement allowance of the beneficiary until such time as employment is available.

(3) Should a disability beneficiary reenter service and be eligible for membership in the retirement system, his retirement allowance shall be canceled and he shall immediately become a member of the retirement system. Such member shall receive credit for service in the same manner as if he had never been retired for disability.

(4) Should any disability beneficiary under age fifty refuse to submit to medical examination, his retirement allowance shall be discontinued until his withdrawal of such refusal, and should such refusal continue for one year or more, his retirement allowance shall be canceled.

(5) Should a nonduty disability beneficiary, prior to attaining age fifty engage in a gainful occupation, the disability board shall reduce the amount of his retirement allowance to an amount which when added to the compensation earned by him in such occupation shall not exceed the basic salary currently being paid for the rank the retired member held at the time he was disabled. All disability beneficiaries under age fifty shall file with the disability board every six months a signed and sworn statement of earnings and any person who shall knowingly swear falsely on such statement shall be subject to prosecution for perjury. Should the earning capacity of such beneficiary be further altered, the disability board may further alter his retirement allowance as indicated above. The failure of any member to file the required statement of earnings shall be cause for cancellation of retirement benefits.

(6) Should the disability retirement allowance of any disability beneficiary be canceled for any cause other than reentrance into service or retirement for service, he shall be paid his accumulated contributions, less annuity payments made to him.

NEW SECTION. Sec. 15. (1) Whenever any active member, or any member hereafter retired, on account of service, sickness or disability, not caused or brought on by dissipation or abuse, of which the disability board shall be judge, is confined in any hospital or in his home, and whether or not so confined, requires nursing, care, or attention, the employer shall pay for such active member and such member retired for disability the necessary hospital, care, and nursing expenses of such member; and the employer shall pay for such disability retired member hospital, care, and nursing expenses as are reasonable in the disability board discretion. The salary of such active member shall continue while he is necessarily confined to such hospital or home or elsewhere during the period of recuperation, as determined by the disability board, for a period not exceeding six months; after which period the other provisions of this chapter shall apply: **PROVIDED,** That the disability board in all cases may have the active or retired member suffering from such sickness or disability examined at any time by a licensed physician or physicians, to be appointed by the disability board, for the purpose of ascertaining the nature and extent of the sickness or disability, the physician or physicians to report to the disability board the result of the examination within three days thereafter. Any active or retired member who refuses to submit to such examination or examinations shall forfeit all his rights to benefits under this section: **PROVIDED FURTHER,** That the disability board shall designate the hospital and medical services available to such sick or disabled member.

(2) The medical benefits payable under this section will be reduced by any amount received or eligible to be received by the member under workmen's compensation, social security including the changes incorporated under Public Law 89-97 as now or hereafter amended, insurance provided by another employer, or any other similar source. Failure to apply for coverage if otherwise eligible under the provisions of Public Law 89-97 as now or hereafter amended shall not be deemed a refusal of payment of benefits thereby enabling collection of charges under the provisions of this 1969 amendatory act.

(3) Upon making such payments as are provided for in subsection (1), the employer shall be subrogated to all rights of the member against any third party who may be held liable for the member's injuries to the extent necessary to recover the amount of payments made by the employer.

NEW SECTION. Sec. 16. (1) Any person feeling aggrieved by any order or determination of a disability board shall have the right to appeal the said order or determination to the retirement board designated in chapter 41.40 RCW. The said retirement board shall have no jurisdiction to entertain the appeal unless a notice of appeal is filed with the said retirement board within thirty days following the rendition of the order by the applicable disability board.

(2) The said appeal authorized by this section shall be governed by the provisions of sections 19 and 20 of this 1969 amendatory act.

NEW SECTION. Sec. 17. (1) In the event of the death of any member who is in active service, or who is retired, his surviving spouse shall become entitled to receive a monthly allowance equal to fifty percent of his final average salary at the date of death if active, or the amount of the retirement allowance such retired member was receiving at the time of his death if retired for service or disability. The amount of this allowance will be increased five percent of final average salary for each child as defined in section 3 (8) of this 1969 amendatory act, subject to a maximum combined allowance of sixty percent of final average salary.

(2) If at the time of the death of a member retired for service or disability, the surviving spouse has not been lawfully married to the member for one year prior to his retirement, the surviving spouse shall not be eligible to receive the benefits under this section: **PROVIDED**, That if a member dies as a result of a disability incurred in the line of duty, then if he was married at the time he was disabled, his surviving spouse shall be eligible to receive the benefits under this section.

(3) If there be no surviving spouse eligible to receive benefits at the time of such member's death, then the child or children of such member shall receive a monthly allowance equal to thirty percent of final average salary for one child and an additional ten percent for each additional child subject to a maximum combined payment, under this subsection, of sixty percent of final average salary. When all the eligible children reach the age of eighteen, the balance of employee contributions, if any, shall be paid to the legal heirs of said member.

(4) In the event that there is no surviving spouse eligible to receive benefits under this section, and that there be no child or children eligible to receive benefits under this section, then the accumulated contributions shall be paid to the estate of said member.

(5) If a surviving spouse receiving benefits under the provisions of this section thereafter dies and there are children under eighteen years of age the child or children shall receive the benefits as provided in subsection (3) above.

(6) If a surviving spouse receiving benefits under the provisions of this section thereafter remarries and there are children under eighteen years of age, the benefit payable to the children will be twenty percent of final average salary for each child, subject to maximum combined payment of sixty percent of final average salary. When all the eligible children reach the age of eighteen the balance of employee contributions, if any, shall be paid to the legal heirs of said member.

NEW SECTION. Sec. 18. Each person affected by this 1969 amendatory act who at the time of entering the armed services was a member of this system, and has honorably served in the armed services of the United States, shall have added to his period of service as computed under this act, his period of service in the armed forces: **PROVIDED**, That such credited service shall not exceed five years: **PROVIDED FURTHER**, That such period of service shall be automatically added to each member's service when he has paid into the fund an amount equal to his contributions for this period of service. The employer shall pay into the fund an amount equal to that paid by the member.

NEW SECTION. Sec. 19. Any person aggrieved by any final decision of the retirement board must, before petitioning for judicial review, file with the director of the retirement system by mail or personally within sixty days from the day such decision was communicated to such person, a notice for a hearing before the retirement board. The notice of hearing shall set forth in full detail the grounds upon which such person considers such decision unjust or unlawful and shall include every issue to be considered by the retirement board, and it must contain a detailed statement of facts upon which such person relies in support thereof. Such persons shall be deemed to have waived all objections or irregularities concerning the matter on which such appeal is taken other than those specifically set forth in the notice of hearing or appearing in the records of the retirement system.

NEW SECTION. Sec. 20. A hearing shall be held by members of the retirement board, or its duly authorized representatives, in the county of the residence of the claimant at a time and place designated by the retirement board. Such hearing shall be de novo and shall conform to the provisions of chapter 34.04 RCW, as now or hereafter amended. The retirement board shall be entitled to appear in all such proceedings and introduce testimony in support of the decision. Judicial review of any final decision by the retirement board shall be governed by the provisions of chapter 34.04 RCW as now law or hereafter amended.

NEW SECTION. Sec. 21. No bond of any kind shall be required of a claimant appealing to the superior or the supreme court from a finding of the retirement board affecting such claimant's right to retirement or disability benefits.

NEW SECTION. Sec. 22. (1) Should service of a member be discontinued except by death, disability or retirement, within six months after the day of discontinuance, he shall be paid his accumulated contributions, and his rights to all benefits as a member shall cease without notice. The provisions of this section shall be inapplicable to a member who leaves the service and is later found to have left the service by reason of disability: **PROVIDED**, That any member with at least five years' service may elect the provisions of section 9 (2) of this 1969 amendatory act.

(2) Any member who reenters the service of an employer shall upon the restoration of all withdrawn contributions, which restoration must be completed within a total period of five years of membership service following resumption of employment, then receive credit toward retirement for the period of previous service which these contributions are to cover.

NEW SECTION. Sec. 23. The right of a person to a retirement allowance, disability

allowance, or death benefit, to the return of accumulated contributions, the retirement, disability or death allowance itself, any optional benefit, any other right accrued or accruing to any person under the provisions of this 1969 amendatory act, and the moneys in the fund created under this 1969 amendatory act shall not be subject to execution, garnishment, or any other process whatsoever.

NEW SECTION. Sec. 24. For purposes of this section of this 1969 amendatory act:

(1) "Index" shall mean the Consumer Price Index—Seattle, Washington area for urban wage earners and clerical workers, all items (1957-1959=100), compiled by the bureau of labor statistics, United States department of labor;

(2) "Retirement allowance" shall mean the retirement allowance provided for in sections 10 and 13 of this 1969 amendatory act, and the monthly allowance provided for in section 17 of this 1969 amendatory act.

The retirement board, not later than April 1st of each year commencing with calendar year 1971, shall make a determination with respect to the percentage of increase or decrease, if any, in the index beginning with the period between January, 1970 and January, 1971 and for each such twelve-month period subsequent thereto.

If the index indicates an increase or decrease between the month commencing and the month ending any such period, the amount of each retirement allowance shall be increased or decreased by the amount of such percentage increase or decrease, commencing upon April 1, 1971 if an increase or decrease is indicated for the period preceding such date, and upon April 1st of each year subsequent to each such period in which an increase or decrease is indicated. No retirement allowance shall be increased or decreased unless it commenced prior to January 2nd of the year preceding any such April 1st date.

The total amount of each retirement allowance shall include and shall be increased or decreased by each such percentage increase or decrease which may be added thereto or subtracted therefrom from time to time. Each subsequent percentage increase or decrease shall be calculated on the basis of the total amount of such retirement allowance as increased or decreased by any such percentage increases or decreases. No retirement allowance shall be decreased below the original amount of the retirement allowance granted under the provisions of this 1969 amendatory act.

NEW SECTION. Sec. 25. There is added to chapter 382, Laws of 1955 and to chapter 41.18 RCW a new section to read as follows:

Upon the death of a fireman who is eligible to retire under RCW 41.18.040, but who has not retired, a pension shall be paid to his widow at the same monthly rate that he was eligible to receive at the time of his death, if such widow was his wife for a period of five years prior to his death. If there be no widow, then such monthly payments shall be distributed to and divided among his children, share and share alike, until they reach the age of eighteen or are married, whichever comes first.

This section shall apply retroactively for the benefit of all widows and survivors of firemen who died after January 1, 1967, if such firemen were otherwise eligible to retire on the date of death.

Sec. 26. Section 2, chapter 78, Laws of 1959 as amended by section 1, chapter 140, Laws of 1961 and RCW 41.20.085 are each amended to read as follows:

Whenever any member of the police department of any such city shall die, or shall have heretofore died, or whenever any such member who has been heretofore retired or who is hereafter retired for length of service or a disability, shall have died, or shall die, leaving a surviving spouse or child or children under the age of eighteen years, upon satisfactory proof of such facts made to it, the board shall order and direct that a pension equal to one-third of the amount of salary at any time hereafter attached to the position held by such member in the police department at the time of his death or retirement, not to exceed one-third of the salary of captain, shall be paid to the surviving spouse during the surviving spouse's life, and in addition, to the child or children, until they are eighteen years of age, as follows: For one child, one-eighth of the salary on which such pension is based; for two children a total of one-seventh of said salary; and for three or more children, a total of one-sixth of said salary: PROVIDED, If such spouse or child or children marry, the persons so marrying shall receive no further pension from the fund. In case there is no surviving spouse, or if the surviving spouse shall die, the child or children shall be entitled to the spouse's share in addition to the share specified herein until they reach eighteen years of age. No spouse shall be entitled to any payments on the death of a retired officer unless [he] *such surviving spouse* has been married to such officer for a period of at least five years prior to the date of his retirement.

As of July 1, 1961, a surviving spouse not otherwise covered by the provisions of section 2, chapter 78, Laws of 1959, shall be entitled to a pension of one hundred fifty dollars per month [: PROVIDED, That such pension shall be reduced by the amount of any pension such surviving spouse may be receiving under social security or any other pension grant].

"Surviving spouse" as used in this section means surviving female *or* male spouse.

Sec. 27. Section 1, chapter 82, Laws of 1963 and RCW 41.20.170 are each amended to read as follows:

Any employee of a harbor department of a city of the first class that has been abolished and has had its functions included within the police department of such city who (1) is a member of the employees' retirement system of such city, and (2) is employed within the police department of such city, may transfer his membership from the city employees' retirement system to the city's police relief and pension fund system by filing a

written request with the board of administration and the board of trustees, respectively, of the two systems.

Upon the receipt of such request, the transfer of membership to the city's police relief and pension fund system shall be made, together with a transfer of all accumulated contributions credited to such member. The board of administration of the city's employees' retirement system shall transmit to the board of trustees of the city's police relief and pension fund system a record of service credited to such member which shall be computed and credited to such member as a part of his period of employment in the city's police and pension fund system.

Any employee so transferring shall have all rights, benefits and privileges that he would have been entitled to had he been a member of the city's police relief and pension fund system from the beginning of his employment with the [former harbor department] city.

No person transferring shall thereafter be entitled to any other public pension, except social security, which is based upon service with the [former harbor department] city.

The right of any employee to file a written request for transfer of membership as set forth herein shall expire [June 30, 1964] *December 31, 1969.*

Sec. 28. Section 8, chapter 382, Laws of 1955 as amended by section 4, chapter 45, Laws of 1965 ex. sess., and RCW 41.18.100 are each amended to read as follows:

In the event a fireman is killed in the performance of duty, or in the event a fireman retired on account of service connected disability shall die from any cause his widow shall receive a monthly pension [equal to fifty percent of his basic salary or,] *under one of the following applicable provisions: (1) If a fireman is killed in the line of duty his widow shall receive a monthly pension equal to fifty percent of his basic salary at the time of his death; (2) if a fireman who has retired on account of a service connected disability dies, his widow shall receive a monthly pension equal to the amount of the monthly pension such retired fireman was receiving at the time of his death.* If she at any time so elects in writing and the board after hearing finds it to be financially beneficial to the pension fund, she may receive in lieu of all future monthly pension and other benefits, including benefits to child or children, the sum of five thousand dollars in cash. If there be no widow at the time of such fireman's death or upon the widow's death the monthly pension benefits hereinabove provided for shall be paid to and divided among his child or children share and share alike, until they reach the age of eighteen or are married, whichever occurs first. [If there be a widow and a child or children at the time of such fireman's death, the widow's monthly pension benefit shall be increased in a sum equal to five percent of the basic salary of such fireman for each child until such child reaches the age of eighteen years: PROVIDED, That such increased benefit shall in no event exceed ten percent of the basic salary of such fireman.] The widow's monthly pension benefit, including increased benefits to her children shall cease if and when she remarried. *All pensions payable under the provisions of this section shall be subject to an annual cost of living increase which shall be equal to two percent of the pension granted the widow at the time of the death of the fireman. This increase shall be effective and be paid starting with the January payment of each succeeding year.*

Sec. 29. Section 4, chapter 382, Laws of 1955, as last amended by section 3, chapter 45, Laws of 1965 ex. sess. and RCW 41.18.040 are each amended to read as follows:

Whenever any fireman, at the time of taking effect of this act or thereafter, shall have been appointed under civil service rules and have served for a period of twenty-five years or more as a member in any capacity of the regularly constituted fire department of any city, town or fire protection district which may be subject to the provisions of this chapter, and shall have attained the age of fifty years, he shall be eligible for retirement and shall be retired by the board upon his written request. Upon his retirement such fireman shall be paid a monthly pension which shall be equal to fifty percent of [his] *the basic salary now or hereafter attached to the same rank and status held by the said fireman at the date of his retirement: PROVIDED, That a fireman hereafter retiring who has served as a member for more than twenty-five years, shall have his pension payable under this section increased by two percent of the basic salary per year for each full year of such additional service to a maximum of five additional years.*

Upon the death of any such retired fireman, his pension shall be paid to his widow, at the same monthly rate that the retired fireman would have received had he lived, if such widow was his wife for a period of five years prior to the time of his retirement. If there be no widow, then such monthly payments shall be distributed to and divided among his children, share and share alike, until they reach the age of eighteen or are married, whichever occurs first.

Sec. 30. Section 6, chapter 382, Laws of 1955, as amended by section 4, chapter 255, Laws of 1961 and RCW 41.18.060 are each amended to read as follows:

Whenever the retirement board, pursuant to examination by the board's physician and such other evidence as it may require, shall find a fireman has been disabled while in the performance of his duties it shall declare him inactive. For a period of six months from the time of such disability he shall draw from the pension fund a disability allowance equal to his basic monthly salary and, in addition, he shall be provided with medical, hospital and nursing care as long as the disability exists. If the board finds at the expiration of six months that the fireman is unable to return to and perform his duties, then he shall be retired at a monthly sum equal to fifty percent of the amount of his basic salary at any time thereafter attached to the rank which he held at the date of his retirement: *PROVIDED, That where, at the time of retirement hereafter for disability under this section, such fireman has served*

honorably for a period of more than twenty-five years as a member, in any capacity of the regularly constituted fire department of a municipality, he shall have his pension payable under this section increased by two percent of his basic salary per year for each full year of additional service to a maximum of five additional years.

Sec. 31. Section 11, chapter 382, Laws of 1955, as amended by section 6, chapter 255, Laws of 1961 and RCW 41.18.130 are each amended to read as follows:

Any fireman who shall have served for a period of less than twenty-five years, or who shall be less than fifty years of age, and shall resign, or be dismissed from the fire department for a reason other than conviction for a felony, shall be paid the amount of his contributions to the fund plus earned interest: *PROVIDED, That in the case of any fireman who has completed twenty years of service, such fireman, upon termination for any cause except for a conviction of a felony, shall have the option of electing, in lieu of recovery of his contributions as herein provided, to be classified as a vested fireman in accordance with the following provisions:*

(1) *Written notice of such election shall be filed with the board within thirty days after the effective date of such fireman's termination;*

(2) *During the period between the date of his termination and the date upon which he becomes a retired fireman as hereinafter provided, such vested fireman and his spouse or dependent children shall be entitled to all benefits available under chapter 41.18 RCW to a retired fireman and his spouse or dependent children with the exception of the service retirement allowance as herein provided for: PROVIDED, That any claim for medical coverage under RCW 41.18.060 shall be attributable to service connected illness or injury;*

(3) *Any fireman electing to become a vested fireman shall be entitled at such time as he otherwise would have completed twenty-five years of service had he not terminated, to receive a service retirement allowance computed on the following basis: Two percent of the amount of salary attached to the position held by the vested fireman for the year preceding the date of his termination, for each year of service rendered prior to the date of his termination.*

NEW SECTION. Sec. 32. There is added to chapter 382, Laws of 1955 and to chapter 41.18 RCW a new section to read as follows:

The provisions of sections 28 and 29 of this 1969 amendatory act shall be applicable to all firemen employed on the effective date thereof prior to March 1, 1970 and to those who shall thereafter become firemen, but shall not apply to any former fireman who has terminated his employment prior to the effective date of this 1969 amendatory act.

NEW SECTION. Sec. 33. There is added to chapter 382, Laws of 1955 and to chapter 41.18 RCW a new section to read as follows:

The amount of all benefits payable under the provisions of RCW 41.18.040, 41.18.080 and 41.18.100 as now or hereafter amended, shall be increased annually as hereafter in this section provided. The present benefits payable under RCW 41.18.040, 41.18.080 and 41.18.100 at the effective date of this 1969 amendatory act shall be increased two percent each year using as a basis for such two percent increase, the amount of the present benefit payable and not the amount of the future benefit payable which will hereafter be increased by the provisions of this section.

Said increases shall become effective July 1, 1969 or one year after the date when the said benefits are payable, whichever is later. Each year effective with the July payment all benefits specified herein, shall be increased two percent as authorized by this section. This benefit increase shall be paid monthly as part of the regular pension payment and shall be cumulative but shall not be compounded. The increased benefits authorized by this section shall not affect any benefit payable under the provisions of chapter 41.18 RCW in which the benefit payment is attached to a current salary of the rank held at time of retirement.

NEW SECTION. Sec. 34. All benefits presently payable pursuant to the provisions of RCW 41.20.050, 41.20.060 and 41.20.080 as such RCW sections existed prior to the effective date of the amendment of such RCW sections by sections 1, 2, 3, chapter 191, Laws of 1961 to persons who retired prior to the effective date of the said 1961 amendatory act, shall be increased annually as hereafter in this section provided. At the effective date of this 1969 amendatory act such presently payable benefits shall be increased two percent each year using as a basis for such two percent increase, the amount of the present benefit payable and not the amount of the future benefit payable which will hereafter be increased by the provisions of this section.

Said increases shall become effective July 1, 1969 or one year after the date when the said benefits are payable, whichever is later. Each year effective with the July payment all benefits specified herein, shall be increased two percent as authorized by this section. This benefit increase shall be paid monthly as part of the regular pension payment and shall be cumulative but shall not be compounded.

NEW SECTION. Sec. 35. All benefits presently payable pursuant to the provisions of RCW 41.20.085 which are not related to the amount of current salary attached to the position held by the deceased member, shall be increased annually as hereafter in this section provided. At the effective date of this 1969 amendatory act such presently payable benefits shall be increased two percent each year using as a basis for such two percent increase, the amount of the present benefit payable and not the amount of the future benefit payable which will hereafter be increased by the provisions of this section.

Said increases shall become effective July 1, 1969 or one year after the date when the said benefits are payable, whichever is later. Each year effective with the July payment all benefits specified herein, shall be increased two percent as authorized by this section. This

benefit increase shall be paid monthly as part of the regular pension payment and shall be cumulative but shall not be compounded.

Sec. 36. Section 1, chapter 6, Laws of 1959 as last amended by section 1, chapter 123, Laws of 1969 (Engrossed SB 138) and RCW 41.20.050 are each amended to read as follows:

Whenever a person has been duly appointed, and has served honorably for a period of twenty-five years, as a member, in any capacity, of the regularly constituted police department of a city subject to the provisions of this chapter, the board, after hearing, if one is requested in writing, may order and direct that such person be retired, and the board shall retire any member so entitled, upon his written request therefor. The member so retired hereafter shall be paid from the fund during his lifetime a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position held by the retired member for the year preceding the date of his retirement: PROVIDED, That, *except as to a position higher than that of captain held for at least three calendar years prior to date of retirement*, no such pension shall exceed the amount equivalent to fifty percent of the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957: PROVIDED FURTHER, That a person hereafter retiring who has served as a member for more than twenty-five years, shall have his pension payable under this section increased by two percent of his salary per year for each full year of such additional service to a maximum of five additional years.

Any person who has served in a position higher than the rank of captain for a minimum of three years may elect to retire at such higher position and receive for his lifetime a pension equal to fifty percent of the amount of the salary attached to the position held by such retired member for the year preceding his date of retirement: PROVIDED, That such person make the said election to retire at a higher position by September 1, 1969 and at the time of making the said election, pay into the relief and pension fund in addition to the contribution required by RCW 41.20.130: (1) an amount equal to six percent of that portion of all monthly salaries previously received upon which a sum equal to six percent has not been previously deducted and paid into the police relief and pension fund; (2) and such person agrees to continue paying into the police relief and pension fund until the date of retirement, in addition to the contributions required by RCW 41.20.130, an amount equal to six percent of that portion of monthly salary upon which a six percent contribution is not currently deducted pursuant to RCW 41.20.130.

Any person affected by this chapter who at the time of entering the armed services was a member of such police department and has honorably served in the armed services of the United States in the time of war, shall have added to his period of employment as computed under this chapter, his period of war service in the armed forces, but such credited service shall not exceed five years and such period of service shall be automatically added to each member's service upon payment by him of his contribution for the period of his absence at the rate provided in RCW 41.20.130.

Sec. 37. Section 5, chapter 39, Laws of 1909 as last amended by section 2, chapter 123, Laws of 1969 (Engrossed SB 138) and RCW 41.20.060 are each amended to read as follows:

Whenever any person, while serving as a policeman in any such city becomes physically disabled by reason of any bodily injury received in the immediate or direct performance or discharge of his duties as a policeman, or becomes incapacitated for service, such incapacity not having been caused or brought on by dissipation or abuse, of which the board shall be judge, the board may, upon his written request filed with the secretary, or without such written request, if it deems it to be for the benefit of the public, retire such person from the department, and order and direct that he be paid from the fund during his lifetime, a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position which he held in the department at the date of his retirement, but not to exceed an amount equivalent to fifty percent of the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957, *except as to a position higher than that of captain held for at least three calendar years prior to the date of retirement in which case as to such position the provisions of section 36 of this 1969 amendatory act shall apply*: PROVIDED, That where, at the time of retirement hereafter for disability under this section, such person has served honorably for a period of more than twenty-five years as a member, in any capacity of the regularly constituted police department of a city subject to the provisions of this chapter, the foregoing percentage factors to be applied in computing the pension payable under this section shall be increased by two percent of his salary per year for each full year of such additional service to a maximum of five additional years.

Whenever such disability ceases, the pension shall cease, and such person shall be restored to active service at the same rank he held at the time of his retirement, and at the current salary attached to said rank at the time of his return to active service.

Disability benefits provided for by this chapter shall not be paid when the policeman is disabled while he is engaged for compensation in outside work not of a police or special police nature.

NEW SECTION. Sec. 38. There is added to chapter 41.16 RCW a new section to read as follows:

The amount of all benefits payable under the provisions of RCW 41.16.080, 41.16.120, 41.16.130 and 41.16.140 as now or hereafter amended, shall be increased annually as hereafter in this section provided. The present benefits payable under RCW 41.16.080, 41.16.120, 41.16.130 and 41.16.140 at the effective date of this 1969

amendatory act shall be increased two percent each year using as a basis for such two percent increase, the amount of present benefit payable and not the amount of the future benefit payable which will hereafter be increased by the provisions of this section.

Said increases shall become effective July 1, 1969 or one year after the date when the said benefits are payable, whichever is later. Each year effective with the July payment all benefits specified herein, shall be increased two percent as authorized by this section. This benefit increase shall be paid monthly as part of the regular pension payment and shall be cumulative but shall not be compounded. The increase benefits authorized by this section shall not affect any benefit payable under the provisions of chapter 41.16 RCW in which the benefit payment is attached to a current salary of the rank held at time of retirement.

Sec. 39. Section 1, chapter 78, Laws of 1959 and RCW 41.20.005 are each amended to read as follows:

(1) "Rank" means civil service rank.

(2) "Position" means the particular employment held at any particular time, which may or may not be the same as civil service rank.

(3) Words importing masculine gender shall extend to females also.

(4) "Salary" means the basic monthly rate of salary or wages, including longevity pay but not including overtime earnings or special salary or wages.

Sec. 40. Section 1, chapter 382, Laws of 1955 as last amended by section 2, chapter 45, Laws of 1965 ex. sess. and RCW 41.18.010 are each amended to read as follows:

For the purpose of this chapter, unless clearly indicated otherwise by the context, words and phrases shall have the meaning hereinafter ascribed.

(1) "Beneficiary" shall mean any person or persons designated by a fireman in writing filed with the board, and who shall be entitled to receive any benefits of a deceased fireman under this chapter.

(2) "Fireman" means any person hereafter regularly or temporarily, or as a substitute newly employed and paid as a member of a fire department, who has passed a civil service examination for fireman and who is actively employed as a fireman or, if provided by the municipality by appropriate local legislation, as a fire dispatcher: PROVIDED, Nothing in this 1969 amendatory act shall impair or permit the impairment of any vested pension rights of persons who are employed as fire dispatchers at the time this 1969 amendatory act takes effect; and any person heretofore regularly or temporarily, or as a substitute, employed and paid as a member of a fire department, and who has contributed under and been covered by the provisions of chapter 41.16 RCW and who has come under the provisions of this chapter in accordance with RCW 41.18.170 and who is actively engaged as a fireman or as a member of the fire department as a fireman or fire dispatcher.

(3) "Retired fireman" means and includes a person employed as a fireman and retired under the provisions of this chapter.

(4) "Basic salary" means the basic monthly salary, including longevity pay, attached to the rank held by the retired fireman at the date of his retirement, without regard to extra compensation which such fireman may have received for special duties assignments not acquired through civil service examination: PROVIDED, That such basic salary shall not be deemed to exceed the salary of a battalion chief.

(5) "Widow" means the surviving wife of a fireman and shall include the surviving wife of a fireman, retired on account of length of service, who was lawfully married to him for a period of five years prior to the time of his retirement; and the surviving wife of a fireman, retired on account of disability, who was lawfully married to him at and prior to the time he sustained the injury or contracted the illness resulting in his disability. The word shall not mean the divorced wife of an active or retired fireman.

(6) "Child" or "children" means a fireman's child or children under the age of eighteen years, unmarried, and in the legal custody of such fireman at the time of his death.

(7) "Earned interest" means and includes all annual increments to the firemen's pension fund from income earned by investment of the fund. The earned interest payable to any fireman when he leaves the service and accepts his contributions, shall be that portion of the total earned income of the fund which is directly attributable to each individual fireman's contributions. Earnings of the fund for the preceding year attributable to individual contributions shall be allocated to individual fireman's accounts as of January 1st of each year.

(8) "Board" shall mean the municipal firemen's pension board.

(9) "Contributions" shall mean and include all sums deducted from the salary of firemen and paid into the fund as hereinafter provided.

(10) "Disability" shall mean and include injuries or sickness sustained by a fireman.

(11) "Fire department" shall mean the regularly organized, full time, paid, and employed force of firemen of the municipality.

(12) "Fund" shall have the same meaning as in RCW 41.16.010. Such fund shall be created in the manner and be subject to the provisions specified in chapter 41.16 RCW.

(13) "Municipality" shall mean every city, town and fire protection district having a regularly organized full time, paid, fire department employing firemen.

(14) "Performance of duty" shall mean the performance of work or labor regularly required of firemen and shall include services of an emergency nature normally rendered while off regular duty.

NEW SECTION. Sec. 41. There is added to chapter 382, Laws of 1955 and to chapter 41.18 RCW, a new section to read as follows:

Any fireman as defined in section 40 of this 1969 amendatory act who has prior to

July 1, 1969 been employed as a member of a fire department and who desires to make contributions and avail himself of the pension and other benefits of chapter 41.18 RCW as now law or hereafter amended, may transfer his membership from any other pension fund, except the Washington Law Enforcement Officers' and Fire Fighters' Retirement System, to the pension fund provided in chapter 41.18 RCW: PROVIDED, That such fireman transmits written notice of his intent to transfer to the pension board of his municipality prior to September 1, 1969.

NEW SECTION. Sec. 42. If any provision of this 1969 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 43. To the extent that the provisions of this 1969 amendatory act are inconsistent with the provisions of any other law, the provisions of this 1969 amendatory act shall be controlling.

NEW SECTION. Sec. 44. There is appropriated and transferred to the Washington law enforcement officers' and fire fighters' retirement system fund from the general fund the sum of one million, seven hundred thousand dollars to carry out the purposes of this 1969 amendatory act. Of this amount two hundred fifty thousand dollars shall be available for costs of administration during the 1969-1971 fiscal biennium and said sum is hereby appropriated from the retirement fund for that purpose.

NEW SECTION. Sec. 45. This 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect on July 1, 1969.

NEW SECTION. Sec. 46. Sections 1 through 24, 34, 35, 42, and 43 of this 1969 amendatory act shall be added as a new chapter to Title 41 of the Revised Code of Washington."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Durkan moved that the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 74.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Williams yield to a question? Senator Williams, it is my understanding that the inequity in the pension law pertaining to police chiefs was to be incorporated and there was a failure to do so due to some technical error and that has not been taken care of. Was there not an agreement that Substitute Senate Bill No. 468 was to follow?"

Senator Williams: "Yes, that is right. The police chiefs are in this bill but it was a midnight meeting and they found the next morning that they had missed some wording so there is corrective wording coming through. The bill is agreed on by the House. The House amended the bill and we will concur, so it is agreed all the way around."

Senator Washington: "Would Senator Williams yield? Senator, if policemen, for instance, who are now on the police force go into retirement let us say within two years, they will retire under the provisions of this new act, will they not? This would also cover the patrolmen and the police chiefs?"

Senator Williams: "Yes, all of them would come under the act."

Senator Wilson: "Would Senator Williams yield? Senator, as I recall during our discussion of the bill that pertained to deputy sheriffs and local police that the cost to the counties under the provisions of that bill would amount to an additional one-half of one percent of the salaries involved.

"Now, I would take it from the outline in section 8 of this bill, apparently, the additional costs of the counties will be nothing since they are already paying six percent?"

Senator Williams: "That is essentially correct. They are paying six percent and will continue to pay six percent so essentially the cost is nothing. The big difference is, of course, their employees are getting a much improved system with no more cost to the county."

Senator Talley: "Would Senator Durkan yield to a question? Senator are all departments in agreement? Do you have a signed slip that they are in accord and are all behind this bill?"

Senator Durkan: "Senator, I have a letter that stated that. The cities, signed by Chester Biesen; the firemen, by John Smith, John Richmond and George Roop; the chiefs of police by Chief Cook; first class policemen by Charlie Marsh; and Captain Pingery from the deputy sheriffs, everyone signed the letter. I have fifty copies which I am now going to distribute to the members of the Senate which they can take home with them.

"There is one qualified thing here and that is that there is a Substitute Senate Bill No. 468 and Representative Morrison said that he will bring it out and I understand that that is the only qualification and they have that agreement from Representative Morrison. With that in mind, they have agreed and they want this bill."

The motion by Senator Durkan carried and the Senate concurred in the House amendment to Engrossed Substitute Senate Bill No. 74.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 74, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senators Andersen and Sandison—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 74, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Williams: Mr. President, I would like to speak on a point of personal privilege. I think this occasion should be noted that the legislature essentially on its own efforts has taken care of and satisfied probably one of the major problems that we have been contending with for a number of years.

"I think it is interesting to note that this problem of the confused pension picture and the tremendous liabilities involved and increasing problems were mounting so fast that the legislature took on its own in 1961 to create the public pension commission. Senator Ryder, I know, was one of those who started it and was the first chairman of that commission. The body has been working on this problem essentially by legislators and with legislators for the period since that time and this represents the culmination of those efforts.

"I think it is interesting to give a little credit to perhaps some of the people who have done a major share in accomplishing this major bill. Among those in the Senate who have been on the public pension commission this past biennium are Senators Connor, Durkan, Elicker, Faulk, Ridder as well as myself. We have a great deal of very cooperative effort from the people involved, each who had to give up some interest in order to accomplish a good result for all. People who have been very helpful in working on this include Charlie Marsh of the first class policemen; Wayne Larkin, George Roop, John Richmond and John Smith from the firefighters; George Dunn from the second class cities; Fred Pingery from the deputy sheriffs; Chief Cook from the police chiefs; Ed Garner from the fire commissioners; Chet Biesen from the cities. A very commendable group and I would like to particularly recognize at this time three people who did an outstanding job; Jack Cameron who is the staff man for the public pension commission and has been working with the commission for two years and working very hard on this bill; also Homer Humiston, a former House member. Perhaps last but perhaps most of all, a sophomore representative from the House, Sid Morrison, who is chairman of the labor committee in that body. Put this whole group together and by working very hard during the last eight years pulled the bill together to what we have now passed."

MOTION

At 2:30 p.m., on motion of Senator Greive, the Senate recessed to 3:45 p.m.

FOURTH AFTERNOON SESSION

The President called the Senate to order at 3:45 p.m.

MOTION

On motion of Senator Andersen, Senator Stender was excused.

Senators Greive, Bailey and Ryder demanded a Call of the Senate and the demand was sustained.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Stender who had previously been excused.

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

SECOND READING

SENATE JOINT RESOLUTION NO. 30, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

Amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendible single rate.

REPORT OF STANDING COMMITTEE

April 17, 1969.

SENATE JOINT RESOLUTION NO. 30, amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendible single rate (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 7, after "as follows:" strike the remainder of the resolution and insert in lieu thereof:

"Article VII, section 2. (1) Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty] one per centum of the true and fair value of such property in money: PROVIDED, HOWEVER, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein; AND PROVIDED FURTHER, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

(2) *Notwithstanding any other provision of this Constitution, the legislature shall have the power,*

(a) *To impose a tax upon income from whatever source derived: PROVIDED, HOWEVER, That the tax may be imposed only at a single uniform rate with respect to individuals and corporations respectively: PROVIDED FURTHER, That at the general election to be held in this state in 1972 there shall be submitted to the qualified voters of the state a proposal to continue or discontinue the foregoing limitation upon the type of income tax which may be imposed. If a majority of the electorate voting upon the proposal vote to continue such limitation, the limitation shall be continued unless changed by*

subsequent amendment to this Constitution. If a majority of the electorate voting upon the proposal vote to discontinue such limitation, the limitation shall thereafter be of no further force or effect;

(b) To provide for allowance of credits, exclusions, exemptions, and deductions to be used in determining the amount of income subject to tax or in computing such tax;

(c) To coordinate the administration and collection of state income taxes with the income tax laws and procedures of the United States, and to delegate to such state administrators as it may designate the authority to prescribe the means of coordination of state and United States tax laws and methods for the allocation of income for taxing purposes. The legislature may adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

Income shall not be considered to be property within the meaning of this Constitution, and a tax imposed upon or measured by income from whatever source derived, shall not be deemed an ad valorem tax, and the rates of such tax shall not be limited by this section of this Article VII or by any other provision of this Constitution.

During the time there is imposed a state net income tax on individuals the legislature shall have no power to impose a tax upon the retail sale of food and prescription drugs: PROVIDED, HOWEVER, That the legislature shall have the power: (a) to define the terms "food" and "prescription drugs" for purposes of this exemption; (b) to impose a tax upon the retail sale of food items, consumption of which is allowed on the premises of the seller; and (c) to provide, in lieu of this exemption, for a method of credits against net income tax liability, a method of sales tax refunds, or both, so as to effectively eliminate a tax upon the retail sales of food as a revenue source for the state.

No person, corporation, or business organization of any type, incurring tax liability under a state net income tax may be made subject to a tax imposed by the state upon the act or privilege of engaging in business and measured by gross income or receipts.

BE IT FURTHER RESOLVED, That the foregoing constitutional amendment shall be construed as a separate amendment within the meaning of Article XXIII, section 1 (Amendment 37) of this Constitution. In the event the foregoing amendment is held to be separate amendments, this senate joint resolution shall be void in its entirety and shall be of no further force and effect.

AND BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Signed by: Senators Durkan, Chairman; Bailey, Connor, Day, Donohue, Foley, Gissberg, Greive, McCormack, Mardesich, Metcalf, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson.

The resolution was read the second time in full.

Debate ensued.

On motion of Senator Greive, the committee amendments were not adopted.

Senator Holman moved adoption of the following amendment:

On page 1, line 8, after "section 2." strike all matter down to and including the period on page 4, line 25, and insert

"Limitations on Taxing Power.

(1) Income Taxation.

Except as hereinafter provided and notwithstanding any other provision of this Constitution, no tax may be levied or imposed upon or measured by income. The legislature may for state purposes only, including the discharge of the duty imposed upon the state by Article IX, Section 1, of this Constitution, authorize a tax upon or measured by income from whatever source derived. Income shall not be deemed property within the meaning of this article, and a tax imposed upon or measured by income shall not be deemed an ad valorem tax. In carrying out the provisions hereof, the legislature is further authorized to enact appropriate legislation including the adoption by reference of applicable federal statutes as now existing and as from time to time hereafter amended and the delegation, to such state administrators as it may designate, of authority to promulgate regulations for administration and collection of such tax not inconsistent herewith. The rates of such tax, together with provisions for allowance of credits, exclusions, exemptions and deductions to be used in computing such tax or in determining the amount of income subject thereto, shall not be limited by this article or by any other provision of this Constitution, except that the amount of such credits, exclusions, exemptions and deductions may not be determined solely by the amount of income otherwise subject to tax and such tax may be imposed only at a single uniform rate with respect to individuals and corporations, respectively: PROVIDED, HOWEVER, That the foregoing limitation as to a single uniform rate shall not apply if a majority of the electorate voting thereon shall approve a referendum bill suspending the operation of such limitation, which bill may be adopted by a simple majority of the members of each house at any legislative session and submitted by the legislature to the electorate at any general or special election, including the election at which this constitutional amendment is submitted to them, and such suspension, shall remain in effect until such limitation is reinstated by the electorate pursuant to a subsequent referral.

(2) Property Taxation.

Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and

all taxing districts now existing or hereafter created, shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty] one per centum of the true and fair value of such property in money: PROVIDED, HOWEVER, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve-month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, HOWEVER, That during the time there is imposed a state net income tax on individuals and corporations, the provisions of this paragraph (a) shall not be deemed to permit the submission of such proposition to levy an additional tax by any school district for purposes of maintenance and operation unless such school district, prior to the adoption of the proposition by its governing body, shall have received certification by the superintendent of public instruction that funds theretofore appropriated by the legislature, and distributable in accordance with applicable law to such school district during the year with respect to which the additional tax would be levied, are insufficient together with other revenues available to such district to maintain and operate the district during such year at a level at which the average annual expenditure per student for such year, as determined by the superintendent of public instruction, is less than five percent greater than the average annual expenditure per pupil for the preceding year, and in no event shall such additional tax exceed the lesser of (i) the amount of additional tax required to maintain and operate the district at such level, as certified by the superintendent of public instruction, or (ii) the amount of tax permitted to be levied by such district for such year without submission to the electors thereof;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein: AND PROVIDED FURTHER, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(c) By the state or any taxing district [for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934, or] for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

(3) Excise Taxation.

During the time there is imposed a state net income tax on individuals, no tax shall be imposed upon the retail sale, use or consumption of food and food items sold for human consumption off the premises where sold or of prescription drugs: PROVIDED, HOWEVER, That the legislature shall have the power by appropriate legislation: (a) to define the terms "food", "food items" and "prescription drugs" for the purpose of this exemption; and (b) to provide, in lieu of this exemption as to food and food items, for a method of credits against net income tax liability, a method of sales tax refunds, or both, so as to effectively eliminate as a revenue source for the state and its political subdivisions a tax upon the retail sale of food and food items to the residents thereof. Nothing contained in this article shall be deemed to limit the power of the state or its political subdivisions by appropriate legislation to impose a tax upon the act or privilege of engaging in business and measured by gross income or receipts: PROVIDED, HOWEVER, Such tax may not be imposed by the state upon any person, corporation, or business organization of any type incurring liability under a state net income tax.

BE IT FURTHER RESOLVED, That the foregoing constitutional amendment shall be construed as a single amendment within the meaning of Article XXIII, section 1 (Amendment 37) of this Constitution. In the event the foregoing amendment is held to be separate amendments, this Senate Joint Resolution shall be void in its entirety and shall be of no further force and effect.

AND BE IT FURTHER RESOLVED, That the Secretary of state shall cause notice of

the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Debate ensued.

POINTS OF INQUIRY

Senator Greive: "Would Senator Holman yield to a question? Senator, I just want to clarify one thing and this is the special levies. Under this, what is the maximum special levy over and above the twelve mills plus the two mill shift? How much more could we have in special levies and that is what we want to have clarified?"

Senator Holman: "Twelve mills. Of course if you gave those two mills back to the school districts then they would be able to do fourteen and you would have fourteen mills. Whatever school districts can levy without a vote of the people."

Senator Canfield: "Would Senator Holman yield to a question? Senator Holman, I want to direct your attention to lines 6 and 7 on page 1. I think a lot of us feel as you do that the day is long gone when the property tax should support education. Many of us feel more and more that this is a direct obligation to the state. I think you are implying that in these words but I remember back in 1935 when the revenue act was passed in depression times and the first sales tax was passed. Some people later claimed that the passage of the sales tax was an earmark for education and therefore the revenue from the sales tax should be dedicated to that purpose."

"Now, my specific question to you is, Senator Holman, does your working here in your judgment imply that all of the income tax money raised could be a dedicated fund for the support of education?"

Senator Holman: "Senator Canfield, the answer to that is 'no'. It is nowhere dedicated to the support of education and it only states here that one of the purposes that the state will use this money for can do this one. The words 'including the discharge of the duties imposed upon the state by Article IX', the reason for that in the amendment is to call it to the attention in the taxing Article that we do have the obligation to support schools through state taxation. That is not clear to me from Article IX. It is the preamble to Article IX, that present statement, and I think we do have the duty to support schools through taxation but it doesn't earmark this for schools, no indeed, sir."

Senator Dore: "You might respond to my statement, Senator, that if the income tax is passed that the B&O will be proscribed forever. On the other hand, the sales tax can still be imposed on food and drugs and prescriptions according to various credits, in addition that business will be able to have an additional even though they get the B&O, the legislature in their wisdom by majority vote can also give additional credits to them as against their income tax."

Senator McCutcheon: "I wonder if Senator Holman would yield to a question? Senator, Senator Dore referred here to \$180 million, the windfall to business. Now, what would we lose if you freeze the B&O, prohibit it from being used, except as you have provided here in the bill? How much would we lose per biennium or have you any figures on that?"

Senator Holman: "I can't answer you. All I can say is that I am advised that if the state B&O tax on business corporations is prevented by this, that the corporate rates would have to rise to something around 8 percent from about 3.5 percent or 3.8 percent, whatever they are talking about, it is a substantial amount. Senator Lewis (Harry) has it and it looks like \$268 million in a biennium. That would be \$134 million a year but in speaking to that and Senator Dore brought it up, too, there is no credit for business in relation to the sales tax. That is only for individuals. I believe that is clear because it is what you buy for human consumption and it is made entirely clear to eliminate as a revenue source that state political subdivisions are taxed upon the retail sale of food and food items to the residents thereof. It is not intended and if that is not clear we should fix it up but I don't think there is any doubt but that business would get no credit against income tax liability with respect to food and drugs, just people."

Senator McCutcheon: "Thank you very much, Senator Holman."

MOTION

Senator Greive moved that Senate Joint Resolution No. 30 and the pending amendment by Senator Holman be made a special order of business immediately after convening Friday, April 18, 1969.

Debate ensued.

POINT OF INQUIRY

Senator Dore: "Would Senator Holman yield to a question? I think in analyzing your proposition, Senator, I made the statement that the only difference I could see in Governor Evan's proposition for a single rate tax and its particulars and your proposition was one, you

had a limitation of special levies which you limit the special levies not to exceed 5 percent of the spending dollars of the previous year and secondly, you permitted a repeal of this act by majority vote rather than two-thirds as provided in the Constitution. Am I essentially correct in that statement?"

Senator Holman: "You are essentially correct in the two basic items here. I believe there are some definite improvements over the Governor's, if I may be so presumptuous. I think that the cleaning up of the Article to indicate that there can't be any income tax except this one is a good one. I don't think his ever did that and you might have an ambiguity there. I don't think his took care of the B&O tax the same way I have taken care of it and for Senator McCutcheon's benefit, the intent of the language and I think it is clear, is that no corporation or business entity is going to pay both. The determination is by the legislature as to which it will be. It doesn't say that we have to levy a corporate income tax on some corporations and then excuse them for the B&O tax. We have the choice here. It just says that if you are incurring liability for income tax, you don't get the B&O tax on top of it, that is all it says."

MOTIONS

The motion by Senator Greive carried, Senate Joint Resolution No. 30 was made a special order of business immediately after convening on Friday, April 18, 1969.

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

At 5:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, April 18, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, April 18, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Gissberg. On motion of Senator Mardesich, Senator Gissberg was excused.

The Color Guard, consisting of Pages John Wick, Color Bearer, and Patty Everett, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia offered prayer as follows:

"I will lift up mine eyes unto the hills; from whence cometh my help? My help cometh even from the Lord who hath made heaven and earth." "Grant to us, almighty God, the same inner serenity and peace that was given to the shepherd as he gazed about Your universe. May those of us who live in this wondrous and beautiful northwest of the United States be inspired in heart and lifted up in mind as we live amidst so much of the beauty of Your earth. Help us to see the mountain and the river and the ocean and the desert as part of Your handiwork. As we build our cities and erect our monuments to serve the generations of men and women yet unborn, help us to do it with a sense of responsibility as those who have known the Master-Creator. When we are troubled in spirit lead us into a quiet place where we may look again at the majesty of Your creation and be filled with the calm of Your presence. May the hills around us remind us of Your everlasting love; may we know that love as we look beyond the hills to the heart of the One who made them. Help us to know that it is in returning to Thee, and in taking our rest by the cool of Your waters, that we are saved, that we are born again in spirit, that we are revived in body, that we are purified in mind; and give us grace to press on once again to work and pray and legislate to build on earth a society of men and women worthy of Your love and eager to be counted as Your children. May we not forget that it profiteth a man nothing to gain the whole world and to lose his soul, for our souls belong to Thee and we are restless until we find our rest in Thee. Grant our prayer, our Father, for we offer it in the faith of Jesus Christ our Lord. Amen."

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

MESSAGES FROM THE HOUSE

April 17, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 116,
SENATE BILL NO. 122,
SENATE BILL NO. 123,
SENATE BILL NO. 132,
SENATE BILL NO. 217,
SENATE BILL NO. 228,
SENATE BILL NO. 341,
SUBSTITUTE SENATE BILL NO. 355,
SENATE BILL NO. 514,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 17, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 128,
SENATE BILL NO. 413,
SENATE BILL NO. 539,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 17, 1969.

Mr. President: The Speaker has signed:

SUBSTITUTE HOUSE BILL NO. 33,
SUBSTITUTE HOUSE BILL NO. 42,
HOUSE BILL NO. 61,
HOUSE BILL NO. 92,
HOUSE BILL NO. 155,

HOUSE BILL NO. 194,
 HOUSE BILL NO. 309,
 HOUSE BILL NO. 311,
 HOUSE BILL NO. 318,
 HOUSE BILL NO. 334,
 HOUSE BILL NO. 341,
 HOUSE BILL NO. 345,
 SUBSTITUTE HOUSE BILL NO. 363,
 HOUSE BILL NO. 376,
 SUBSTITUTE HOUSE BILL NO. 377,
 HOUSE BILL NO. 392,
 HOUSE BILL NO. 408,
 SUBSTITUTE HOUSE BILL NO. 421,
 HOUSE BILL NO. 437,
 HOUSE BILL NO. 465,
 HOUSE BILL NO. 466,
 SUBSTITUTE HOUSE BILL NO. 563,
 HOUSE BILL NO. 597,
 HOUSE BILL NO. 659,
 HOUSE CONCURRENT RESOLUTION NO. 30,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 17, 1969.

Mr. President: The speaker has signed SENATE BILL NO. 411, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 17, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 433, and has passed the bill as amended by the Free Conference Committee. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 17, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 356 and has passed the bill as amended by the Senate, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:

SUBSTITUTE SENATE BILL NO. 74,
 SENATE BILL NO. 460,
 SUBSTITUTE HOUSE BILL NO. 33,
 SUBSTITUTE HOUSE BILL NO. 42,
 HOUSE BILL NO. 61,
 HOUSE BILL NO. 92,
 HOUSE BILL NO. 155,
 HOUSE BILL NO. 194,
 HOUSE BILL NO. 309,
 HOUSE BILL NO. 311,
 HOUSE BILL NO. 318,
 HOUSE BILL NO. 334,
 HOUSE BILL NO. 341,
 HOUSE BILL NO. 345,
 SUBSTITUTE HOUSE BILL NO. 363,
 HOUSE BILL NO. 376,
 SUBSTITUTE HOUSE BILL NO. 377,
 HOUSE BILL NO. 392,
 HOUSE BILL NO. 408,
 SUBSTITUTE HOUSE BILL NO. 421,
 HOUSE BILL NO. 437,
 HOUSE BILL NO. 465,
 HOUSE BILL NO. 466,
 SUBSTITUTE HOUSE BILL NO. 563,
 HOUSE BILL NO. 597,
 HOUSE BILL NO. 659,
 HOUSE CONCURRENT RESOLUTION NO. 30.

Senators Greive, Williams and McCormack demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Gissberg who had previously been excused.

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

MOTION

At 10:30 a.m. on motion of Senator Greive, the Senate recessed subject to the Call of the Chair.

SECOND MORNING SESSION

The President called the Senate to order at 11:40 a.m.

MOTION

On motion of Senator Greive, Senator Cooney was excused subject to roll call.

SENATE JOINT RESOLUTION NO. 30, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

Amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendable single rate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Senate Joint Resolution No. 30, on second reading and the pending amendment by Senator Holman.

MOTION

Senator Greive: "I move that the rules be suspended and while we are working on the amendment by Senator Holman that we permit amendment to the amendment to the amendment so that means that if an amendment is proposed by Senator Williams that we could make some change in that particular amendment. The rules are that where you have an amendment that amendment can only be amended once so that would mean that if we do not do this then if Senator Williams proposes an amendment and I have some change in Senator Williams' amendment, I couldn't propose it.

"Just a word of explanation. Someone is still looking at me rather puzzled. You see what we have here originally Senate Joint Resolution which we amended. The amendment in effect is the same as the original bill and therefore we need the amendments. Normally we wouldn't be in that situation but since we are really debating the amendment by Senator Holman and that is the bill, I think this is an intelligent approach."

REPLY BY THE PRESIDENT

The President: "If there are no objections, that particular rule in Reed's will be suspended."

Senator Lewis (Harry) moved adoption of the following amendment to the amendment by Senator Holman:

On page 1, line 18, after "exemptions" strike "and" and insert "," and after "deductions" insert "and inclusions"

POINT OF INQUIRY

Senator Greive: "Would Senator Lewis (Harry) yield to a question? Senator, we obviously had these amendments overnight and we were working with some lawyers this morning and making phone calls attempting to determine exactly what it did. I think we are very much for it but I would like to ask you a question or two to see.

"Do I understand this to mean then that we wouldn't have the same restrictions as the federal. For instance, if somebody had some exempt government bonds or some capital gains that that means that all of those might be fair game for a bill subsequent that would handle it?"

Senator Lewis (Harry): "I think my answer is yes, Senator Greive."

The motion carried and the amendment to the amendment was adopted.

Senator Lewis (Harry) moved adoption of the following amendment:

On page 1, line 25, of the amendment by Senator Holman, after "respectively" and before the colon, insert "which rate for individuals shall not exceed the retail sales tax rate and which rate for corporations shall not exceed double the rate for individuals"

Debate ensued.

The motion lost and the amendment was not adopted.

Senator Lewis (Harry) moved adoption of the following amendment:

On page 1, line 5, after "rejection," strike "proposals to" and insert "an amendment"

POINT OF INQUIRY

Senator McCormack: "Would Senator Lewis (Harry) yield to a question? Senator, do you have a copy of Senate Joint Resolution No. 30 before you? What you have done is stricken the words 'proposal to' and inserted the words 'an amendment'. The way it now reads is, 'an amendment amend Article VII'. The word 'amend' should be out also so it would read, 'to amend an amendment to Article VII'. You have the extra word 'amend' in. All I am asking is for grammatical clarification."

Senator Lewis (Harry): "I would like to move that this amendment be considered immediately after 2:00 this afternoon so that we can prepare it properly, if there is a question."

MOTIONS

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

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:50 p.m.

Senators Greive, Bailey, and Ridder demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Matson, Uhlman and Woodall.

On motion of Senator Ryder, the rules were suspended, Senators Matson and Woodall were excused.

On motion of Senator Uhlman, the rules were suspended and Senator Uhlman was excused.

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

The Senate resumed consideration of Senate Joint Resolution No. 30 and the pending amendments by Senator Holman and Senator Lewis (Harry).

There being no objection, Senator Lewis (Harry) withdrew his pending amendment.

Senator Lewis (Harry) moved adoption of the following amendment:

On page 1, section 5, after "rejection," strike "proposals to amend" and insert "an amendment to"

Debate ensued.

POINTS OF INQUIRY

Senator McCutcheon: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, are you trying to get into the record here that we have a right to say to the supreme court to change our Constitution? In other words, the question is that you recognize that we are still operating under the old ground rules, do you not?"

Senator Lewis (Harry): "Senator McCutcheon, I believe that the legislature may, under the terms of our Constitution, establish definitions of purpose provided they are not intended to pervade the constitutional intent. I also believe that the language of intent, legislative intent, is extremely important and I think it very clearly with this amendment that I am proposing that we establish our intent that this measure like many measures which we consider having a variety of ideas, still lies within the terminology of a single subject as defined in the Constitution. I do think that if we misconstrue the language in one place in an amendment and talk about plural items and in another define in a singular fashion that we raise the question of constitutionality, interpretation by the attorney general or the court. My purpose, what I believe is the purpose of the Senate, is to present an amendment, the amendment that is before us in the form, as I understand it, in a singular fashion. I do not believe that we are pervading the intent of the Constitution in this way. I believe that this is the intent of the legislature within the framework of our Constitution whereas the other day I did not believe that we were within that same framework as clearly as we are now."

Senator Washington: "What is the issue upon which Senator McCutcheon is speaking? What point has he raised precisely?"

REPLY BY THE PRESIDENT

The President: "Senator McCutcheon has raised the point as to the constitutionality of the proposed amendment and he is speaking on that subject."

Senator Washington: "On the proposed amendment by Senator Holman or the proposed amendment by Senator Lewis (Harry)?"

POINT OF ORDER

Senator McCutcheon: "You don't mind my answering that, do you? Now for the record: Mr. President and members of the Senate, at this time to make the issue clear, I raise the point of order against our consideration of Senate Joint Resolution No. 30 for this reason. We have all sworn on oath to uphold the Constitution of the United States and the Constitution of the state of Washington and we are still operating under the old rules. We have not as yet any gateway amendment. We are operating under the old rules and what are the old rules? We can change the old rules if we pass one of these things and if we pass one step at a time as required by the Constitution of the state of Washington. Not only in one place but in two places do we find written, first in the early part of the Constitution, I believe it is the first amendment, it says everyone of these things must be presented separately and then again in Article XXXVIII it says that any amendment may be proposed in either branch of the legislature and if the same shall be agreed to by two-thirds of the members elected to each of the two Houses, such proposed amendment or amendments shall be entered on the journal with the ayes and nays thereon and be submitted to the qualified voters of the state for their approval or disapproval in the next general election. If the people approve, the same shall become part of the Constitution. They haven't approved anything yet so we are bound by this rule and this rule is that if more than one amendment is submitted, *more than one amendment be submitted*, they must be submitted in such a manner that the people may vote for or against such amendments separately. Now, that goes to the magic word of separately.

"It doesn't make any difference what Senator Lewis (Harry) thinks about what legislative intent is, the people of the state of Washington have expressed their intent that when you amend the Constitution you must do it by stating the proposition in such a manner that the people can vote upon the issues separately. The purpose of which is, of course, to let the man know what he is voting on."

POINT OF INQUIRY

Senator Washington: "Point of inquiry."

Senator McCutcheon: "I am speaking against Senate Joint Resolution No. 30 as originally filed here or as it may be amended, either one, as being something that we have no right to consider here on this floor because it is unconstitutional under the ground rules that we have already written and under which we are bound and guided by and we held up our right hands and swore we would follow until changed and we haven't changed and we are bound to do this and we have no right to make any interpretations in advance as though we had passed it. We are bound by these ground rules and I submit that there is more than one proposition proposed in Senate Joint Resolution No. 30. It says so itself right on the back page and I will get ahold of that and read it.

"The proposition is that, I think Senator Lewis (Harry) stated it, if it is not considered as one amendment, the whole thing is null and void and they are openly admitting, the people who drafted this proposed constitutional amendment, they admit that we have a package deal and I want to be perfectly frank and candid with you that if I am sustained by the presiding officer, we have no right to consider it, have no right on this floor, it is the death knell of your package deal. We will be out of here in a week and we can go somewhere else but we cannot consider this. Why? Because any constitutional lawyer worth his salt who studies this knows that there is more than one subject in this proposed proposition. For instance, we have such things as the B&O tax to be voted upon. We have that mixed up with an income tax to be voted upon and that is mixed up again giving power to the superintendent of public instruction as to special levies and we all say and we all know as a matter of common sense that the framers of this Constitution meant that those are different subjects. I go to the polling booth and I see a constitutional amendment before me. Under the present ground rules we swore to uphold, right there in front of me. I have no manner of making a choice on separate situations as the Constitution requires. One subject must be at a time before us so that the man will know what he is voting on.

"Now, I am not going to pay any attention to going through this great torture we are going through here on this. I have been reaching around and groping for several days to find out what the big snow job was but the same old one, the package deal. If you send me into the voting booth, how can I make a choice separately when I have only before me all that garbage, pardon me, that is very disrespectful. This is a very serious point and if you will bear with me, I will look at my notes because once I get off my feet, I will never get back on again. We have our feet planted on the foundation of solid ground in constitutionality and you know it, all you people who expound this package deal. You want to mix the income tax up with the B&O tax, with the sales tax with credit, sales taxes on food, no taxes on corporations or individuals under certain conditions and the B&O tax, of course, if anybody claims that is the same subject as the income tax, I will put in with him and so on.

"As I say, the citizen has a right to know that we are down here following the ground rules and we have had months of discussion on this, months of thought and we are going to make a landmark ruling and a decision here this afternoon not on the technicalities and the wording of the law but upon the Constitution itself and if this point of order, and I am urging upon the Chair to rule with me, is sound and I think it is sound, why we will be back again on the logical.

"I have the greatest respect for everyone on this floor. I love this body and I love constitutional law but we all know just as surely as we are sitting here that when you try to come in here with a package deal that says you shall this if you take this if you take that or if you reject this or reject that, why without even a constitutional mandate at all to that effect, you are legislating not just in violation of the statutes, you are legislating in violation of the Constitution of the state of Washington. That is the point I want to really make, that you are legislating against the Constitution. You are legislating against your own oath of office when you came down here and said you wouldn't do this. How will you interpret that, Senator Lewis. It isn't for him or me, Judge McCutcheon, to make these adjudications. It is for the supreme court and they made them and the people have written this Constitution and ground rules have not been changed. You know they haven't been changed. The executive knows it and every man on this floor, Democrat and Republican, knows that.

"I am going to hurry along with this now but this is such an entrancing subject and so important. I am not saying this for amusement but separately is the magic word and we have mixed up here that same old potpourri that I can't understand. The poor, ordinary voter that goes into the polls, he is entitled to know what he is voting on.

"I don't understand how any high official of the state of Washington, be he Democrat or Republican, could rule otherwise. He took an oath of office to uphold this Constitution, too, but they would like to change it with a package deal. Now, that is aside from the point. We have Article 23, section 2, no gateway yet as much as some people would like to have one. You know it is almost impossible for you people out there in the hinterland to understand that down here we do operate under pressure. We have freedom of speech, freely arrived at but under extreme pressure at all times. That is the freedom of speech we have but that is what we are here to stand up to and I feel we would be violating our oath of office. We are not supposed to come up here and do useless things. We have no business and I don't care how many approaches have been made in good faith, being on this floor considering the law that we know is patently unconstitutional. We have no business here trying to rewrite the Constitution. You want to get at it and get that kind of power, you will have to go and put a much broader amendment in first or a new constitutional convention.

"Up to now we have had no problem in passing laws that people wanted to pass or they wanted to change this Constitution. No trouble at all if there is any public demand but we have no right to come in here and read that Article and then turn around and violate it openly before the people of the state of Washington. That is not teaching them good judgment and it is not following good judgment ourselves and it is not being honest with ourselves.

"I do want to say, just one more remark in closing, that we should deliberate and think really about what I have said. I didn't get up to make a frivolous speech here at all today but I saw all this talking going on and then you go back, when you are a little bit in trouble, to fundamentals and some people around here don't ever seem to be in trouble at all. It doesn't bother them but if you are going to go back to fundamentals, you are going to go back to

that document and you are going to follow it whether you like it or not, whether I personally like it or not. No matter what political party I belonged to if that matter came up I would vote, why any person in the sixth grade can read that and the only answer he can come up with is they are giving me no chance to make a choice separately or giving me an opportunity to make an intelligent choice. I might want to keep the B&O tax in or push it out of the Constitution but when I am voting on that, I am voting on all the implications that go with that policy. I want that separately. I want to vote directly on that. If it is an income tax, I want to vote directly on it. I don't want it tied up with a lot of verbage about what the state superintendent of public instruction can do and if I want to vote on what the superintendent can do, I want to vote on that separately and then if I want to know about these sales taxes, their credits, etc., and the power of local districts to be given power so they can levy B&O taxes on nonprofit corporations and they want it put in the Constitution, I want to vote on that separately. I don't know how long an amendment this will be but it would confuse me completely if you try to push this bill over as a constitutional amendment and besides, you can't do it and I will tell you why you can't do it because the book says you can't do it. That is a solemn contract that a man will be able to know what he is voting for and that is why you can't do it and all the argument in the world won't change it.

"I think this afternoon we are sitting here as a deliberative body, the Senate of the state of Washington has that reputation of settling down on things and getting their teeth into them and facing up. Now, they say, 'Oh, yes, but it would be so handy if you could do this'. Maybe handy for you but not handy for me. I might not like it.

"So the ground rules are as they always were. Divide your question and in Amendment 37 it says over again that you shall have a right to have the question divided and made separate by a ruling of the attorney general so you will know what you are voting for. Are you going to brush all that out the window and consider a bill here that has no validity. That is all. I think the point of order should be sustained."

RULING BY THE PRESIDENT

The President: "The President in ruling upon the point of order as presented by Senator McCutcheon, the President rules that while the President believes that Senator McCutcheon's remarks may have substantial merit in response to the point of order as raised by the distinguished Senator from Pierce, the President would like to point out that although it is the President's obligation pursuant to Rule 62 of the Senate Rules and Constitution of our state to determine the question of whether or not an amendment increases the scope and object of a bill, the President does not have the authority to determine the constitutionality of a measure under consideration of the Senate. Therefore, the point of order is not well taken."

The Senate resumed consideration of the pending amendment by Senator Lewis (Harry).

POINT OF INQUIRY

Senator Lewis (Harry): "Would Senator Elicker yield to a question? Senator Elicker, I know you to be a highly discerning constitutional attorney, famous in Kitsap county. I wonder if you would care to comment on the issue as it relates to Amendment XIV of our Constitution?"

Senator Elicker: "Yes, Senator. Senator Ridder alluded a little to Amendment XIV. Amendment XIV to the Constitution is actually section 1 of the bill we have before us now, Senate Joint Resolution No. 30, which is section 2 and Senator Ridder was quite right in which he said the fourteenth amendment to the Constitution which is entitled simply 'Taxation' consists of at least six separate propositions affecting taxation, none of which are really related to any of the other.

"I would submit that in 1930 when this amendment was adopted by the people that they had no choice as to any of those six. They had to accept the entire amendment as written. As an example, it provided for \$300 exemption from personal property taxation. There was no opportunity for them to vote down the \$300 personal property taxation and accept the principal of ad valorem taxation for minerals and forests and consequently I think there is ample precedence that we are within our Constitution for the type of amendment that is proposed here in Senate Joint Resolution No. 30."

The motion carried and the amendment was adopted.

Senator Ryder moved adoption of the following amendments to the amendment by Senator Holman:

On page 1, section 1, line 25, strike the colon and insert a period.

On page 2, line 7, strike all the material following "to" and including "referral"

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Williams, Twigg, Ryder, Connor, Day, Donohue, Knoblauch and Pritchard.

ROLL CALL

The Secretary called the roll and the amendment by Senator Ryder to the amendment by Senator Holman was not adopted by the following vote: Yeas, 14; nays, 32; excused, 3.

Voting yea: Senators Andersen, Atwood, Faulk, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Newschwander, Pritchard, Ryder, Stender, Twigg, Williams—14.

Voting nay: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stortini, Talley, Walgren, Washington, Wilson—32.

Excused: Senators Matson, Uhlman, Woodall—3.

Senator Williams moved adoption of the following amendment to the amendment by Senator Holman:

On page 2, line 2, strike "simple majority" and insert "majority of sixty percent"
Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Williams yield to a question? Senator, I know you are a very fine constitutional lawyer and one of the best and I want to rely upon your judgment. On this sixty percent provision as required in your amendment, would that be compatible in your judgment with Article III of section 12 relative to the Governor's veto power? Article III says that bills if approved by two-thirds of the members of both bodies become law but otherwise it would be subject to the Governor's veto. My question again is does this preclude a gubernatorial veto?"

Senator Williams: "Senator Canfield, I think your question doesn't go to my amendment which is just to change the word 'majority' to sixty percent. Your question goes to this whole proviso in here which uses the words 'referendum bill'. Whether it is a simple majority or sixty percent, your question would still stand and on that I think the answer is that we would be by this bill, regardless of whether my amendment is adopted or not, changing the Constitution in that regard that a referendum bill on this subject would not have to go to the Governor, as I read it."

Senator Canfield: "Then you are saying, Senator, that in this particular case if this were passed, it would not be subject to gubernatorial veto in case it got sixty percent?"

Senator Williams: "I think perhaps the bill is a little ambiguous here because it says it shall not apply to a majority of the electorate, referendum bill which bill may be adopted by a simple majority of the members of each House and it doesn't say whether or not the Governor has to veto it."

"Again, let me say, this is a question of the bill before us not my amendment so I think probably your question should be directed over to the drafter of the bill because my amendment does not deal with that question."

Senator Ridder: "I hate to be picky-picky here but I have some question as to the use of your wording. You said a majority of sixty percent. Now I understand a majority of one, a majority of two and a majority of five. That means I have, one, two or five over the fifty percent but I can't quite understand a majority of sixty percent because this would mean I would have to have sixty percent better than a simple majority. If you mean a sixty percent majority, I can understand that but in this case I think it would be a whale of a lot more than a sixty percent majority."

Senator Williams: "Senator Ridder, if that is a question, I am told that a majority of sixty percent is a better way of stating it than a sixty percent majority but they mean the same thing."

Senator Greive demanded a roll call and the demand was sustained by Senators Donohue, Bailey, McCormack, Odegaard, Ridder, Metcalf, McDougall, Connor and Knoblauch.

ROLL CALL

The Secretary called the roll and the amendment to the amendment by Senator Holman was not adopted by the following vote: Yeas, 17; nays, 29; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Faulk, Gissberg, Guess, Huntley, Lewis (Brian), Lewis (Harry), Marquardt, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Williams—17.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Walgren, Washington, Wilson—29.

Excused: Senators Matson, Uhlman, Woodall—3.

There being no objection, Senator Williams withdrew his second amendment from the Secretary's desk.

Senator Williams moved adoption of the following amendment by Senators Williams and Lewis (Harry):

On page 2, line 7, after "referral" and before the period, insert:

" : *Provided further*, That after the first income tax statute shall take effect, the legislature shall have no power to increase the rate of tax by more than six per centum in any period of twenty-four months"

Debate ensued.

POINT OF INQUIRY

Senator Williams: "I wonder if Senator McCormack would yield to a question? Senator, I think you are confusing apples and oranges. When you talk about the growth in the general fund budget over the last few years, you are not talking about tax rate growth, are you? Because isn't it a fact that we have growth within our economy, etc. that a given rate will produce substantially more dollars from one biennium to the next because of the growth in the economy?"

Senator McCormack: "Yes, what you say is in part correct but it is easy to extrapolate from one point to the other without misrepresenting the case. One can readily see that the limitation that you would put on along with the limitation on the maintenance and operation would restrict us to the point where we could not carry out our constitutional obligations."

Senator Williams: "Isn't it also a fact that an income tax, whether it is single rate or whatever will grow faster than any other form of taxation we have in the state now?"

Senator McCormack: "Yes, the graduated rate grows the fastest and then the single rate grows faster than the sales tax, then the property tax."

Further debate ensued.

The motion lost and the amendment by Senators Williams and Lewis (Harry) to the amendment by Senator Holman was not adopted on a rising vote.

Senator Faulk moved adoption of the following amendment by Senators Faulk, Canfield, Lewis (Brian) and Huntley:

On page 2, line 7, after "referral" strike the period and add:

" : *Provided further*, That during the time such limitation is operable, no state income tax shall be imposed on individuals unless the state also shall impose a tax upon the retail sale or use of tangible personal property at a rate which shall, with respect to those items the sale or use of which is subject to tax, and subject to the limitations set forth in subsection (3) of this section, shall be the same as that of the income tax on individuals."

Debate ensued.

The motion lost and the amendment by Senators Faulk, Canfield, Lewis (Brian) and Huntley to the amendment by Senator Holman was not adopted.

MOTIONS

On motion of Senator Greive, Senate Joint Resolution No. 30 and the pending amendment by Senator Holman was made a special order of business for Saturday, April 19, 1969.

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

At 4:55 p.m., on motion of Senator Greive, the Senate adjourned until 9:00 a.m., Saturday, April 19, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, April 19, 1969.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Matson, Woodall, McDougall and Uhlman. On motion of Senator Twigg, Senators Matson and Woodall were excused. On motion of Senator Lewis (Harry), Senator McDougall was excused. On motion of Senator Greive, Senator Uhlman was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Marisha Milroy, presented the Colors. Doctor Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Eternal God our Father. In glory exalted and in mercy ever near. Lift us out of our inadequacy into a share of Thy greatness. Out of our misunderstandings bring us into an atmosphere of trust. Out of our turbulence lead us into Thy peace. Out of all imperfections of will, lead us toward Thy perfection.

"Temper our competence with compassion and help us to fashion something good and noble out of the materials of this day. Bless these leaders in state government, keep them and their families in Thy watchful care. In our Master's name. Amen."

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

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 17, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one item Senate Bill No. 410, entitled:

"An Act relating to probate law and procedure."

This bill permits wills to be proven by an affidavit of attesting witnesses stating the facts that the law now requires be testified to in open court. An affidavit in support of the will may be written on the will or attached to it. The court is authorized to accept such a sworn statement as if the witness had appeared and testified in court.

Section 2 provides that the act shall be effective July 1, 1969. This bill was drafted with the assumption that it would pass in the regular session. Section 2 was designed to postpone the effective date of the act.

Article II, Section 41, of our Constitution states that:

"No act, law, or bill subject to referendum shall take effect until ninety days after the adjournment of the session at which it was enacted."

Every law passed by the Legislature is subject to referendum except such laws as may be necessary for the immediate preservation of the public peace, health or safety, or the support of the state government and its existing public institutions.

July 1, 1969, is now less than ninety days away.

Between July 1, 1969, and the period expiring ninety days after the close of the First Extraordinary Session of the 41st Legislature, any affidavit based on this statute would be ineffective. Rather than to allow the confusion between the effective date stated in the bill and the constitutional effective date of Senate Bill No. 410, I have vetoed section 2.

The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

MOTION

On motion of Senator Greive, the Governor's veto message together with Senate Bill No. 410 were ordered sent to the office of the Secretary of State.

Office of the Governor, April 18, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to several items Senate Bill No. 318, entitled: "An Act relating to depositories and deposits of public funds."

Senate Bill No. 318 would prohibit the State Finance Committee, the State Treasurer or other state officers, county treasurers or city or town treasurers from selecting or designating as a depository for state, county or city funds any bank that claims exemption from the retail sales tax, the use tax or ad valorem taxes.

Banks are not exempt from these taxes under the state law. However, the United States Supreme Court last June affirmed that under federal law, national banks are exempt from state sales and use taxes. This case interpreted an 1864 statute, setting limits on how national banks may be taxed. A bill has been introduced in the present Congress to make federally chartered banks subject to state sales and use taxes.

The national banks of the State of Washington have paid the sales tax and use tax throughout the history of the revenue act and have not claimed exemption in any case that has come to the attention of the Department of Revenue. However, the publicity given to the Supreme Court decision has raised the possibility that national bank officers could be pressured by their stockholders to refuse to pay these taxes.

The first eight sections prohibit state and local officers from depositing public funds with institutions that claim exemption from state sales, use and ad valorem taxes.

Section 9 states that the act is not to be construed to impair existing contracts for the deposit of public funds, but is to be construed to limit the obligations under any existing contracts with banks claiming exemptions to the shortest possible term or period of time authorized by such contracts. The act specifically exercises all options to terminate existing contracts for the deposit of public funds that are inconsistent with the terms of the act. Further, all public officers are directed to exercise such options on penalty of removal from office.

Removal from office is properly reserved for serious misconduct of public officials. Under Senate Bill No. 318, a clerical error resulting in the failure to exercise an option to terminate a deposit agreement would require the removal of all public officials responsible. This is an unnecessarily harsh penalty, particularly since Senate Bill No. 318 itself exercises all options to terminate deposit agreements with banks which claim exemption from state taxes. I have therefore vetoed the penalty provision.

Section 10 is an emergency clause. No national bank has claimed an exemption from these state taxes. An emergency clause denies the right of referendum. Under our Constitution, an emergency clause should be used only under circumstances dictating a recognizable emergency. No emergency has been demonstrated in this case. I have therefore vetoed Section 10.

With the exception of a certain item in Section 9 and all of Section 10 which I have vetoed, the remainder of Senate Bill No. 318 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

MOTION

On motion of Senator Greive, the Governor's veto message together with Senate Bill No. 318 were ordered sent to the office of the Secretary of State.

MESSAGE FROM THE HOUSE

April 17, 1969.

Mr. President: The House refuses to recede from its amendment on page 4, section 4, line 3 to Engrossed Substitute Senate Bill No. 169 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Substitute Senate Bill No. 169 and the House amendments thereto: Representatives Bottiger, Wolf, Morrison. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate adhered to its position regarding Engrossed Substitute Senate Bill No. 169 and again asks the House to recede therefrom.

April 17, 1969.

Mr. President: The House receded from its amendment to page 1, line 5 of the title and its amendments to pages 10 and 107 on ENGROSSED SENATE BILL NO. 560 and passed the bill with the remaining House amendments and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 560, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—41.

Absent or not voting: Senators Andersen, Dore, McCormack, Pritchard—4.

Excused: Senators McDougall, Matson, Uhlman, Woodall—4.

ENGROSSED SENATE BILL NO. 560, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Marquardt, Senator Andersen was excused.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed SENATE BILL NO. 498 with the following amendments:

On page 1, line 4, of the title, after "RCW 36.40.100" and before the period, insert "and adding a new section to chapter 4, Laws of 1963 and to chapter 36.32 RCW"

On page 3 add a new section as follows:

"NEW SECTION. Sec. 3. There is added to chapter 4, Laws of 1963 and to chapter 36.32 RCW a new section to read as follows:

Notwithstanding the provisions of RCW 36.32.110, 36.22.010 (9), and other related sections, the boards of county commissioners of the several counties of the state may appoint a qualified person to act as clerk of the board of county commissioners in the place of the county auditor, and said person may perform all those functions and duties of the auditor in relation to the auditor as being clerk of the board of county commissioners." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Elicker the Senate refused to concur in the House amendments to Senate Bill No. 498 and asks the House to recede therefrom.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Gissberg moved that the Senate do now reconsider the vote by which the Senate adhered to its position on Engrossed Substitute Senate Bill No. 169.

Debate ensued.

POINT OF INQUIRY

Senator Holman: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, I am impressed by what you just said but I am a little confused. In order to accomplish that, you have to go to conference. Is that correct?"

Senator Lewis (Harry): "Senator Holman, this was the reason for the amendment by Representative Wolf in the House and the reason for my support of it here. The bill is extremely complex and I felt that in order to accomplish it, we could do so best at this point and stage of the proceedings by sitting around the table in a conference and doing so."

Senator Holman: "My confusion is, maybe I don't understand the procedure, I thought the motion made by Senator Gissberg was that we adhere to our position and doesn't that make a conference?"

Senator Lewis (Harry): "No, the House has already appointed conferees and we had our choice either to appoint conferees or to adhere. If we adhere and they do not yield to our position then the bill is dead."

Senator Holman: "I see."

The motion for reconsideration by Senator Gissberg was lost.

PERSONAL PRIVILEGE

Senator Lewis (Harry): "Point of personal privilege, Mr. President. I would just like to say that I did object procedural-wise to what happened and that I most sincerely appreciate your generosity, Senator Gissberg, in making it possible for the Senate to reconsider that point which I thought was very vital. I do appreciate your courtesy very much."

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 186 with the following amendment:

On page 4, section 4, line 2, after "provisions of" and before "this 1969 amendatory act" insert "RCW 43.22.340 as amended by" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Peterson (Ted), the Senate concurred in the House amendments to Engrossed Senate Bill No. 186.

MOTION

On motion of Senator Ryder, Senator Huntley was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 186, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 1; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams-42.

Voting nay: Senator Wilson-1.

Absent or not voting: Senator Connor-1.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall-5.

ENGROSSED SENATE BILL NO. 186, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed SENATE BILL NO. 55 with the following amendments:

On page 2 add new sections as follows:

"NEW SECTION. Sec. 4. There is added to chapter 4, Laws of 1963, and to chapter 36.87 RCW, a new section to read as follows:

Any board of county commissioners may, by ordinance, classify all county roads for which public expenditures were made in the acquisition, improvement or maintenance of the same, according to the type and amount of expenditures made and the nature of the county's property interest in the road; and may require persons benefiting from the vacation of county roads within some or all of the said classes to compensate the county as a condition precedent to the vacation thereof.

NEW SECTION. Sec. 5. There is added to chapter 4, Laws of 1963, and to chapter 36.87 RCW, a new section to read as follows:

Any board of county commissioners may, by ordinance, separately classify county

roads for which no public expenditures have been made in the acquisition, improvement or maintenance of the same, according to the nature of the county's property interest in the road; and may require persons benefiting from the vacation of county roads within some or all of the said classes to compensate the county as a condition precedent to the vacation thereof.

NEW SECTION. Sec. 6. There is added to chapter 4, Laws of 1963, and to chapter 36.87 RCW, a new section to read as follows:

Any ordinance adopted pursuant to this act may require that compensation for the vacation of county roads within particular classes shall equal all or a percentage of the appraised value of the vacated road as of the effective date of the vacation. Costs of county appraisals of roads pursuant to such ordinances shall be deemed expenses incurred in vacation proceedings, and shall be paid in the manner provided by RCW 36.87.070.

NEW SECTION. Sec. 7. There is added to chapter 4, Laws of 1963, and to chapter 36.87 RCW a new section to read as follows:

No county shall vacate a county road or part thereof which abuts on a body of salt or fresh water unless the purpose of the vacation is to enable any public authority to acquire the vacated property for port purposes, boat moorage or launching sites, or for park, viewpoint, recreational, educational or other public purposes, or unless the property is zoned for industrial uses.

NEW SECTION. Sec. 8. There is added to chapter 4, Laws of 1963, and to chapter 36.87 RCW a new section to read as follows:

If any provision of this act, or its application to any person, property or road is held invalid, the validity of the remainder of the act, or the application of the provision to other persons, property or roads shall not be affected."

On page 1, line 4 of the title, after "RCW 36.40.140" and before the period insert " and adding new sections to chapter 4, Laws of 1963, and to chapter 36.87 RCW" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Senate Bill No. 55.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 55, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson—40.

Voting nay: Senators Atwood, Williams—2.

Absent or not voting: Senators Connor, Pritchard—2.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

SENATE BILL NO. 55, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 392 with the following amendments:

On page 1, section 1, line 9, change "10" to "8"

On page 3, section 4, line 5, change "10" to "8"

On page 3, section 5, line 11, change "10" to "8"

On page 4, section 7, line 6, change "10" to "8"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Andersen, the Senate concurred in the House amendments to Engrossed Senate Bill No. 392.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 392, as

amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—43.

Voting nay: Senator Dore—1.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

ENGROSSED SENATE BILL NO. 392, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed SENATE BILL NO. 336 with the following amendments:

In section 1, line 11, after "musicians" strike "and entertainers,"

In section 1, line 14, after "musicians" and before the period on line 15 strike "or entertainers"

In section 1, following the last paragraph add a new paragraph to read as follows:

"The Washington state liquor control board is authorized and shall adopt appropriate rules and regulations pursuant to chapter 34.04 RCW as now law or hereafter amended, to administer the provisions of this 1969 act."

On page 1 add a new section as follows:

"Sec. 2. Section 1, chapter 141, Laws of 1953 and RCW 66.24.481 are each amended to read as follows:

No *public place* or club, or agent, servant or employee thereof, shall keep or allow to be kept, either by itself, its agent, servant or employee, or any other person, any liquor in any [clubroom or] place maintained or conducted by such *public place* or club, nor shall it permit the drinking of any liquor in any such [clubroom or] place, unless the sale of liquor in said [clubroom or] place is authorized by virtue of a valid and subsisting license issued by the Washington state liquor control board, or the consumption of liquor in said [clubroom or] place is authorized by a special banquet permit issued by said board. Every person who violates any provision of this section shall be guilty of a gross misdemeanor.

"*Public place*," for purposes of this section only, shall mean in addition to the definition set forth in RCW 66.04.010 (24), any place to which admission is charged or in which any pecuniary gain is realized by the owner or operator of such place in selling or vending food or soft drinks."

In line 1 of the title, after "alcoholic beverage control;" strike all matter down to "; and adding" on line 3 and insert the following: "amending section 1, chapter 141, Laws of 1953 and RCW 66.24.481"

In line 2 of the title after "musicians" strike "and entertainers"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Walgren, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 336 and asks the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 336, Senators Walgren, Durkan and Marquardt.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed SENATE BILL NO. 629 with the following amendments:

On page 1, section 1, line 8, after "official" strike the remainder of the bill and insert

the following: "and such other public employees as may be provided for herein shall on or before January 31st of each year, and every candidate shall [within thirty days after] simultaneously with filing a declaration of candidacy, file with the secretary of state, a written statement of:

(1) The name of any corporation, firm or enterprise subject to the jurisdiction of a regulatory agency in which he has a direct financial interest of a value in excess of one thousand five hundred dollars: PROVIDED, That policies of insurance issued to himself or his spouse, accounts in banks, savings and loan associations or credit unions are not to be considered financial interests; and

(2) Every office or directorship held by him or his spouse in any corporation, firm or enterprise which is subject to the jurisdiction of a regulatory agency; and

(3) The name of any person, corporation, firm, partnership, or other business association from which he receives compensation in excess of one thousand five hundred dollars during the preceding twelve month period by virtue of his being an officer, director, employee, partner or member of any such person, corporation, firm, partnership or other business association [...] ; and

(4) As to attorneys or others practicing before regulatory agencies during the preceding twelve month period, the name of the agency or agencies and the name of the firm, partnership or association of which he is a member, partner, or employee [...] and the gross compensation received by the attorney and the firm, partnership or association respectively for such practice before such regulatory agencies; and

(5) A list of legal description of property in the state of Washington, in which any interest whatsoever, including options to buy, was acquired during the preceding calendar year where the property is valued in excess of fifteen hundred dollars: PROVIDED, That legislators shall also comply with such rules or joint rules as they now exist or may hereafter be amended or adopted.

For the purposes of this section, and this section only, the Washington state personnel board, established by RCW 41.06.110, shall adopt and promulgate rules and regulations in accordance with the standards and policies set forth in RCW 41.06.150, delineating which classified personnel employed by the state shall be required to complete and file the financial statement set forth in sections 1 and 2 of this 1969 amendatory act, as they now exist or may hereafter be amended."

On page 1, line 2 of the title, after "RCW 42.21.060" insert a period and strike the rest of the title

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Ryder moved that the Senate concur in the House amendments to Engrossed Senate Bill No. 629.

POINT OF INQUIRY

Senator Guess: "Would Senator Ryder yield to a question? Senator Ryder, they have included in a part of subsection 5 of page 2 a list of the legal description of all real property in the state of Washington in which any interest whatsoever, including an option to buy was acquired during the preceding calendar year provided that legislators shall also comply with rules and joint rules as they now exist or be amended or adopted. Now, what joint rules are we talking about there?"

Senator Ryder: "Senator Guess, if you will remember when we adopted the joint rules the middle part of the session, we included in that a code of ethics and the section to which you refer and just read, was a part of the code of ethics.

"What we are doing here and what the House wanted to do was to put that not only in the joint rules where it is now but also in the code so that other employees would be subject to it also."

Senator Guess: "The person who files is going to have a copy of the joint rules given to him and does he have to subscribe to them?"

Senator Ryder: "Is this the person who files for office?"

Senator Guess: "Yes."

Senator Ryder: "Yes, this is true. In other words, if you have to report your financial transactions in this area then anyone who files against you also has to report the same thing that you report."

Senator Guess: "Thank you very much, Senator."

The motion carried and the Senate concurred in the House amendments to Senate Bill No. 629.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 629, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—44.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

SENATE BILL NO. 629, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 648 with the following amendments:

On page 1, section 2, subsection (2), line 16, after "chapter" and before the period insert "and as security therefor the insurance premium finance company receives an assignment of the unearned premium"

On page 2, section 3, subsection (4), line 19, after "life" and before "insurance" insert "or disability"

On page 2, section 3, subsection (4), line 23, after "purchased" and before "a" strike "pursuant to" and insert "in connection with"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Mardesich, the Senate concurred in the House amendments to Engrossed Senate Bill No. 648.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 648, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—44.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

ENGROSSED SENATE BILL NO. 648, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 14, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 556 with the following amendments:

On page 1, beginning on line 14 following the enacting clause add 12 sections as follows:

NEW SECTION. Section 1. Every school district by action of its board of directors shall adopt annual salary schedules and reproduce the same by printing, mimeographing or other reasonable method, which shall be the basis for salaries for all certificated employees in the district. The salary schedules shall provide for an annual one hundred eighty day base salary with regular increment increases within the series of steps provided for each position classification in which certificated employees are employed, and extra duty pay, except for those cases where extra duty assignments cannot be described on a per diem basis, in which cases the schedules shall specify the compensation for such extra duties or responsibilities: PROVIDED, That nothing in this section shall prevent any school district from contracting for the employment of a certificated employee for more than one hundred eighty days, but the salary base for one hundred eighty days as in this section provided shall then be determined by dividing the contractual salary by the number of contracted days and multiplying the result by one hundred eighty. The salary schedules may be amended by the

board from time to time, and the then current schedules shall be made available on request to the state superintendent of public instruction, the county or intermediate district superintendent, and any employee of that school district.

NEW SECTION. Sec. 2. All contracts required by RCW 28.67.070 with certificated employees and salaries stated therein shall be determined on a pro rata basis of no less than one-one hundred-eightieth of the individual's salary base as defined in section 1 of this 1969 amendatory act for each day of duty over one hundred eighty days, except for those cases where extra duty assignments cannot be described on a per diem basis, in which cases the contracts shall specify the compensation for such extra duty. Every such contract shall clearly specify by description directly, or by reference, all regular and extra duties which are to be performed by the employee. Additional duties agreed upon by the school district and employee after the making of the regular contract and compensation therefor shall be appended to the contract by supplemental contract. No such employee shall be required to perform duties not described in the contract unless a new or supplemental contract is made, except that in an unexpected emergency the board of directors or school district administration may require the employee to perform other reasonable duties on a temporary basis.

NEW SECTION. Sec. 3. School districts which employ substitute teachers on a continuing basis of twelve or more days within a calendar month shall compensate such employees commensurate with their training and experience and at a per diem salary in proportion to the salary for which that employee would be eligible as shown on the district's salary schedules.

NEW SECTION. Sec. 4. The Interstate Agreement on Qualifications of Educational Personnel is hereby enacted into law and entered into by this state with all other states legally joining therein in the form substantially as follows:

The contracting states solemnly agree that:

Article I

1. The states party to this Agreement, desiring by common action to improve their respective school systems by utilizing the teacher or other professional educational person wherever educated, declare that it is the policy of each of them, on the basis of cooperation with one another, to take advantage of the preparation and experience of such persons wherever gained, thereby serving the best interests of society, of education, and of the teaching profession. It is the purpose of this Agreement to provide for the development and execution of such programs of cooperation as will facilitate the movement of teachers and other professional educational personnel among the states party to it, and to authorize specific interstate educational personnel contracts to achieve that end.

2. The party states find that included in the large movement of population among all sections of the nation are many qualified educational personnel who move for family and other personal reasons but who are hindered in using their professional skill and experience in their new locations. Variations from state to state in requirements for qualifying educational personnel discourage such personnel from taking the steps necessary to qualify in other states. As a consequence, a significant number of professionally prepared and experienced educators is lost to our school systems. Facilitating the employment of qualified educational personnel, without reference to their states or origin, can increase the available educational resources. Participation in this compact can increase the availability of educational manpower.

Article II

As used in this Agreement and contracts made pursuant to it, unless the context clearly requires otherwise:

1. "Educational personnel" means persons who must meet requirements pursuant to state law as a condition of employment in educational programs.

2. "Designated State official" means the education official of a state selected by that state to negotiate and enter into, on behalf of his state, contracts pursuant to this Agreement.

3. "Accept," or any variant thereof, means to recognize and give effect to one or more determinations of another state relating to the qualifications of educational personnel in lieu of making or requiring a like determination that would otherwise be required by or pursuant to the laws of a receiving state.

4. "State" means a state, territory, or possession of the United States; the District of Columbia; or the Commonwealth of Puerto Rico.

5. "Originating State" means a state (and the subdivision thereof, if any) whose determination that certain educational personnel are qualified to be employed for specific duties in schools is acceptable in accordance with the terms of a contract made pursuant to Article III.

6. "Receiving State" means a state (and the subdivisions thereof) which accept educational personnel in accordance with the terms of a contract made pursuant to Article III.

Article III

1. The designated state official of a party state may make one or more contracts on behalf of his state with one or more other party states providing for the acceptance of educational personnel. Any such contract for the period of its duration shall be applicable to and binding on the states whose designated state officials enter into it, and the subdivisions of those states, with the same force and effect as if incorporated in this Agreement. A

designated state official may enter into a contract pursuant to this Article only with states in which he finds that there are programs of education, certification standards or other acceptable qualifications that assure preparation or qualification of educational personnel on a basis sufficiently comparable, even though not identical to that prevailing in his own state.

2. Any such contract shall provide for:

(a) Its duration.

(b) The criteria to be applied by an originating state in qualifying educational personnel for acceptance by a receiving state.

(c) Such waivers, substitutions, and conditional acceptances as shall aid the practical effectuation of the contract without sacrifice of basic educational standards.

(d) Any other necessary matters.

3. No contract made pursuant to this Agreement shall be for a term longer than five years but any such contract may be renewed for like or lesser periods.

4. Any contract dealing with acceptance of educational personnel on the basis of their having completed an educational program shall specify the earliest date or dates on which originating state approval of the program or programs involved can have occurred. No contract made pursuant to this Agreement shall require acceptance by a receiving state of any persons qualified because of successful completion of a program prior to January 1, 1954.

5. The certification or other acceptance of a person who has been accepted pursuant to the terms of a contract shall not be revoked or otherwise impaired because the contract has expired or been terminated. However, any certificate or other qualifying document may be revoked or suspended on any ground which would be sufficient for revocation or suspension of a certificate or other qualifying document initially granted or approved in the receiving state.

6. A contract committee composed of the designated state officials of the contracting states or their representatives shall keep the contract under continuous review, study means of improving its administration, and report no less frequently than once a year to the heads of the appropriate education agencies of the contracting states.

Article IV

1. Nothing in this Agreement shall be construed to repeal or otherwise modify any law or regulation of a party state relating to the approval of programs of educational preparation having effect solely on the qualification of educational personnel within that state.

2. To the extent that contracts made pursuant to this Agreement deal with the educational requirements for the proper qualification of educational personnel, acceptance of a program of educational preparation shall be in accordance with such procedures and requirements as may be provided in the applicable contract.

Article V

The party states agree that:

1. They will, so far as practicable, prefer the making of multi-lateral contracts pursuant to Article III of this Agreement.

2. They will facilitate and strengthen cooperation in interstate certification and other elements of educational personnel qualification and for this purpose shall cooperate with agencies, organizations, and associations interested in certification and other elements of educational personnel qualification.

Article VI

The designated state officials of any party state may meet from time to time as a group to evaluate progress under the Agreement, and to formulate recommendations for changes.

Article VII

Nothing in this Agreement shall be construed to prevent or inhibit other arrangements or practices of any party state or states to facilitate the interchange of educational personnel.

Article VIII

1. This Agreement shall become effective when enacted into law by two states. Thereafter it shall become effective as to any state upon its enactment of this Agreement.

2. Any party state may withdraw from this Agreement by enacting a statute repealing the same, but no such withdrawal shall take effect until one year after the governor of the withdrawing state has given notice in writing of the withdrawal to the governors of all other party states.

3. No withdrawal shall relieve the withdrawing state of any obligation imposed upon it by a contract to which it is a party. The duration of contracts and the methods and conditions of withdrawal therefrom shall be those specified in their terms.

Article IX

This Agreement shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Agreement shall be severable and if any phrase, clause, sentence, or provision of this Agreement is declared to be contrary then the constitution of any state or of the United States, or the application thereof to any government, agency, person, or circumstance is held invalid, the validity of the remainder of this Agreement and the applicability thereof to any government, agency, person, or circumstance shall not be affected thereby. If this Agreement shall be held contrary to the constitution of any state participating therein, the Agreement shall remain in full force and effect as to the state affected as to all severable matters.

NEW SECTION. Sec. 5. The "designated state official" for this state under Article II of

section 4 above shall be the superintendent of public instruction, who shall be the compact administrator and who shall have power to promulgate rules to carry out the terms of this compact. The superintendent of public instruction shall enter into contracts pursuant to Article III of the Agreement only with the approval of the specific text thereof by the state board of education.

NEW SECTION. Sec. 6. True copies of all contracts made on behalf of this state pursuant to the Agreement as provided in section 4 above shall be kept on file in the office of the superintendent of public instruction. The superintendent of public instruction shall publish all such contracts in convenient form.

NEW SECTION. Sec. 7. There is added to chapter 28.58 RCW a new section to read as follows:

The board of directors of any school district shall have authority to authorize the expenditure of funds for the purpose of preparing and distributing information to the general public to explain the instructional program, operation and maintenance of the schools of the district: PROVIDED, That nothing contained herein shall be construed to authorize preparation and distribution of information to the general public for the purpose of influencing the outcome of a school district election.

NEW SECTION. Sec. 8. The board of trustees of each community college district shall adopt for each community college under its jurisdiction written policies on granting leaves to employees of the district and those colleges, including but not limited to leaves for attendance at official or private institutions and conferences, sabbatical leaves for academic personnel, leaves for illness, injury, bereavement and emergencies, with such compensation as the board of trustees may prescribe, except that the board shall grant to all such persons annual leave with full compensation for illness, injury, bereavement and emergencies as follows:

(1) For persons under contract to be employed, or otherwise employed, for at least three quarters, at least fifteen days, commencing with the first day on which work is to be performed;

(2) Such leave entitlement may be accumulated after the first three-quarter period of employment at a minimum rate of five days per quarter for full time employees up to a maximum of two hundred twenty days, and may be taken at any time;

(3) Leave for illness, injury, bereavement and emergencies heretofore accumulated pursuant to law, rule, regulation or policy by persons presently employed by community college districts and community colleges shall be added to such leave accumulated under this section;

(4) Except as otherwise provided in this section or other law, accumulated leave under this section not taken at the time such person retires or ceases to be employed by community college districts or community colleges shall not be compensable;

(5) Accumulated leave for illness, injury, bereavement and emergencies under this section shall be transferred from one community college district or community college to another, to the state board for community college education, to the state superintendent of public instruction, to any county or intermediate school district, to any school district, or to any other institutions of higher learning of the state; and

(6) Leave accumulated by a person in a community college district or community college prior to leaving that district or college may, under the policy of the board of trustees, be granted to such person when he returns to the employment of that district or college.

NEW SECTION. Sec. 9. The legislature finds that unrestricted commercial solicitation and the unrestricted sale or distribution of publications by nonstudents on the campuses of the state community colleges threatens to disrupt the educational process and functions of the state community colleges. Therefore the legislature deems it necessary to enact the provisions of sections 9 through 12 of this 1969 amendatory act.

NEW SECTION. Sec. 10. As used in sections 9 through 12 of this 1969 amendatory act the following definitions shall mean:

(1) "Student" shall mean any person who is enrolled within the community college.

(2) "Board" shall mean the board of trustees of any community college.

(3) "Publication" shall mean and include any newspaper, magazine, pamphlet, leaflet, publication, or other paper with printing or writing thereon, the primary purpose of which is to disseminate ideas, or news.

(4) "Commercial solicitation" shall mean any act, or form of oral communication, the primary purpose of which is to sell or to attempt to sell any tangible item of value including but not limited to, insurance, real or personal property, or any form of security or stock: PROVIDED, That commercial solicitation shall not include any "publication" as defined in this section.

NEW SECTION. Sec. 11. The board of any community college is authorized to adopt reasonable regulations relating to the sale or distribution of any publication or publications by any nonstudent on any portion of the community college grounds or buildings. The said regulations may only specify:

(1) Reasonable hours for distribution or sale; and

(2) The location or locations on the campus where such distribution and sale shall be lawful; and

(3) Reasonable rules of demeanor for nonstudents while engaging in such activities; and

(4) That each nonstudent prior to sale or distribution of any publication, register with

a designated community college official or office and supply his or her name and address: PROVIDED, That nothing in this subsection shall authorize any community college to license such activity or by registration, restrict the sale or distribution of any lawful publications, nor shall any portion of this subsection be construed or applied as a prior restraint.

NEW SECTION. Sec. 12. The board of any community college is authorized to adopt reasonable regulations relating to any commercial solicitation, as defined in sections 9 through 12 of this 1969 amendatory act, by any person on or at any portion of the community college. The regulations may include but need not be limited to:

(1) The registration of any person who wishes to engage in any commercial solicitation;

(2) The requiring of any necessary proof of financial responsibility and ability to respond to damages;

(3) The location or locations of the community college where such commercial solicitation shall be lawful; and

(4) The times at which any commercial solicitation shall be lawful.

The board may prohibit any commercial solicitation which would be against the public interest or which would be harmful to students."

Remember the remaining sections consecutively.

On page 1, beginning on line 15, strike sections 1 through 15 of the printed bill and substitute the following:

NEW SECTION. Sec. 13. Section 6, page 308, Laws of 1909 as amended by section 2, chapter 20, Laws of 1955 and RCW 28.02.060 are each hereby repealed.

NEW SECTION. Sec. 14. There is added to chapter 28.02 RCW a new section to read as follows:

The following are school holidays, and school shall not be taught on these days: Saturday; Sunday; the first day of January, commonly called New Year's Day; the third Monday in February, being the anniversary of the birth of George Washington; the last Monday in May, commonly known as Memorial Day; the fourth day of July, being the anniversary of the Declaration of Independence; the first Monday in September, to be known as Labor Day; the fourth Monday in October, to be known as Veterans' Day; the fourth Thursday in November, commonly known as Thanksgiving Day; the day immediately following Thanksgiving Day; the twenty-fifth day of December, commonly called Christmas Day: PROVIDED, That no reduction from the teacher's time or salary shall be made by reason of the fact that a school day happens to be one of the days referred to in this section as a day on which school shall not be taught.

Sec. 15. Section 3, chapter 20, Laws of 1955 and RCW 28.02.070 are each amended to read as follows:

On the Friday preceding [November 11th when November 11th falls on a nonschool day] the *fourth Monday in October*, each teacher, or the principal in charge of the school building, in all elementary and high schools of the state shall prepare and present a program suitable to observance of Veterans' [and Admission] Day.

The program must be at least sixty minutes in length, setting forth the part taken by the United States and the state of Washington in the world war for the years nineteen hundred seventeen and nineteen hundred and eighteen, the principles for which the allied nations fought, and the heroic deeds of American soldiers and sailors, the leading events in the history of our state and of Washington Territory, the character and struggles of the pioneer settlers and other topics tending to instill a loyalty and devotion to the institutions and laws of our state.

It shall be the duty of the superintendent of public instruction and of each county superintendent of schools, by advice and suggestion, to aid in the suitable observance of Veterans' [and Admission] Day.

Sec. 16. Section 3, chapter 258, Laws of 1947 as last amended by section 1, chapter 158, Laws of 1967 and RCW 28.04.060 are each amended to read as follows:

Each member of the state board of education shall be elected by a majority of the electoral points accruing from all the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the superintendent of public instruction and no votes shall be accepted for counting if postmarked after the sixteenth day of October following the call of the election. The superintendent of public instruction and an election board comprised of three persons appointed by the state board of education shall count and tally the votes and the electoral points accruing therefrom not later than the twenty-fifth day of October in the following manner: Each vote cast by a school director shall be accorded as many electoral points as there are enrolled students in that director's school district [on the last day for filing declarations of candidacy under RCW 28.04.040] as determined by the enrollment reports forwarded to the state superintendent of public instruction for apportionment purposes for the month of September of the year of election: PROVIDED, That school directors from a school district which has more than five directors shall have their electoral points based upon population recomputed by multiplying such number by a fraction, the denominator of which shall be the number of directors in such district, and the numerator of which shall be five; the electoral points shall then be tallied for each candidate as the votes are counted; and it shall be the majority of electoral points which determines the winning candidate. If no candidate receives a majority of the possible electoral points, then, not later than the first day of November, the superintendent of public instruction shall call a second election to be conducted in the same manner and at which the candidates shall be the two candidates receiving the highest number of electoral points

accruing from such votes cast. No vote cast at such second election shall be received for counting if postmarked after the sixteenth day of November and the votes shall be counted as hereinabove provided on the twenty-fifth day of November. The candidate receiving a majority of electoral points accruing from the votes at any such second election shall be declared elected. Within ten days following the count of votes in an election at which a member of the state board of education is elected, the superintendent of public instruction shall certify to the secretary of state the name or names of the persons elected to be members of the state board of education.

Sec. 17. Section 1, chapter 86, Laws of 1965 ex. sess. and RCW 28.58.421 are each amended to read as follows:

The board of directors of any school district may provide insurance by contract purchase for payment of *accident*, hospital and medical expenses in an amount not exceeding [one] five thousand dollars per child, per injury for the benefit of school children injured while *engaged in any school activity or while* they are on, getting on, or getting off any vehicles enumerated in RCW 28.58.100 without respect to any fault or liability on the part of the school district or operator. This insurance may be provided without cost to the school children notwithstanding the provisions of RCW 28.76.410.

NEW SECTION. Sec. 18. Section 55, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.550 are each hereby repealed.”

Remember the remaining sections consecutively.

On page 5, beginning on line 33, strike sections 16 through 30 of the printed bill and substitute the following:

“**NEW SECTION.** Sec. 19. There is added to chapter 28A.58 RCW a new section to read as follows:

The board of directors of any school district shall have authority to authorize the expenditure of funds for the purpose of preparing and distributing information to the general public to explain the instructional programs, operation and maintenance of the schools of the district: **PROVIDED**, That nothing contained herein shall be construed to authorize preparation and distribution of information to the general public for the purpose of influencing the outcome of a school district election.

NEW SECTION. Sec. 20. Section 28B.50.550, chapter —, Laws of 1969 (HB 58) and RCW 28B.50.550 are each hereby repealed.

NEW SECTION. Sec. 21. Section 28A.02.060, chapter —, Laws of 1969 (HB 58) and RCW 28A.02.060 are each hereby repealed.

NEW SECTION. Sec. 22. There is added to chapter —, Laws of 1969 (HB 58) and to chapter 28A.02 RCW a new section to read as follows:

The following are school holidays, and school shall not be taught on these days: Saturday; Sunday; the first day of January, commonly called New Year's Day; the third Monday in February, being the anniversary of the birth of George Washington; the last Monday in May, commonly known as Memorial Day; the fourth day of July, being the anniversary of the Declaration of Independence; the first Monday in September, to be known as Labor Day; the fourth Monday in October, to be known as Veterans' Day; the fourth Thursday in November, commonly known as Thanksgiving Day; the day immediately following Thanksgiving Day; the twenty-fifth day of December, commonly called Christmas Day: **PROVIDED**, That no reduction from the teacher's time or salary shall be made by reason of the fact that a school day happens to be one of the days referred to in this section as a day on which school shall not be taught.

NEW SECTION. Sec. 23. Section 28A.02.070, chapter —, Laws of 1969 (HB 58) and RCW 28A.02.070 are each amended to read as follows:

On the Friday preceding [November 11th of each year of the preceding Friday when November 11th falls on a Friday] *the fourth Monday in October of each year*, there shall be presented in each common school as defined in RCW 28A.01.060 a program suitable to the observance of Veterans' [and Admission] Day.

The responsibility for the preparation and presentation of such program approximating sixty minutes in length shall be with the principal or head teacher of each school building and such program shall embrace topics tending to instill a loyalty and devotion to the institutions and laws of this state and nation.

The superintendent of public instruction and county and intermediate school officials shall by advice and suggestion aid in the preparation of such programs if such aid be solicited.

Sec. 24. Section 28A.04.060, chapter —, Laws of 1969 (HB 58) and RCW 28A.04.060 are each amended to read as follows:

Each member of the state board of education shall be elected by a majority of the electoral points accruing from all the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the superintendent of public instruction and no votes shall be accepted for counting if postmarked after the sixteenth day of October following the call of the election. The superintendent of public instruction and an election board comprised of three persons appointed by the state board of education shall count and tally the votes and the electoral points accruing therefrom not later than the twenty-fifth day of October in the following manner: Each vote cast by a school director shall be accorded as many electoral points as there are enrolled students in that director's school district [on the last day for filing declarations of candidacy under RCW 28A.04.040] *as determined by the enrollment reports forwarded to the state superintendent of public instruction for apportionment purposes for the month of September of the year of election:* **PROVIDED**, That school directors from a school district which has more than five directors

shall have their electoral points based upon population recomputed by multiplying such number by a fraction, the denominator of which shall be the number of directors in such district, and the numerator of which shall be five; the electoral points shall then be tallied for each candidate as the votes are counted; and it shall be the majority of electoral points which determines the winning candidate. If no candidate receives a majority of the possible electoral points, then, not later than the first day of November, the superintendent of public instruction shall call a second election to be conducted in the same manner and at which the candidates shall be the two candidates receiving the highest number of electoral points accruing from such votes cast. No vote cast at such second election shall be received for counting if postmarked after the sixteenth day of November and the votes shall be counted as hereinabove provided on the twenty-fifth day of November. The candidate receiving a majority of electoral points accruing from the votes at any such second election shall be declared elected. Within ten days following the count of votes in an election at which a member of the state board of education is elected, the superintendent of public instruction shall certify to the secretary of state the name or names of the persons elected to be members of the state board of education.

Sec. 25. Section 28A.24.055, chapter _____, Laws of 1969 (HB 58) and RCW 28A.24.055 are each amended to read as follows:

Every board of directors shall provide and pay for transportation of children to and from school whether such children live within or without the district when in its judgment the best interests of the district will be subserved thereby, but the board is not compelled to transport any pupil living within two miles of the schoolhouse.

When children are transported from one school district to another the board of directors of the respective districts may enter into a written contract providing for a division of the cost of such transportation between the districts.

When commercial charter bus service is not reasonably available to a school district, the state board of education may authorize the use of school buses and drivers hired by the district for the transportation of school children and the school employees necessary for their supervision to and from any school activities within or without the school district during or after school hours and whether or not a required school activity, so long as the school board has officially designated it as a school activity. For any extracurricular uses, the school board shall charge an amount sufficient to reimburse the district for its cost.

Whenever any school children are transported by the school district in its own motor vehicles and by its own employees, the board may provide insurance to protect the district against loss, whether by reason of theft, fire or property damage to the motor vehicle or by reason of liability of the district to persons from the operation of such motor vehicle.

The board may provide insurance by contract purchase for payment of *accident*, hospital and medical expenses in an amount not exceeding [one] five thousand dollars per child, per injury for the benefit of school children injured while *engaged in any school activity or while* they are on, getting on, or getting off any vehicles enumerated herein without respect to any fault or liability on the part of the school district or operator. This insurance may be provided without cost to the school children notwithstanding the provisions of RCW 28A.58.420.

If the transportation of children is arranged for by contract of the district with some person, the board may require such contractor to procure such insurance as the board deems advisable."

Renumber the following sections consecutively.

On page 11, beginning on line 24 of the printed bill, strike "Part III Construction" and insert the following:

"Part III Construction and sections temporary in nature.

NEW SECTION. Sec. 26. There is hereby appropriated from the general fund to the Legislative Budget Committee for the biennium ending June 30, 1971, five thousand dollars, or so much thereof as necessary to accomplish a budget study of the fiscal impact which results from the payment of substitute teachers in proportion to the salary such employee would be eligible for as shown on the district's salary schedules in accordance with section 3 of this 1969 amendatory act; the results of such study to be submitted to the legislature prior to the next session thereof.

NEW SECTION. Sec. 27. The provisions of sections 1, 2, 3 and 26 of this 1969 amendatory act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1969.

NEW SECTION. Sec. 28. The code reviser is hereby directed to add the provisions of section 8 of this 1969 amendatory act to chapter 8, Laws of 1967 ex. sess., and to chapter 28.85 RCW, unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added to chapter 28B.50 thereof.

NEW SECTION. Sec. 29. The provisions of sections 4 through 6 of this 1969 amendatory act are added to Title 28 RCW, and shall constitute a new chapter therein unless or until such time as the education code of 1969 (HB 58) shall become effective, at which time it shall be added as a new chapter thereto.

NEW SECTION. Sec. 30. The provisions of sections 9 through 12 of this 1969 amendatory act are added to Title 28 RCW unless or until such time as the education code of 1969 (HB 58) shall become effective, at which time they shall be added to Title 28B thereof.

NEW SECTION. Sec. 31. Sections 4, 5, 6 and 29 of this 1969 amendatory act are

necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1969."

Renumber the remaining sections consecutively.

On page 1, line 1 of the title after the semicolon after "education" strike everything down to and including the semicolon after "RCW 28B.50.540" on line 8 and insert "amending section 3, chapter 20, Laws of 1955 and RCW 28.02.070; amending section 3, chapter 258, Laws of 1947 as last amended by section 1, chapter 158, Laws of 1967 and RCW 28.04.060; amending section 1, chapter 86, Laws of 1965 ex. sess. and RCW 28.58.421; repealing section 6, page 308, Laws of 1909 as amended by section 2, chapter 20, Laws of 1955 and RCW 28.02.060; adding a new section to chapter 28.02 RCW; adding a new section to chapter 28.58 RCW; repealing section 55, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.550; amending sections 28A.02.070, chapter —, Laws of 1969 (HB 58) and RCW 28A.02.070, 28A.04.060 and 28A.24.055; adding new sections to chapter —, Laws of 1969 (HB 58) and to chapter 28A.02; adding new sections to chapter 28A.58 RCW; adding a new chapter to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective at which time it shall be added thereto; repealing sections 28A.02.060 and 28B.50.550, chapter —, Laws of 1969 (HB 58) and RCW 28A.02.060 and 28B.50.550;"

On page 1, beginning on line 12 of the title strike "and declaring an emergency" and insert "providing for a study; making an appropriation; and declaring an emergency and providing effective dates"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Sandison moved that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 556 and ask the House to recede therefrom.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Bailey yield to a question? Senator Bailey, I didn't get your recommendation for the vote?"

Senator Bailey: "I am going to vote for a Conference Committee to bring back a better report."

Senator Canfield: "Well, I think a number of us feel exactly as you do."

The motion by Senator Sandison carried.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 95 with the following amendments:

On page 1, section 1, line 17, after "degree" and before the period insert " PROVIDED, That such program shall not commence prior to July 1, 1971: AND PROVIDED FURTHER, That if the Council on Higher Education shall have been created by the legislature, the inauguration of the program authorized by this section shall be subject to the review and recommendations of the Council which shall consider such program in the light of the overall state needs and capabilities for the award of doctoral degrees, both present and future"

On page 2, section 2, line 3, after "degree" and before the period insert " PROVIDED, That such program shall not commence prior to July 1, 1971: AND PROVIDED FURTHER, That if the Council on Higher Education shall have been created by the legislature, the inauguration of the program authorized by this section shall be subject to the review and recommendations of the Council which shall consider such program in the light of the overall state needs and capabilities for the award of doctoral degrees, both present and future"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Atwood, the Senate concurred in the House amendments to Engrossed Senate Bill No. 95.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 95, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich,

Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams-41.

Voting nay: Senator Wilson-1.

Absent or not voting: Senators Lewis (Harry), Metcalf-2.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall-5.

ENGROSSED SENATE BILL NO. 95, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

POINT OF INQUIRY

Senator Andersen: "Point of inquiry. Senate Bill No. 387, police officer arrest powers, that is the next to the last item on page 2, may I ask the status of that? Is that one of those that is being held at Senator Greive's request?"

REPLY BY THE PRESIDENT

The President: "The President has been advised that this is one of the measures that is being held, Senator Andersen."

MOTION

On motion of Senator Washington Engrossed Substitute Senate Bill No. 157 was held until further notice.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Greive gave notice that on the next working day he would move for reconsideration of the vote by which the Senate passed Engrossed Senate Bill No. 95.

The Senate resumed consideration of the message from the House regarding Substitute Senate Bill No. 115.

Senator Day moved that the Senate do not concur in the House amendments to Substitute Senate Bill No. 115 and asks the House to recede therefrom.

Debate ensued.

The motion carried.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 150 with the following amendments:

On page 1, line 4 of the title strike "46.48" and insert "46.52"

In section 1, line 7, after "chapter" and before "RCW" strike "46.48" and insert "46.52"

Section 1, line 10, after "consent" insert "and in such a position where it unduly obstructs normal usage of the property or when it has remained in excess of twenty-four hours"

Strike the amendment by the Committee on Judiciary to section 1, line 20, and in section 1, line 20, after "generally." insert "If the vehicle is not reclaimed within five days after the towing firm has received custody of such vehicle, the towing firm shall give notice of its custody to the department of motor vehicles and the chief of the Washington state patrol and within five days after having received the name and address of the owner, he shall notify the registered and legal owner of the same with copies of such notice being sent to the chief of the Washington state patrol and to the department of motor vehicles. The notice to the registered and legal owner shall be sent by the towing firm to the last known address of said owner appearing on the records of the department of motor vehicles, and such notice shall be sent to the registered and legal owner by certified or registered mail with a five-day return receipt requested. Such notice shall contain a description of the vehicle including its license number and/or motor number if obtainable, and shall state the

amount due the towing firm for services in the towing and storage of the same and the time and place of public sale if the amount remains unpaid.

The department of motor vehicles shall supply the last known names and addresses of registered and legal owners of vehicles appearing on the records of the department to the towing firm on request without charge.”
and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Williams that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 150 and asks the House to recede therefrom.

Debate ensued.

The motion carried.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 775, by Senators Durkan, Huntley and Ryder:

An Act relating to institutions of higher education; providing increased pension benefits for certain retired employees; adding a new section to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added thereto.

Referred to Committee on Ways and Means—Appropriations.

SENATE BILL NO. 776, by Senator Washington:

An Act relating to highways and the operation of vehicles thereon; prescribing fees, size, weight, load permits, license plate and equipment restrictions for certain motor vehicles; and relating to the licensing of drivers and vehicles.

Referred to Committee on Highways.

SENATE CONCURRENT RESOLUTION NO. 28, by Senators Durkan and Atwood:

Investigating school revenue apportionment.

Referred to Committee on Ways and Means—Appropriations.

SECOND READING

HOUSE BILL NO. 222, by Representatives Spanton, Grant and Kuehnle (by departmental request):

Explains computation of appeals and petition periods under unemployment compensation when mailed documents involved.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, House Bill No. 222 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 222, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Connor, Lewis (Harry)—2.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

HOUSE BILL NO. 222, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE BILL NO. 224, by Representatives Morrison, Randall and Curtis (by departmental request):

Permitting state to utilize latest federal law on its use of moneys in the federal unemployment trust fund.

The bill was read the second time by sections.

On motion of Senator Stortini, the rules were suspended, House Bill No. 224, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 224, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—42.

Absent or not voting: Senators Lewis (Harry), Pritchard—2.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

HOUSE BILL NO. 224, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE CONCURRENT RESOLUTION NO. 24, by Senators Greive, Bailey and Holman:

Establishing an interim committee on insurance.

MOTION

On motion of Senator Gissberg, Senate Concurrent Resolution No. 24 was ordered to hold its place on the second reading calendar for Monday, April 21, 1969.

HOUSE BILL NO. 550, by Representatives Clark (Newman H.) and Charette:

Basing retired judges' retirement pay and widows' benefits on salary provided for by statute.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, House Bill No. 550 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 550, and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson—39.

Voting nay: Senators Guess, McCutcheon—2.

Absent or not voting: Senators Lewis (Harry), Pritchard, Williams—3.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

HOUSE BILL NO. 550, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Greive, the Senate returned to the sixth order of business. Senator Atwood moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-38

By Senators Henry, Atwood, Sandison and Lewis (Harry):

WHEREAS, The new State Civil Service Law for the institutions of higher learning applies to the non-academic employees of all state institutions of higher learning, including the community colleges; and

WHEREAS, Each community college will be developing policies and procedures to implement the general policies as promulgated by the higher education personnel board; and

WHEREAS, Previous committees of the Legislature held inquiries into the operations of the State Civil Service as administered by the four-year institutions of higher learning, but only a limited review of civil service practices at community colleges; and

WHEREAS, The effect of the higher education personnel board upon the operations of the institutions of higher education warrant legislative monitoring during the developmental phase;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Joint Committee on Higher Education, or in the absence of such Committee, the Legislative Council, is requested to study the operation of the Higher Education Personnel Board in implementing the higher education civil service law, and the administration of such law at the various institutions of higher education, with particular attention upon the implementation of personnel procedures at the various state community colleges, and report its findings to the forty-second Legislature, such report shall be made on or before sixty days prior to convening of the forty-second Legislature.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Atwood yield to a question? Senator, in the absence of such committee you are instructing the joint committee on higher education to do it but do you have some question as to whether there is going to be such a committee created?"

Senator Atwood: "I don't have any idea what the House is going to do. I think it is going to be created. I don't foresee any difficulty there but just in case it doesn't, we have the alternative of asking the legislative council to do this."

Senator Gissberg: "I would suggest that it would be a little clearer if you said 'or if there be no such committee'."

Senator Atwood: "I have no objection to changing the wording in that regard unless Senator Sandison does."

MOTION

On motion of Senator Gissberg, the rules were suspended and the resolution was amended on the second line of the last paragraph to read 'or if there be no such committee'.

The motion by Senator Atwood carried and the resolution was adopted.

Senator Wilson moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-35

By Senators Wilson, Donohue, McDougall, Canfield and Odegard:

WHEREAS, Grave concern has been widely expressed over the safety and hazards posed to agricultural workers in the state of Washington; and

WHEREAS, Agricultural workers are presently excluded by law from mandatory coverage under the workmen's compensation laws of the state; and

WHEREAS, The director of the department of labor and industries has announced, through administrative rule, coverage of agricultural workers engaged in the hops and tree fruit industries, effective April 1, 1969; and

WHEREAS, The department of labor and industries has recommended in its report

dated January 2, 1969, that the Legislative Council conduct a study to determine the exact extent of extrahazardous employment among other agricultural workers; and

WHEREAS, It is estimated that there are over 110,000 workers engaged in agricultural employment in Washington;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the agriculture and labor committees of the Legislative Council jointly:

(1) Undertake a study of all pertinent facts regarding the applicability of workmen's compensation to agricultural workers and growers; and

(2) Determine whether the workmen's compensation laws should be amended to include under its coverage workmen's compensation benefits for agricultural workers, or any part thereof; and

BE IT FURTHER RESOLVED, That the Legislative Council report the results of its study and recommendations based thereon to the forty-second session of the legislature.

POINT OF INQUIRY

Senator Stender: "Would Senator Wilson yield to a question? Senator, would this resolution if passed delay the order that the department has already promulgated?"

Senator Wilson: "Not at all, Senator. The tree fruit and hops industries of the state are now covered by workmen's compensation. It is a program which is in effect and will not be affected by the passage of this resolution."

Debate ensued.

The motion by Senator Wilson carried and the resolution was adopted.

MOTION

On motion of Senator Henry, the rules were suspended and all bills passed today except those where notice of reconsideration has been received were ordered immediately transmitted to the House.

Senator Washington moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-36

By Senators Washington, Henry and McCormack:

WHEREAS, An announcement has been made by Secretary of Labor George P. Schultz that many conservation and women's job corps centers in the nation will be closed on July 1, 1969; and

WHEREAS, The women's job corps center at Moses Lake, Washington, is among those scheduled to be closed; and

WHEREAS, The Moses Lake center presently has 405 young women in training in skills of culinary arts, business and clerical operations, keypunch operation and retail sales work; and

WHEREAS, The Moses Lake center has an outstanding record in retaining these young women in the training program, after their arrival from throughout the United States; and

WHEREAS, The program has placed graduates in jobs in many Washington State communities and the supply of work experience positions in this area exceeds the number of qualified corpswomen who will graduate; and

WHEREAS, Graduates of the program have entered colleges and universities since October, 1968, and more than 30 more corpswomen are now preparing for college entrance examinations and 25 members are now scheduled to take civil service examinations for placement in Washington State agencies; and

WHEREAS, The Moses Lake center opened on May 11, 1967, and now is making an outstanding record in placing its graduates in gainful employment;

NOW, THEREFORE BE IT RESOLVED, That the Secretary of Labor be urged to retain the job corps training center and especially the Moses Lake center, in the light of its record of achievement; and

BE IT FURTHER RESOLVED THAT, Copies of this resolution be forwarded to President Nixon, the Secretary of Labor, the Speaker of the United States House of Representatives and the President of the Senate and the members of the Washington State Delegation in Congress.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Washington yield? Senator Washington, in the next to the last paragraph the resolution reads: 'NOW, THEREFORE BE IT RESOLVED, That the Secretary of Labor be urged to retain the job corps training centers, and especially the Moses Lake center'. I wonder if you would have any objection to changing that to read,

'NOW, THEREFORE BE IT RESOLVED, That the Secretary of Labor be urged to retain the job corps training center at Moses Lake?'"

Senator Washington: "I would have no real objection."

Senator Mardesich: "I feel that we do not have enough knowledge on the others."

Senator Washington: "I think it is a good amendment."

Senator Lewis (Brian): "Would Senator Washington yield? Senator, I regret that this center in your district is to be closed but did I understand you to say that there are some other ones in more populated areas of our state that are being retained?"

Senator Washington: "No, not in this state."

Senator Lewis (Brian): "There are centers in populated areas of other states that are being retained though?"

Senator Washington: "Generally this is the understanding that I have. I don't think there was any particular pattern established along this line. In other words, I don't believe in this particular case that there was any effort made to keep those in populated areas and to do away with those in isolated areas but this happens to be the result of this particular case."

Senator Lewis (Brian): "I have been aware and sympathetic and happy to work with you on your efforts to bring jobs to the outlying areas to relieve the congestion in the urban areas and I kind of detected in your remarks that you felt maybe that they were keeping centers going perhaps in some urban areas at the expense of some rural areas."

"My question to you: I was wondering if you would care to join with me in sponsoring a memorial to the Secretary of Labor urging him to close down some of the centers in the urban areas in the nation?"

Senator Washington: "Frankly, I don't think I want to take off on a move to cut down on the job corps centers as such, Senator Lewis. I pointed out that this is another example of where not only a good program is being taken care of but in a small area it becomes important to local economy."

The motion by Senator Washington carried and the resolution as amended was adopted.

SENATE RESOLUTION: 1969-EX-37

By Senators Wilson, Walgren, Elicker, Lewis (Brian), Twigg, Connor and Bailey:

WHEREAS, John L. Chambers, Jr., as Executive Secretary of the Washington State Association of County Commissioners, has served for five years and three legislative sessions with merit and unstinting effort on behalf of local and county government; and

WHEREAS, Mr. Chambers' efforts to elucidate the problems relating to county government to interested persons throughout the state when the opportunity arose and at a personal sacrifice in time has resulted in a far greater informed public as to the problems of local government; and

WHEREAS, Mr. Chambers will shortly leave the County Commissioners Association to join the staff of the King County Executive;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that Mr. Chambers be commended for his service, his imaginative approach to each governmental problem with which he was confronted, and his commitment to the highest ideals of democracy and local government; and

BE IT FURTHER RESOLVED, That the best wishes of this Legislature go with Mr. Chambers and all those who shall be active participants in the new King County Government for the successful implementation of the first county Home Rule Charter in Washington State; and

BE IT FURTHER RESOLVED, That copies of this Resolution be prepared by the Secretary of the Senate for presentation to Mr. Chambers and to the office of the King County Executive upon its adoption.

On motion of Senator Wilson, the resolution was adopted.

MOTION

On motion of Senator McCormack, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

April 17, 1969.

Mr. President: The House refuses to concur in the Senate amendment to HOUSE BILL NO. 542 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator McCormack, the Senate refused to recede from its position on House Bill No. 542 and asks the House for a conference thereon.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on House Bill No. 542, Senators Gissberg, McCormack and Peterson (Ted).

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 16, 1969.

Mr. President: The House has concurred in the Senate amendment to HOUSE BILL NO. 717 on page 1, section 1, line 21, and refuses to concur in the Senate amendment on page 2, section 2, line 6, and asks the Senate to recede therefrom and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Mardesich, the Senate receded from its position on the Senate amendment to page 2, section 2, line 6 to House Bill No. 717.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 717, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 4; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—39.

Voting nay: Senator Metcalf—1.

Absent or not voting: Senators Bailey, Gissberg, Lewis (Harry), Marquardt—4.

Excused: Senators Huntley, McDougall, Matson, Uhlman, Woodall—5.

HOUSE BILL NO. 717, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 16, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 427 on page 10 adding a new section and the title amendment to page 1, line 15, and refuses to concur in the remaining Senate amendments and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Mardesich, the Senate refused to recede from its position on Substitute House Bill No. 427 and asks the House for a conference thereon.

MESSAGE FROM THE HOUSE

April 16, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 77 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Peterson (Lowell), the Senate refused to recede from its position on Engrossed House Bill No. 77 and asks the House for a conference thereon.

MESSAGE FROM THE HOUSE

April 17, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 709 except the Senate amendment by Senator Gissberg on page 6, section 7, line 4 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Mardesich, the Senate receded from its position on Engrossed House Bill No. 709.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 709, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson—40.

Voting nay: Senators Foley, Henry—2.

Absent or not voting: Senators Connor, McCormack—2.

Excused: Senators Huntley, McDougall, Matson, Uhman, Woodall—5.

ENGROSSED HOUSE BILL NO. 709, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 16, 1969.

Mr. President: The House refuses to concur in the Senate amendments to HOUSE BILL NO. 310 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Lewis (Brian), the Senate refused to recede from its position on House Bill No. 310 and asks the House for a conference thereon.

MOTION

At 11:30 a.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, April 21, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

THIRTY-NINTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, April 21, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Stender. On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages Randy Hudson, Color Bearer, and Joni Elway, presented the Colors. Reverend Arthur I. Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O Lord, our God, Thou who hast said: 'Ask, and it shall be given you; seek, and you shall find; knock, and it shall be opened unto you for everyone that asketh receiveth and he that seeketh findeth and to him that knocketh, it shall be opened', help us to believe and to do just that, just now. Truly, 'except the Lord builds the house, those who build it labor in vain, apart from Thee we can do nothing but with Thee, all things are possible'. Take now the impossible out of the seemingly impossible impasse in the passage of the best possible tax package. Give to our legislators this day a daring faith and a humble trust that Thou wilt work Thy righteousness and goodness in and through them. We wait upon Thee now on the tip-toe of expectancy, through Jesus Christ our Lord. Amen."

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

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 80: Permitting use of average of inventory for taxation of goods-in-transit.

SENATE BILL NO. 340: Authorizing the highway commission to build a bridge across the Spokane river.

SENATE BILL NO. 359: Adopting a supplemental budget for highways.

SENATE BILL NO. 401: Permitting assignments of rents.

SENATE BILL NO. 443: Establishing treatment center for alcoholic, narcotic and dangerous drug abuse.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, April 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith, without my approval as to certain items, SUBSTITUTE SENATE BILL NO. 174 entitled:

"An Act relating to private employment agencies."

This bill is a comprehensive act licensing and regulating private employment agencies. The Director of the Department of Motor Vehicles is given supervisory and investigative authority over all private employment agencies and is directed to issue reasonable rules and regulations for enforcing and carrying out the purposes of the act.

Section 5 provides that each employment agency must obtain the director's approval prior to using an employment contract or fee schedule. The second sentence of section 5 provides that any proposed contract or fee schedule shall be disapproved by the director if it is vague, deceitful, misrepresentative or in violation of the act. There is no specific reference made in the second sentence of section 5 to disapproval because of charging excessive fees even though the intent of the proponents of this bill was to authorize the director of the Department of Motor Vehicles through rules and regulations to prohibit excessive fees.

Local ordinances presently regulate the fees which may be charged by employment agencies. By the terms of this bill, the state is assuming exclusive jurisdiction over the regulation of private employment agencies. Since there may be some question as to whether this bill specifically authorizes the Department of Motor Vehicles through its rules and

regulations to prohibit the charging of excessive fees, I have vetoed the second sentence of section 5 so that it will be clear that the director does have the authority to disapprove contracts or fee schedules on the ground that the fees charged are excessive.

Section 20 (1) creates an employment agency advisory board to advise the director as to the administration of the provisions of the act and the issuance of reasonable rules and regulations. The board is to consist of eight members, one to be the Attorney General or his designee and seven to be appointed by the Governor. Of those to be appointed by the Governor, five shall be persons owning or managing employment agencies and the sixth and seventh shall be representatives of employers and the majority of workmen employed in the state. In selecting the employer and employee representatives the Governor may only select from lists submitted respectively by a recognized statewide organization of employers and an organization statewide in scope representing a majority of organized labor in the state.

While the designation of a representative of employers and a representative of employees is acceptable, the requirement that these representatives be designated from lists submitted by employer and employee organizations is unduly restrictive. Therefore, I have vetoed in section 20 (1) those items so restricting the appointing authority.

With these exceptions, the remainder of Substitute Senate Bill No. 174 is approved.

Respectfully submitted,

DANIEL J. EVANS
Governor.

On motion of Senator Greive, Substitute Senate Bill No. 174, together with the veto message of the Governor thereon was ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

April 20, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE HOUSE BILL NO. 158,
HOUSE BILL NO. 356,
HOUSE BILL NO. 370,
HOUSE BILL NO. 419,
HOUSE BILL NO. 433,
HOUSE BILL NO. 645,
HOUSE BILL NO. 742,
HOUSE BILL NO. 882,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 20, 1969.

Mr. President: The House has passed:
SENATE BILL NO. 488,
ENGROSSED SENATE BILL NO. 643,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 20, 1969.

Mr. President: The House has passed:
SUBSTITUTE HOUSE BILL NO. 352,
ENGROSSED SUBSTITUTE HOUSE BILL NO. 629,
ENGROSSED HOUSE BILL NO. 661,
SUBSTITUTE HOUSE BILL NO. 796,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 19, 1969.

Mr. President: The House has passed:
REENGROSSED SUBSTITUTE HOUSE BILL NO. 582,
ENGROSSED HOUSE JOINT RESOLUTION NO. 42,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 20, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE SENATE BILL NO. 74,
SENATE BILL NO. 460,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 20, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 709, with the Senate amendments (except the Senate amendment to page 6, section 7, line 4 from which the Senate receded). SIDNEY R. SNYDER, Assistant Chief Clerk.

April 20, 1969.

Mr. President: The House has passed HOUSE BILL NO. 717 with the Senate amendment to page 1, section 1, line 21. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 55,
SENATE BILL NO. 186,
SENATE BILL NO. 392,
SENATE BILL NO. 488,
SENATE BILL NO. 560,
SENATE BILL NO. 629,
SENATE BILL NO. 643,
SENATE BILL NO. 648,
SUBSTITUTE HOUSE BILL NO. 158,
HOUSE BILL NO. 356,
HOUSE BILL NO. 370,
HOUSE BILL NO. 419,
HOUSE BILL NO. 433,
HOUSE BILL NO. 645,
HOUSE BILL NO. 742,
HOUSE BILL NO. 882.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 77, Senators Sandison, Elicker and Peterson (Lowell).

On motion of Senator Greive, the Conference Committee appointments were confirmed.

The President appointed as Senate members of the Conference Committee on House Bill No. 310, Senators Lewis (Brian), Talley and Peterson (Lowell).

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

At 12:15 p.m., on motion of Senator Greive, the Senate recessed subject to the call of the President.

AFTERNOON SESSION

The President called the Senate to order at 1:15 p.m.

MOTION

At 1:15 p.m., on motion of Senator Sandison, the Senate recessed subject to the call of the President.

SECOND AFTERNOON SESSION

The President called the Senate to order at 2:15 p.m.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 777, by Senators Gissberg, Peterson (Lowell) and Durkan:

An Act relating to an interim study on rivers and streams and their shore lands and related adjacent lands; establishing an inventory of scenic rivers and a legislative policy in connection therewith; and declaring an emergency.

Referred to Committee on Natural Resources, Fisheries and Game.

ENGROSSED HOUSE JOINT RESOLUTION NO. 42, by Representatives McCaffree and Kiskaddon:

Amending Article VII of the Constitution relating to taxation.

On motion of Senator Greive, the rules were suspended, Engrossed House Joint Resolution No. 42 was advanced to second reading and read the second time in full.

On motion of Senator Greive, Engrossed House Joint Resolution No. 42 was ordered to hold its place on the second reading calendar for Tuesday, April 22, 1969.

MOTION

At 2:25 p.m. on motion of Senator Greive, the Senate recessed until 4:15 p.m.

THIRD AFTERNOON SESSION

The President called the Senate to order at 4:20 p.m.

MOTION

At 4:20 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, April 22, 1969.

JOHN A. CHERBERG, President of the Senate.
WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, April 22, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Stender and Odegaard. On motion of Senator Ryder, Senator Stender was excused.

The Color Guard, consisting of Pages John Wick, Color Bearer, and Diane Moller, presented the Colors. Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Father God, on this April morning we thank Thee for the miracle of beauty so very much in evidence especially on cherry blossom lane of our Capitol campus. We pray now for another miracle within these legislative chambers under the Capitol dome. We pray for an outpouring of Thy Spirit of wisdom and of cooperation which will permit the passage of good and just legislation and hasten the day of adjournment. Direct, control, suggest this day, all we design or do or say. That all our powers, with all their might, to Thy sole glory may unite. Through Jesus Christ our Lord. Amen."

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

Senator McCutcheon moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-39

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandwison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

WHEREAS, Even though our abiding faith acknowledges that life is eternal and death is only a horizon, there is incongruity in the death of the young that shocks; and

WHEREAS, We are saddened by the untimely death of Annette Marie Stender, daughter of Senator John H. Stender, in an automobile collision near Spokane on last Saturday;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in legislative session assembled that the Senate offer its condolences to Senator Stender and his family in the tragic loss of Annette; and

BE IT FURTHER RESOLVED, Because there is little that can be said to the bereaved family at a time such as this, that we express our thoughts in these words:

*The star is not extinguished when it sets
Upon the dull horizon; it but goes
To shine in other skies . . .*

PERSONAL PRIVILEGES

Senator McCutcheon: "We all know, love, cooperate and work with our good friend, Senator John Stender. When I first heard about this yesterday morning, I had shocking emotions like we all do. I thought to myself in the words of the greatest of all writers, 'What an unforgettable and touching loss' to our friend.

"We all feel this way about John Stender and I thought to myself if I had that happen to me, but thank God in His mercy, it has not happened to me, and it might happen to anyone. That is why I read the resolution because others here have had sorrow such as this.

"Annette Marie is a beautiful name, Annette Marie Stender. She was young and at the threshold of her career and now here she is torn from her parents thoughts and their love, and all we can do is offer our condolences and pray that they have the courage to abide and stand up under this kind of a shock that can come anytime to anybody."

Senator Ryder: "You echo the words which Senator McCutcheon uttered so eloquently on the floor on behalf of Senator John Stender.

"The Senator has had, as I know recently, an experience and a great loss that is doubly shocking because it was not in any way expected nor anticipated and the sympathy of all the members of the Senate goes out to him as well as all the people who are connected with

the legislature and imminently connected with Senator John who has done a tremendous job here and will continue to do a tremendous job here, I am sure.

"It is with a great deal of humility and a great deal of felicity for John and his welfare that I second the motion to adopt this resolution upon the death of his daughter."

The motion carried and the resolution was adopted.

Senator Woodall moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-40

By Lieutenant Governor John A. Cherberg, Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall:

WHEREAS, Fred G. Redmon, a long-time and respected resident of Yakima County, has had a long and illustrious career in business and government; and

WHEREAS, Fred G. Redmon has served as a member of numerous service organizations, commissions and committees during the years of his distinguished career and has contributed generously of his time, efforts and resources for the betterment of his fellow citizens of the state of Washington; and

WHEREAS, Fred G. Redmon, during a long and successful career as a contractor, had a significant part in building the state's transportation system; and

WHEREAS, Fred G. Redmon, as the first chairman of the Washington State Highway Commission, had great influence over development and implementation of Washington's commission form of highway administration; and

WHEREAS, Fred G. Redmon, distinguished himself as a member of the Senate of the state of Washington during the years 1964 through 1968; and

WHEREAS, The twin-span Selah Creek Bridge on Interstate Highway 82 north of Yakima will become the longest concrete arch bridge in the United States and as such will become a befitting subject for designation as a memorial to one of Washington's most prominent citizens;

NOW, THEREFORE, BE IT RESOLVED, That the Senate request the Washington State Highway Commission to officially designate the Selah Creek Bridge on Interstate Highway 82 in Yakima County as the Fred G. Redmon Memorial Bridge; and

BE IT FURTHER RESOLVED, That the Washington State Highway Commission install appropriate plaques or other notices on or in the vicinity of the Selah Creek Bridge so that the millions of motorists who will use this magnificent structure in future years will be reminded of the great contribution this distinguished citizen has made to the development of our great state; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate transmit a copy of this resolution to Fred G. Redmon, to the Washington State Highway Commission, and to the Chairman of the Yakima County Board of County Commissioners, and spread a copy thereof upon the Journal of the Senate.

PERSONAL PRIVILEGES

Senator Woodall: "Speaking on the motion, I think the manner in which the numerous hands started going up all over the Senate by members who also wish to sponsor this resolution speaks more eloquently than anything I can say as to the high estate and esteem with which Fred Redmon is regarded. He certainly has been a tireless worker for good roads through the years. Certainly those who have worked with him on the highway committee such as Senators Huntley, Washington and Henry particularly, have been extremely close working with him and knowing of his work in detail. We do know that he has certainly been a booster in our area for everything that is good and fine in government. I don't think he has an enemy in the world and I know this will thrill him and through the years I believe it is only fitting and proper that when we do have a chance occasionally to recognize someone of our own group, we talk about our own image, here is a chance to recognize one who did work long and hard. It costs us nothing and I think it is just a fine thing to do this for him."

Senator Washington: "Mr. President and members of the Senate, just a brief statement about Fred. I think I can speak as one who served with him as chairman of the Senate committee on highways. When he came to the Senate he had been active in highway work. He had been a past chairman of the highway commission and at that state not knowing Fred too well, you might have expected someone like that to have real strong ideas. Of course he did but perhaps to be inflexible in many of the ideas that they had gained through their own experience but I found Fred to be a man with perhaps as much or more humility as any person who has been in the Senate. He was completely cooperative.

"He used the vast experience that he had in a way that was easy for others to accept although he had had more real practical experience in highways than I, the chairman, but he never took that attitude. It was always one of cooperation and for that reason he was a valuable asset to the highway committee.

"He gave his advice in such a way that it was easy for people to accept. He gave it as one of the members of the highway committee and not as the former chairman of the highway commission, which incidentally, our present member of the committee, Senator Huntley, follows that same policy in such a wonderful way. Fred always had a way when things would get somewhat tense in the committee, of smoothing things over and saying something that helped to reduce the tension. I think this was one of his main contributions and again as Perry says there are some who manage to do many things going through life and do it in such a way that they maintain friendships and don't make enemies and certainly Fred is one of those. I don't think very many things on the floor of this Senate have made me happier than to be able to speak in behalf of this resolution and on behalf of one of the most lovable persons we have had in the Senate, Fred Redmon."

Senator Andersen: "Mr. President, I would just like to say a word commending the sponsors who thought up this resolution and who first put their names on it before they let the rest of us join in the sponsorship. Again, as I have enunciated previously on the floor of this Senate, I think it is an excellent idea that we on appropriate occasions said a kind word about a person before he is buried and Fred Redmon certainly is a wonderful person. I don't recall anybody saying anything particularly nice about him when he was in active politics. I suppose that is part of the game. It seems to be a question of how many lefts and rights you can absorb before you say to heck with it and get out before you are knocked out. Now that he has left the legislature and when he is still around to hear the good word, I think it is a very fine thing and I hope the trend continues."

MOTIONS

On motion of Senator Huntley, the remarks were ordered to be made a part of the journal.

The motion by Senator Woodall carried and the resolution was adopted.

Senator Williams moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-41

By Senators Uhlman, Williams and Walgren:

WHEREAS, The University of Washington has recently embarked on an intensified effort to provide students from disadvantaged backgrounds with a higher education through its Special Education Project; and

WHEREAS, The cost of higher education for the student is rising continuously; and
WHEREAS, One of the prime concerns of higher education is the financial assistance available to all students, including those in the Special Education Program; and

WHEREAS, The faculty, staff and graduate student assistants at the University of Washington have expressed their concern for and belief in such scholarship programs by contributing more than \$75,000 on the basis of payroll deductions for the partial support of these scholarship students; and

WHEREAS, A large group of students at the University of Washington, under the leadership of the Joint Scholarship Fund Committee, has created a program of great imagination, entitled *3 Days in May*, whereby students can make a significant financial contribution to the Scholarship Fund while at the same time performing valuable services to the community;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington goes on record as heartily endorsing the *3 Days in May* program and wishing it every success; and

BE IT FURTHER RESOLVED, That the Senate commends and thanks those students participating in the *3 Days in May* program and that it invites the public to observe this commendable form of student activism which is addressing itself positively and constructively to one of the social and educational problems in this state.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of ASUW President-elect Steve Boyd; Secretary, Barbara Norman and Paul Bridge, an English student attending the University of Washington and appointed a special committee consisting of Senators Sandison, Uhlman, Williams and Walgren to escort the honored guests to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit the guests to address the Senate.

The motion by Senator Williams carried and the resolution was adopted.

SENATE RESOLUTION: 1969-EX-42

By Senators Ridder, Stortini and Metcalf:

WHEREAS, The effective and efficient operation of the administrative offices of the Superintendent of Public Instruction is directly related to the quality of educational programs in the state of Washington; and

WHEREAS, No comprehensive study of the administrative structure of the office of the Superintendent of Public Instruction has been conducted in recent years; and

WHEREAS, The legislative Joint Committee on Education has recommended such action in its fifth biennial report;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Joint Committee on Education conduct during the next interim for presentation to the 1971 legislature a comprehensive study of the duties, functions, organization, staff salaries, and level of staffing of the State Superintendent of Public Instruction's office.

On motion of Senator Ridder, the resolution was adopted.

MOTION

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

MESSAGE FROM THE HOUSE

April 20, 1969.

Mr. President: The House has passed SENATE BILL NO. 756 with the following amendments:

In line 3 of the title, after "resolution;" insert "and providing for judicial review of certain actions of boards of adjustment;"

Add two new sections after section 1 as follows:

'NEW SECTION. Sec. 2. The action of a municipal board of adjustment in any city having a population of over two hundred fifty thousand on an application for a special exception, a conditional use permit, or a variance, shall be final and conclusive, unless, within twenty days from the date of the action the original applicant or an adverse party makes application to the superior court for the county in which that city is located for a writ of certiorari, a writ of prohibition, or a writ of mandamus. This section shall apply whether the board's action is taken under constitutional, statutory or charter authority.

NEW SECTION. Sec. 3. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances, shall not be affected.'

Remember the remaining section consecutively.

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Greive that the Senate do not concur in the House amendments to Senate Bill No. 756 and ask the House to recede therefrom.

Debate ensued.

The motion carried.

MESSAGES FROM THE HOUSE

April 21, 1969.

Mr. President: The House has receded from its amendments to ENGROSSED SENATE BILL NO. 143 and has passed the bill without the House amendments and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 21, 1969.

Mr. President: The House has passed HOUSE JOINT MEMORIAL NO. 18, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 21, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 31 and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 21, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 55,
SENATE BILL NO. 186,
SENATE BILL NO. 392,
SENATE BILL NO. 488,
SENATE BILL NO. 560,

SENATE BILL NO. 629,
 SENATE BILL NO. 643,
 SENATE BILL NO. 648,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 21, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE BILL NO. 640 and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

April 22, 1969.

Mr. President: The Speaker has signed:
 HOUSE BILL NO. 222,
 HOUSE BILL NO. 224,
 HOUSE BILL NO. 550,
 HOUSE BILL NO. 640,
 HOUSE BILL NO. 709,
 HOUSE BILL NO. 717,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

On motion of Senator Metcalf, the Senate resumed consideration of Senate Resolution 1969-EX-31.

SENATE RESOLUTION: 1969-EX-31

By Senators Metcalf, Donohue, Lewis (Brian), Henry, Herr and Day:

WHEREAS, The organization known as the S.D.S., or Students for a Democratic Society, has been increasingly active at Washington State institutions of higher learning and recently at high schools in our state; and

WHEREAS, Their actions have become increasingly disruptive and destructive rather than projected toward meaningful solutions of the problems we all recognize; and

WHEREAS, Their communications system is obviously excellent as issues are used simultaneously at institutions of higher learning around the nation; and

WHEREAS, The constructive objectives of the S.D.S., if any, are unclear while their objectives appear to include immobilizing major educational institutions around the nation including the University of Washington; and

WHEREAS, The vast majority of students at our institutions do not support the S.D.S. and want to continue their education without interruption and it is the responsibility of the Legislature to ensure this by knowing the facts and providing these facts to the administrations of our educational institution;

NOW, THEREFORE, BE IT RESOLVED, That the Judiciary Committee of the Legislative Council be authorized and requested to conduct an investigation of: (1) the aims and objectives of the S.D.S.; (2) the organization of the S.D.S in Washington State institutions at all levels and its relationships around the nation; (3) the financing of S.D.S. leadership and organization.

Senator Sandison moved adoption of the following amendment by Senators Sandison and Atwood:

On page 1, line 1, after "WHEREAS," strike the remainder of the resolution and insert the following:

Organizations advocating campus disruption have been increasingly active at Washington State institutions of higher learning and recently at high schools in our state; and

WHEREAS, Their actions are disruptive and destructive rather than projected toward meaningful solutions of the problems we all recognize; and

WHEREAS, The constructive objectives of these organizations are unclear and while the objectives appear to include immobilizing major educational institutions around the nation, including institutions of higher education in Washington; and

WHEREAS, The vast majority of students at our institutions do not support disruptive activities and want to continue their education without interruption and it is the responsibility of the Legislature to ensure this by knowing the facts and providing legislative safeguards to aid the administrations of our educational institutions in resisting disruption;

NOW, THEREFORE, BE IT RESOLVED, The Judiciary Committee of the Legislative Council be authorized and requested to conduct an investigation of: (1) the aims and objectives of organizations advocating disruption; (2) the organization, financing and leadership of such disruptive groups.

Senator Metcalf moved adoption of the following amendments to the amendment by Senators Sandison and Atwood:

After "unclear" in the third paragraph of the amendment and before "while" strike "and"

After "advocating" in the fifth paragraph and before "disruption" insert "campus"

Debate ensued.

The motion carried and the amendments were adopted.

Senator Metcalf moved adoption of the following amendment to the amendment by Senators Sandison and Atwood:

After the last line of the resolution, strike the period and add: "(3) the articulation with such organizations at other campuses both out of state and at the high school and community college level within Washington State"

Debate ensued.

The motion failed and the amendment was not adopted on a rising vote.

Senator Metcalf moved adoption of the following amendment to the amendment by Senators Sandison and Atwood:

After the last line of the resolution and before the period add: "; AND BE IT FURTHER RESOLVED, That this committee present a brief but comprehensive report of their findings to every high school principal and college or university president in Washington State after approval of the Legislative Council"

The motion carried and the amendment was adopted.

POINT OF INQUIRY

Senator Metcalf: "Would Senator Sandison yield to a question? Senator Sandison, it is my understanding that this report would go from the judiciary committee of the legislative council to the legislative council and be approved there before it would go out to the high school principals and, of course, if not approved by the full legislative council, it would not. Is this correct?"

Senator Sandison: "Senator Metcalf, I couldn't very well commit the legislative council on their procedures. All I mentioned was that as I recall the rules of the council when I served on it that they followed a procedure of first adopting or not adopting subcommittee reports. What would happen after that I think should be left up to the parent body, the full legislative council."

MOTION

On motion of Senator Metcalf, the rules were suspended and the amendment corrected to read 'with the approval of the full legislative council.'

Senator Uhlman moved adoption of the following amendment to the amendment by Senators Sandison and Atwood:

In the last paragraph, strike "judiciary committee of the legislative council" and insert "attorney general"

POINT OF INQUIRY

Senator Andersen: "Would Senator Uhlman yield to a question? Senator Uhlman, is what you are doing by this amendment to substitute the attorney general as the investigating agency rather than the legislative council?"

Senator Uhlman: "That is precisely what this amendment does, Senator."

Debate ensued.

The motion failed and the amendment was not adopted.

Senator Washington moved adoption of the following amendment to the amendment by Senators Sandison and Atwood:

At the end of the amendment, strike the period and insert: "; AND PROVIDED FURTHER, That none of the hearings shall be televised."

Debate ensued.

POINT OF INQUIRY

Senator Dore: "Would Senator Washington yield to a question? Senator, if this amendment would pass, I notice we have the omnibus highway bill up in the committee now. Would you be willing to put this amendment on your bill in reference to the highway interim committee?"

Senator Washington: "Actually, I have been feeling a little neglected. We have had very

little television on our Senate highway committee. As a matter of fact, I don't think we have been, perhaps once, on television. Certainly we haven't been a committee that has thrived on television."

Senator Dore: "No, but would you be willing to accept such an amendment on your interim committee on the omnibus bill now that we presently have in committee?"

Senator Washington: "Oh, yes."

Senator Dore: "You don't want any television at all then?"

Senator Washington: "We certainly don't have to have any of the hearings of the highway committee on it. I don't think, however, the subject is one which would be thought the type of activity that we would have at this particular hearing. I certainly wouldn't object to it although I don't see the necessity for it."

"If you wanted to put on such an amendment, I wouldn't object but I think the situation is probably entirely different. Most highway matters are somewhat mundane although when you get to hearings on the east side of Lake Washington, they may liven up a bit."

Further debate ensued.

MOTION

Senator Atwood moved that the amendment by Senator Washington to the amendment by Senators Sandison and Atwood be laid upon the table.

Further debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Washington, Connor, McCutcheon, Herr, Metcalf, Uhlman, Keefe, Dore, Ridder and McCormack.

ROLL CALL

The Secretary called the roll and the motion by Senator Atwood to lay upon the table the amendment by Senator Washington to the amendment by Senators Sandison and Atwood carried by the following vote: Yeas, 31; nays, 12; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Wilson, Woodall—31.

Voting nay: Senators Connor, Greive, Keefe, McCormack, McCutcheon, Mardesich, Peterson (Lowell), Pritchard, Ridder, Uhlman, Washington, Williams—12.

Absent or not voting: Senators Durkan, Gissberg, Guess, Henry, Odegaard—5.

Excused: Senator Stender—1.

The amendment by Senators Sandison and Atwood, as amended, was adopted.

Senator Herr demanded a roll call on the final passage of Engrossed Senate Resolution 1969-EX-31 and the demand was sustained by Senators Connor, Greive, Herr, Metcalf, Faulk, Twigg, Peterson (Ted), Peterson (Lowell), Ridder and Stortini.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Resolution 1969-EX-31, and the resolution was not adopted by the following vote: Yeas, 17; nays, 22; absent or not voting, 9; excused, 1.

Voting yea: Senators Canfield, Connor, Day, Donohue, Dore, Gissberg, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), Metcalf, Peterson (Lowell), Peterson (Ted), Ridder, Twigg, Walgren—17.

Voting nay: Senators Andersen, Bailey, Cooney, Durkan, Elicker, Faulk, Foley, Greive, Huntley, Keefe, McCormack, McCutcheon, McDougall, Pritchard, Ryder, Sandison, Stortini, Talley, Uhlman, Washington, Williams, Wilson—22.

Absent or not voting: Senators Atwood, Guess, Henry, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Woodall—9.

Excused: Senator Stender—1.

PERSONAL PRIVILEGE

Senator Andersen: "Point of personal privilege, Mr. President. Lest anyone be under any misapprehension as to what the effect of this vote is, let me make it clear. I was one of those who spoke against the resolution as several others here did. This was not a vote in favor of what is going on on the campuses of this country and what is threatened on the campuses of this state. This is a vote, rather, to let the administrators that we hire to do the job, do the job. It is a vote to give them any and all tools that they need, and any and all support that they need. Lest there be any misunderstanding, I'm sure it is the complete consensus of the Senate as announced here on the Senate floor that we expect the administrators to do the job that we have hired them to do and we expect them to use their powers of discipline, suspension and expulsion; and if they can't handle the job, if it comes into the area of our other institutions such as police, etc., then those people should be permitted to handle the job. If the administrators that we have hired to do the job can't handle their part of it, then I believe the legislature feels it is clear that we will then expect administrators to be hired who can do the job. I just want the intent of the Senate of the state of Washington to be stated in this fashion and for the record. Thank you."

INTRODUCTION AND FIRST READING

SENATE BILL NO. 778, by Senators Elicker and Walgren:

An Act relating to toll facilities, adding five new sections to chapter 9, Laws of 1961 ex. sess. and to chapter 47.60 RCW; amending section 19, chapter 7, Laws of 1961 ex. sess. and RCW 47.60.360; amending section 82.36.020, chapter 15, Laws of 1961 as last amended by section 75, chapter 145, Laws of 1967 ex. sess. and RCW 82.36.020; amending section 46.68.100, chapter 12, Laws of 1961 as last amended by section 79, chapter 145, Laws of 1967 ex. sess. and RCW 46.68.100; amending section 3, chapter 9, Laws of 1961 ex. sess. and RCW 47.60.420; amending section 4, chapter 9, Laws of 1961 ex. sess. and RCW 47.60.430; amending section 47.60.060, chapter 13, Laws of 1961 and RCW 47.60.060; amending section 47.60.170, chapter 13, Laws of 1961 and RCW 47.60.170; making an appropriation; providing effective dates; and declaring an emergency.

Referred to Committee on Highways.

SENATE JOINT RESOLUTION NO. 33, by Senators McCormack and Durkan:

Proposing a new section to Article II of the Washington State Constitution.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE CONCURRENT RESOLUTION NO. 29, by Senators Durkan, Walgren and Twigg:

Creating a temporary municipal committee.

Referred to Committee on Ways and Means—Appropriations.

SUBSTITUTE HOUSE BILL NO. 352, by Committee on Revenue and Taxation:

An Act relating to revenue and taxation; and amending section 26, chapter 173, Laws of 1965 ex. sess. as amended by section 1, chapter 89, Laws of 1967 ex. sess., and RCW 82.04.435.

Referred to Committee on Ways and Means—Revenue and Taxation.

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, by Committee on Revenue and Taxation:

An Act relating to revenue and taxation; adding new chapters to chapter 15, Laws of 1961 and to Title 82 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; amending section 74.04.150, chapter 26, Laws of 1959 and RCW 74.04.150; amending section 1, chapter 7, Laws of 1963 as last amended by section 4, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.050; amending section 82.04.230, chapter 15, Laws of 1961, as amended by section 7, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.230; amending section 82.04.240, chapter 15, Laws of 1961, as last amended by section 8, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.240; amending section 82.04.250, chapter 15, Laws of 1961 as amended by section 9, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.250; amending section 82.04.260, chapter 15, Laws of 1961, as last amended by section 10, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.260;

amending section 82.04.270, chapter 15, Laws of 1961, as amended by section 11, chapter 149, Laws of 1967 ex. sess. and RCW 82.04.270; amending section 82.04.280, chapter 15, Laws of 1961, as last amended by section 13, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.280; amending section 82.04.290, chapter 15, Laws of 1961, as last amended by section 14, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.290; amending section 82.08.020, chapter 15, Laws of 1961, as last amended by section 19, chapter 149, Laws of 1967 ex. sess., and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961, as last amended by section 22, chapter 149, Laws of 1967 ex. sess., and RCW 82.12.020; amending section 84.52.050, chapter 15, Laws of 1961, as last amended by section 3, chapter 133, Laws of 1967 ex. sess., and RCW 84.52.050; amending sections 1 and 3, chapter 168, Laws of 1965 ex. sess. and sections 1 and 2, chapter 132, Laws of 1967 ex. sess., and RCW 84.36.125, 84.36.127, 84.36.128, 84.36.129; and prescribing effective dates.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 629, by Committee on Revenue and Taxation:

An Act relating to revenue and taxation; amending section 82.08.030, chapter 15, Laws of 1961, as last amended by section 20, chapter 149, Laws of 1967 ex. sess., and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws of 1961, as last amended by section 23, chapter 149, Laws of 1967 ex. sess., and RCW 82.12.030; and providing an effective date.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 661, by Representatives Smythe, Leckenby and Bottiger:

An Act relating to taxation and revenue by state and local governments; amending section 9, chapter 53, Laws of 1961 and RCW 52.16.160; amending section 1, chapter 165, Laws of 1953 as amended by section 2, chapter 16, Laws of 1959, and RCW 45.12.100; amending section 86, chapter 175, Laws of 1895 and RCW 45.56.040; amending section 115, chapter 175, Laws of 1895 as amended by section 10, chapter 47, Laws of 1909, and RCW 45.72.070; adding new sections to Title 45 RCW; repealing section 85, chapter 175, Laws of 1895 and RCW 45.56.020; repealing section 1, chapter 166, Laws of 1953 as amended by section 4, chapter 16, Laws of 1959, and RCW 45.56.030; repealing section 91, chapter 175, Laws of 1895 and RCW 45.56.060; repealing section 87, chapter 175, Laws of 1895 and RCW 45.60.010; repealing section 88, chapter 175, Laws of 1895 and RCW 45.60.030; and repealing section 89, chapter 175, Laws of 1895 and RCW 45.60.040.

Referred to Committee on Ways and Means—Revenue and Taxation.

SUBSTITUTE HOUSE BILL NO. 796, by Committee on Transportation:

An Act relating to revenue and taxation; enacting a Special Fuel Tax Act; repealing section 82.40.010, chapter 15, Laws of 1961 as amended by section 1, chapter 196, Laws of 1967 and RCW 82.40.010; repealing section 82.40.020, chapter 15, Laws of 1961 as last amended by section 6, chapter 83, Laws of 1967 ex. sess. and RCW 82.40.020; repealing section 82.40.030, chapter 15, Laws of 1961 and RCW 82.40.030; repealing section 82.40.040, chapter 15, Laws of 1961 and RCW 82.40.040; repealing section 82.40.045, chapter 15, Laws of 1961 and RCW 82.40.045; repealing section 82.40.046, chapter 15, Laws of 1961 and RCW 82.40.046; repealing section 82.40.047, chapter 15, Laws of 1961 as last amended by section 2, chapter 86, Laws of 1967 and RCW 82.40.047; repealing section 82.40.050, chapter 15, Laws of 1961 as amended by section 1, chapter 33, Laws of 1965 ex. sess. and RCW 82.40.050; repealing section 82.40.060, chapter 15, Laws of 1961 as amended by section 2, chapter 33, Laws of 1965 ex. sess. and RCW 82.40.060; repealing section 82.40.070, chapter 15, Laws of 1961 and RCW 82.40.070; repealing section 82.40.080, chapter 15, Laws of 1961 and RCW 82.40.080; repealing section 82.40.090, chapter 15, Laws of 1961 and RCW 82.40.090; repealing section 82.40.100, chapter 15, Laws of 1961 and RCW 82.40.100; repealing section 82.40.110, chapter 15, Laws of 1961 and RCW 82.40.110; repealing section 82.40.115, chapter 15, Laws of 1961 and RCW 82.40.115; repealing section 82.40.120, chapter 15, Laws of 1961 and RCW 82.40.120;

repealing section 82.40.130, chapter 15, Laws of 1961 as amended by section 3, chapter 33, Laws of 1965 ex. sess. and RCW 82.40.130; repealing section 82.40.140, chapter 15, Laws of 1961 and RCW 82.40.140; repealing section 82.40.150, chapter 15, Laws of 1961 and RCW 82.40.150; repealing section 82.40.160, chapter 15, Laws of 1961 and RCW 82.40.160; repealing section 82.40.170, chapter 15, Laws of 1961 and RCW 82.40.170; repealing section 82.40.180, chapter 15, Laws of 1961 and RCW 82.40.180; repealing section 82.40.190, chapter 15, Laws of 1961 and RCW 82.40.190; repealing section 82.40.200, chapter 15, Laws of 1961 and RCW 82.40.200; repealing section 82.40.210, chapter 15, Laws of 1961 and RCW 82.40.210; repealing section 82.40.220, chapter 15, Laws of 1961 as amended by section 4, chapter 33, Laws of 1965 ex. sess. and RCW 82.40.220; repealing section 82.40.230, chapter 15, Laws of 1961 and RCW 82.40.230; repealing section 82.40.240, chapter 15, Laws of 1961 as amended by section 2, chapter 196, Laws of 1967 and RCW 82.40.240; repealing section 82.40.250, chapter 15, Laws of 1961 as last amended by section 8, chapter 89, Laws of 1967 ex. sess. and RCW 82.40.250; repealing section 82.40.260, chapter 15, Laws of 1961 and RCW 82.40.260; repealing section 82.40.270, chapter 15, Laws of 1961 as last amended by section 3, chapter 196, Laws of 1967 and RCW 82.40.270; repealing section 82.40.280, chapter 15, Laws of 1961 and RCW 82.40.280; repealing section 82.40.290, chapter 15, Laws of 1961 as last amended by section 7, chapter 83, Laws of 1967 ex. sess. and RCW 82.40.290; providing an effective date; and providing penalties.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 18, by Representatives Moon, Newhouse, Lynch and Brouillet:

Requesting federal government to continue supervision and support of vocational-agriculture organizations.

Referred to Committee on Agriculture and Horticulture.

HOUSE CONCURRENT RESOLUTION NO. 31, by Representatives McCaffree, Haussler and Murray:

Requesting legislative council study of allocation of revenue to taxing districts.

Referred to Committee on Ways and Means—Revenue and Taxation.

SECOND READING

SUBSTITUTE HOUSE BILL NO. 349, by Committee on State Government and Legislative Procedures:

Amending public service company laws.

REPORT OF STANDING COMMITTEE

April 9, 1969.

SUBSTITUTE HOUSE BILL NO. 349, amending public service company laws (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass with the following amendments:

On page 9, beginning on line 18, strike all of section 11, and renumber the following sections consecutively.

On page 15 add a new section following section 15 as follows:

Sec. 16. Section 81.80.312, chapter 14, Laws of 1961 as amended by section 2, chapter 170, Laws of 1967 and RCW 81.80.312 are each amended to read as follows:

No carrier shall interchange its trailers or semitrailers with any other carrier without first filing an interchange agreement with and securing approval thereof by the commission. The interchange agreement providing for the transfer or interchange of trailers or semitrailers pursuant thereto shall be authorized only on through movements between connecting regular route carriers.

No carrier shall interchange its power units, with or without drivers, with any other carrier, and no carrier shall interchange its trailers or semitrailers with any other carrier beyond that authorized in the preceding paragraph without first filing an interchange agreement with and securing approval thereof under rules adopted by the commission: PROVIDED, That such approval shall be given only for interchanges between connecting regular route carriers and only within an area which the commission has, following hearing,

found to be within the distribution area around a city or cities one of which has a population of not less than one hundred thousand, and has further found it consistent with the public interest to allow such interchange agreements due to a lack of service or a resultant improvement in service and operating economies: PROVIDED FURTHER, That such interchange agreements are limited to traffic having both origin and final destination within such area and the points or point of interchange are located within such area and are common to both carriers and are named in the interchange agreement.

Any carrier operating any motive power vehicle owned by another person or party but not operated pursuant to an interchange agreement shall secure identification cab cards and decals or stamps or numbers in his own name for such motive power vehicles as required by RCW 81.80.300.

On page 15 following section 16 add a new section to read as follows:

Sec. 17. Section 81.80.060, chapter 14, Laws of 1961 as last amended by section 1, chapter 33, Laws of 1969, and section 2, chapter 69, Laws of 1967, and section 77, chapter 145, Laws of 1967 ex. sess., and RCW 81.80.060 are each amended to read as follows:

Every person who engages for compensation to perform a combination of services a substantial portion of which includes transportation of property of others upon the public highways shall be subject to the jurisdiction of the commission as to such transportation and shall not engage upon the same without first having obtained a common carrier or contract carrier permit to do so. An example of such a combination of services shall include, but not be limited to, the delivery of household appliances for others where the delivering carrier also unpacks or uncrates the appliances and makes the initial installation thereof. Every person engaging in such a combination of services shall advise the commission what portion of the consideration is intended to cover the transportation service and if the agreement covering the combination of services is in writing, the rate and charge for such transportation shall be set forth therein. The rates or charges for the transportation services included in such combination of services shall be subject to control and regulation by the commission in the same manner that the rates of common and contract carriers are now controlled and regulated. Any person engaged in extracting and/or processing and, in connection therewith, hauling materials exclusively for the maintenance, construction or improvement of a public highway shall not be deemed to be performing a combination of services.

In line 23 of the title after "RCW 81.80.320;" and before "prescribing" insert "amending section 81.80.312, chapter 14, Laws of 1961 as amended by section 2, chapter 170, Laws of 1967, and RCW 81.80.312;"

In line 23 of the title after "RCW 81.80.320" further amend the title as follows: "amending section 81.80.060, chapter 14, Laws of 1961 as last amended by section 1, chapter 33, Laws of 1969 and RCW 81.80.060;"

Signed by: Senators Mardesich, Chairman; Anderscn, Cooney, Foley, Huntley, Knoblauch, Lewis (Brian), McDougall, Newschwander, Twigg.

The bill was read the second time by sections.

On motion of Senator Mardesich, all committee amendments were adopted except the amendment to page 9, beginning on line 18.

Senator Mardesich moved adoption of the following amendment:

On page 9, section 11, line 25, strike "six-tenths" and insert "five-tenths"

Debate ensued.

The motion carried and the amendment was adopted.

MOTION

On motion of Senator Lewis (Brian), Substitute House Bill No. 349 was ordered held following Engrossed House Bill No. 425.

ENGROSSED HOUSE BILL NO. 381, by Representatives Kopet, King, Farr, Zimmerman and Smythe (by departmental request):

Limiting duty to support stepchildren.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 381 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Uhlman yield to a question? Could you explain this limiting duty to support stepchildren?"

Senator Uhlman: "What will happen is this. They will make the attempt to collect from the real father under the existing court order and if they cannot collect from the real father, then the stepdad is in line."

Senator Woodall: "In other words then the stepfather by marrying then does not automatically relieve the natural father of the obligation imposed?"

Senator Uhlman: "It does not automatically relieve the natural father of any prior court obligation. It places him in a position, as the secondary endorser."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 381, and the bill passed the Senate by the following vote: Yeas, 37; nays, 8; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Washington, Williams, Wilson—37.

Voting nay: Senators Day, Donohue, Dore, Peterson (Lowell), Twigg, Uhlman, Walgren, Woodall—8.

Absent or not voting: Senators Henry, Keefe, Odegaard—3.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 381, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF INTENT

Senator Andersen served notice of intent to file a protest and explanation of vote on Senate Resolution 1969-EX-31.

ENGROSSED HOUSE BILL NO. 314, by Representatives Cunningham, Garrett, Leland, Perry, Bozarth, Hoggins, Evans and Litchman (by Joint Highway Interim Committee request):

Providing for traffic safety education.

Vice President Pro Tempore Keefe assumed the Chair.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 314 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senator Woodall assumed the Chair.

POINTS OF INQUIRY

Senator Lewis (Brian): "Would Senator Washington yield to a question? Senator, I direct your attention to subsection (3) on page 2 which defines a qualified teacher of traffic safety education. I am specifically concerned with the fact that the superintendent of public instruction can now specify these teachers for the classroom part or the laboratory part of traffic safety education courses.

"Could you confirm my understanding that it is not the intent of this section that the superintendent of public instruction would require that teachers of the laboratory part of traffic safety education would have to have a four year college degree in order to be a qualified instructor?"

Senator Washington: "That is my understanding and also that there was some question raised as to whether or not they had to be certified in order to teach in a commercial driving school. I think the record should be clear that they do not have to be certified in teaching in a commercial driving school."

Senator Lewis (Brian): "If they are qualified instructors employed in a commercial driving school, they do not have to be certificated by the superintendent of public instruction and they do not have to have a four year degree?"

Senator Washington: "This is right."

Senator Wilson: "Would Senator Washington yield? Senator, I am sorry I missed some of the debate on this measure but my question is whether this in any way makes it more difficult for the school districts in our home areas to obtain qualified driver training teachers?"

Senator Washington: "No, it is my understanding that it won't at the present time. The schools are using teachers who generally are certified but in the areas that are growing there was a fear that it might be difficult to obtain certified teachers. However, the colleges of education are broadening out the program and have courses actually to prepare teachers for this particular type of teaching."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 314, and the bill passed the Senate by the following vote: Yeas, 38; nays, 9; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—38.

Voting nay: Senators Atwood, Greive, Guess, Herr, Keefe, McCutcheon, McDougall, Matson, Woodall—9.

Absent or not voting: Senator Odegaard—1.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 314, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman), Clarke (George) and Heavey:

Establishing a court of appeals.

MOTION

Senator Greive moved that Engrossed House Bill No. 183 hold its place on the second reading calendar for Wednesday, April 23, 1969.

POINT OF INQUIRY

Senator Uhlman: "I wonder if Senator Greive would yield to a question? Senator, this matter has been before us once already on the floor. It has been sitting on the calendar for several days and I wonder what is the reason for this being held over?"

Senator Greive: "The reason is that when we came back both sides hoped to have a caucus. I checked with the clerk and there were fifteen members of the Senate absent. I didn't feel it was proper to have a caucus to discuss tax reform without as many people as possible here and we have just been attempting to fill in with something that wasn't too heavy until such time as we had enough people here so we could go to caucus.

"I think Engrossed House Bill No. 183 is a major piece of legislation. I spoke with Senator Bailey and we both agreed that this might take an hour or so and delay the whole caucus procedure and so we didn't want to get into it."

The motion by Senator Greive carried.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Mrs. Hazel Matheny, chef de cuisine of the Senate dining room and appointed a special committee consisting of Senators Huntley and Sandison to escort Mrs. Matheny to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit presentation of a fire extinguisher to Mrs. Matheny from Ed Garner of the Washington State Fire Commissioners Association.

Senator Huntley was presented a fireman's hat in recognition of his efforts in surpressing a small fire in the Senate dining room.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 1:30 p.m.

MOTION

On motion of Senator Greive, the Senate recessed until 3:35 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:35 p.m.

MOTION

On motion of Senator Gissberg, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

April 9, 1969.

Mr. President: The House has passed SENATE BILL NO. 42 with the following amendments:

On page 2, section 1, line 5, strike everything down to and including "court" on page 3, line 21, and insert:

"[The certificate for the files of the state registrar of vital statistics shall be in accordance with section 70.58.200 RCW. The certificate forms for the files of the county auditor and for the files of the state registrar of vital statistics shall be provided by the state registrar of vital statistics.]

NEW SECTION. Sec. 2. There is added to chapter 26.04 RCW a new section to read as follows:

In addition to the application provided for in RCW 26.04.160, the county auditor for the county wherein the license is issued shall submit to each applicant at the time for application for a license the Washington state department of health marriage certificate form prescribed by RCW 70.58.200 to be completed by the applicants and returned to the county auditor for the files of the state registrar of vital statistics: **PROVIDED**, That after the execution of the application for, and the issuance of a license, no county shall require the persons authorized to solemnize marriages to obtain any further information from the persons to be married except the names and county of residence of the persons to be married.

Sec. 3. Section 43.01.100, chapter 8, Laws of 1965 and RCW 43.01.100 are each amended to read as follows:

The inclusion of any question relative to an applicant's race or religion in any application blank or form for employment or license required to be filled in and submitted by an applicant to any department, board, commission, officer, agent, or employee of this state or the disclosure on any license of the race or religion of the licensee is hereby prohibited: **PROVIDED**, That the confidential section of the certificates of birth, death, fetal death, marriage or decree of divorce, annulment, or separate maintenance may contain such information as provided for in RCW 70.58.200.

Sec. 4. Section 43.20.090, chapter 8, Laws of 1965, as amended by section 3, chapter 26, Laws of 1967 and RCW 43.20.090 are each amended to read as follows:

The state registrar shall, upon request, furnish an applicant with a certified copy of the record of any birth, death, fetal death, marriage or decree of divorce, annulment or separate maintenance, registered under the provision of law, or that portion of the record of any birth which shows the child's full name, sex, date of birth, and date of filing of the certificate, for the making and certification of which he shall charge a fee of two dollars to

be paid by the applicant: PROVIDED, That a certified copy of the record of any birth may not disclose the fact of illegitimacy of birth, nor of information from which it can be ascertained, except upon order of the court or in cases where written notice is received from an attorney, court official, or adoption agency that the illegitimate child is to be adopted: PROVIDED FURTHER, That the information contained in the confidential section of the certificates of birth, death, fetal death, marriage or decree of divorce, annulment, or separate maintenance, shall not be disclosed to any person or agency: PROVIDED FURTHER, That nothing herein shall prevent the state registrar from compiling and disclosing annually or at such other interval as he deems proper, statistical summaries of such forms as are filed: PROVIDED FURTHER, That no fee shall be demanded or required for furnishing a certified copy of a birth, death, fetal death, marriage, divorce, annulment or separate maintenance record for use in connection with a claim for compensation or pension pending before the veterans administration.

For any search of the files and the records when no certified copy is made, the state registrar shall be entitled to a fee of two dollars for each hour or fractional part of an hour employed in such search, to be paid by the applicant.

The state department of health shall keep a true and correct account of all fees received and turn the same over to the state treasurer on or before the first day of January, April, July and October.

Health officers in cities of the first class may, upon request, furnish certified copies of the records of birth, death, and fetal death, and shall charge the same fee as hereinabove provided, and shall be entitled to charge for searching of records when no certified copy is made the same fee as hereinabove provided. All such fees collected shall be paid to the jurisdictional health department: PROVIDED, That health officers of cities of the first class may issue certified copies only if they have an original certificate in their possession at the time of issuance of a certified copy or a copy of the original certificate transmitted to the state registrar which was produced by a photographic or other exact reproduction method. Health officers of counties or districts normally served by full time health officers may, upon request, furnish certified copies of the records of birth, death, and fetal death, and shall charge the same fee as hereinabove provided, during the period that the original certificates are in their possession prior to transmittal of the original certificates to the state registrar. All such fees collected shall be paid to the jurisdictional health department. Certified copy forms used by health officers furnishing certified copies while the original records are temporarily in their possession shall be supplied or approved by the state registrar and no other forms shall be used.

Sec. 5. Section 6, chapter 159, Laws of 1945, as last amended by section 10, chapter 26, Laws of 1967 and RCW 70.58.200 are each amended to read as follows:

The forms of birth, death, fetal death, marriage, and [decrees of] divorce, annulment, or separate maintenance certificates filed with the state registrar of vital statistics shall include [as a minimum] the items required by the respective standard certificate as recommended by the federal agency responsible for national vital statistics [subject to approval of and modification by the Washington state board of health. The Washington state board of health by regulation may require additional pertinent information relative to the birth and manner of delivery as it may deem necessary for statistical study. This information shall be placed in a confidential section of the birth certificate form together with the item pertaining to illegitimacy and shall not be subject to the view of the public or for certification purposes except upon order of a court] which became effective on January 1, 1968: PROVIDED, That the state board of health may eliminate from the forms any such items that it determines are not necessary for statistical study: AND PROVIDED FURTHER, That all such items relating to race, education, previous marital history, legitimacy of children, medical history except relating to birth deformation or cause of death, number of children and such other information not directly relevant to the purpose of the certificate shall be placed on a confidential portion of the form which after completion shall be physically separated from the certificate and which shall not be identified by name, street or postal address, certificate number or any other identification number.

NEW SECTION. Sec. 6. There is added to chapter 70.58 RCW a new section to read as follows:

All of the information contained in the confidential section of the forms of birth, death, fetal death, marriage, and divorce, annulment or separate maintenance certificates filed with the registrar of vital statistics shall not be subject to the view of the public and shall not be produced for certification purposes. Nor shall the filing of any certificate be rejected or denied due to the failure to complete the confidential portion."

On page 1, line 3 of the title, after "RCW 26.04.090;" strike the rest of the title and insert: "amending section 43.01.100, chapter 8, Laws of 1965 and RCW 43.01.100; section 43.20.090, chapter 8, Laws of 1965, as amended by section 3, chapter 26, Laws of 1967 and RCW 43.20.090; section 6, chapter 159, Laws of 1945, as last amended by section 10, chapter 26, Laws of 1967 and RCW 70.58.200; adding a new section to chapter 26.04 RCW; and adding a new section to chapter 70.58 RCW." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Uhlman, the Senate did not concur in the House amendments to Senate Bill No. 42 and asks the House for a conference thereon.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 310 with the following amendments:

On page 4, section 4, line 20 of the engrossed bill, after "such property," strike all of the matter down to and including "facilities." on line 27 and insert the following: "The payment authorized by this subsection shall be either of the following:

(a) In the event such individual or family elects to rent or lease a dwelling, such payment or payments, not to exceed a total of one thousand five hundred dollars, shall be the amount which when added to the actual or economic rental for the dwelling acquired by the condemnor, equals the average rental for a comparable dwelling which is decent, safe and sanitary and adequate to accommodate such individual or family in an area reasonably accessible to public utilities and to public and commercial facilities. In no event shall such payments supplement the rent of such an individual or family for a period in excess of two years.

(b) In the event such individual or family elects to purchase a dwelling, such payment, not to exceed one thousand five hundred dollars, shall be the amount which is necessary to enable such individual or family to make the down payment on the purchase of a decent, safe and sanitary dwelling adequate to accommodate such individual or family in an area not generally less desirable in regard to public utilities and public and commercial facilities."

On page 8, following section 7, line 6, add a new section to read as follows:

"NEW SECTION. Sec. 8. There is added to chapter 125, Laws of 1965 extraordinary session, and to chapter 8.25 RCW a new section to read as follows:

After the commencement of a condemnation action, upon motion of either the condemnor or condemnee, the court may order, upon such terms and conditions as are fair and equitable the production and exchange of all appraisal reports of the parties prepared for the purpose of the condemnation action. The court shall enter such order only after assurance that there will be mutual and reciprocal disclosure of similar information between the parties."

Renumber the remaining sections consecutively.

On page 9, section 11, line 26, of the engrossed bill, after "determining" insert "the average rental, the economic rental," and on line 27 after "price" insert ", and down payment"

On page 11, after section 16 add a new section to read as follows:

"NEW SECTION. Sec. 17. The provisions of chapter 8.25 RCW, as now or hereafter amended, shall be applicable to federal aid projects authorized under the federal Housing and Urban Development Act of 1968. Any prior action taken pursuant to the federal Housing and Urban Development Act of 1968 which would be authorized under the terms of this 1969 amendatory act are hereby ratified."

Renumber the remaining sections consecutively.

On page 11, section 17, line 8, after "shall be" strike the remainder of the section and insert "operative as to all such acquisitions which were completed after August 23, 1968 but before the effective date of this act, in connection with which representations were made to and relied upon by displaced persons, that as an inducement to settle, relocation assistance would become available to them upon the enactment of enabling legislation." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTIONS

Senator Washington moved that the Senate concur in the House amendments.

Senator Gissberg moved that the question be divided.

POINT OF INQUIRY

Senator Washington: "Point of inquiry. I believe your objection is to amendment number two relating to the exchange of appraisals. Why not vote on amendments one, three, four and five and then take up number two?"

Senator Uhlman: "I would accede to that but I would like it very clear for the record that the amendment we are talking about separating is the one on page eight which adds a new section eight."

The motion by Senator Gissberg carried.

The Senate concurred in amendments one, three, four and five.

Senator Washington moved that the Senate concur in amendment number two.

POINT OF INQUIRY

Senator Woodall: "Would Senator Washington yield to a question? Senator, this particular matter wasn't in the original bill, was it?"

Senator Washington: "No, that is right."

Senator Woodall: "And the highway department didn't ask for it? It wasn't brought in? It is just somebody's idea over in the House?"

Senator Washington: "This is correct and for that reason I am not bleeding for it but I think it is a good idea."

The motion by Senator Washington lost and the amendment was not adopted.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 311 with the following amendments:

Strike all of the title and substitute the following:

"An Act relating to highways; amending section 1, chapter 281, Laws of 1961 and RCW 47.12.180; amending section 3, chapter 281, Laws of 1961 and RCW 47.12.200; amending section 4, chapter 281, Laws of 1961 and RCW 47.12.210; amending section 5, chapter 281, Laws of 1961 and RCW 47.12.220; amending section 6, chapter 281, Laws of 1961 and RCW 47.12.230; adding new sections to chapter 47.12 RCW; and making an appropriation."

On page 1, section 1, line 23 after "highway purpose," add a new paragraph to read as follows:

"The Washington state highway commission is hereby authorized to purchase or condemn any real property or property rights therein which it deems will be necessary for the improvement of routes on the state highway system by the method provided in RCW 47.12.180 through 47.12.240, as now or later amended, or alternatively by the method provided in sections 6 through 9 of this 1969 amendatory act. Neither method shall be used to condemn property or property rights in advance of programmed construction until the highway commission has complied with hearing procedures required for the location or relocation of the type of highway for which such property is to be condemned."

On page 1, add four additional sections following section 1 as follows:

"Sec. 2. Section 3, chapter 281, Laws of 1961 and RCW 47.12.200 are each amended to read as follows:

The highway commission may enter into agreements with the state finance committee for financing the acquisition, by purchase or condemnation, of real property *together with engineering costs* that the highway commission deems will be necessary for the improvement of the state highway system. Such agreements may provide for the acquisition of an individual parcel or for the acquisition of any number of parcels within the limits of a contemplated highway project.

Sec. 3. Section 4, chapter 281, Laws of 1961 and RCW 47.12.210 are each amended to read as follows:

Such an agreement shall provide that the state finance committee shall purchase, at par, warrants drawn upon the motor vehicle fund in payment for the property covered by the agreement *and the engineering costs necessary for such advance purchase or condemnation*. Such warrants shall be purchased by the state finance committee, upon the presentation by the holders thereof to the state treasurer, from any moneys available for investment in: (1) The accident fund, medical aid fund, or the reserve fund created by chapter 51.44; [(2) any of the several funds created by chapter 41.32; (3) any of the several funds created by chapter 41.40;] or [(4)] (2) the state treasury available for investment as provided in RCW 43.84.080: PROVIDED, That [the board of trustees of the teachers' retirement system shall approve each agreement affecting any fund created by chapter 41.32 and the state employees' retirement board shall approve each agreement affecting any fund created by chapter 41.40.] in no event shall more than ten percent of the assets of any fund be used for the purpose of acquiring property as authorized herein, except in the case of current state funds in the state treasury, twenty percent of the balance therein available for investment may be invested as provided in RCW 47.12.180 through 47.12.240.

Sec. 4. Section 5, chapter 281, Laws of 1961 and RCW 47.12.220 are each amended to read as follows:

Each such agreement shall include, but shall not be limited to the following:

(1) A provision stating the [terms] *term* of the agreement which shall not extend [beyond one calendar month after the end of the then current biennium. The agreement may contain options for the renewal thereof by the highway commission for an additional period or periods of not exceeding two years each: PROVIDED, That no such agreement may be renewed to extend beyond six years from the date of the original agreement.] *more than seven years from the effective date of the agreement.*

(2) A designation of the specific fund or funds to be used to carry out such agreement.

(3) A provision that the highway commission may redeem warrants purchased by the state finance committee at any time prior to the letting of a highway improvement contract utilizing the property; and further, during the effective period of each such agreement the highway commission shall redeem such warrants whenever such a highway improvement contract is let, or upon the expiration of such agreement, whichever date is earlier.

(4) A provision stating the rate of interest such warrants shall bear commencing at the time of purchase by the state finance committee.

(5) Any additional provisions agreed upon by the highway commission and the state finance committee which are necessary to carry out the purposes of such agreement as indicated by RCW 47.12.180 through 47.12.240.

Sec. 5. Section 6, chapter 281, Laws of 1961 and RCW 47.12.230 are each amended to read as follows:

Warrants issued for payment of property and engineering costs as provided herein shall be of a distinctive design and shall contain the words "for purchase by the state finance committee from fund" (indicating the proper investing fund as provided by the agreement). Such warrants shall be approved by the secretary of the state finance committee prior to their issuance by the state treasurer. Upon presentation of such warrants to the state treasurer for payment, he shall pay the par value thereof from the fund for which the state finance committee agreed to purchase such warrants *whether or not there are then funds in the motor vehicle fund*. The state treasurer shall deposit such warrants in the treasury for the investing fund."

Remember the remaining sections consecutively.

On page 2, strike all of the renumbered section 10, being section 6 of the printed bill, and add a new section to read as follows:

"NEW SECTION. Sec. 10. Whenever the Washington state highway commission shall purchase or condemn any property pursuant to the authority of RCW 47.12.180 through 47.12.240, as now or later amended, or sections 6 through 9 of this 1969 amendatory act, the commission shall cause any structures so acquired and not removed within a reasonable time to be maintained in good appearance."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Washington, the Senate concurred in the House amendments to Engrossed Senate Bill No. 311.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 311, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-47.

Absent or not voting: Senator Odegaard-1.

Excused: Senator Stender-1.

ENGROSSED SENATE BILL NO. 311, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 10, 1969.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 569 with the following amendments:

On page 15, section 23, line 26, after "1961" insert "as last amended by section 10, chapter 99, Laws of 1969, ex. sess. (SB 287)"

On page 15, section 23, line 33, after "curred;" strike the remainder of the line to and including "parks"

On page 16, section 23, line 1, strike "and parkways; and one-fourth" and insert "and one-half"

On page 16, section 23, lines 10 and 11, beginning at "one-fourth" on line 10, strike everything through "one-fourth" on line 11 and insert "and one-half"

On page 21, section 31, line 25, after "as" insert "last"

On page 21, section 31, line 26, after "section" strike "2, chapter 72, Laws of 1965 ex. sess." and insert "1, chapter —, Laws of 1969 ex. sess. (SB 537)"

On page 22, section 31, line 31, after "amended," add a new paragraph as follows:

"The proceeds of all sales of salmon by the director shall be handled in the same manner as the proceeds of the sales of food fish taken in test fishing conducted by the department."

On page 5, section 3, line 8, after "as" insert "last"

On page 5, section 3, line 9, after "section" strike "2, chapter 213, Laws of 1963" and insert "1, chapter 111, Laws of 1969"

On page 5, section 3, line 15, after "space" insert "and including the cost of probation and parole services and any personnel employment therefor"

On page 5, section 3, line 28, after "fund to" strike everything down to and including "account in" in line 29

On page 6, section 4, line 3, after "transferred" strike "from the undistributed receipts fund"

On page 6, section 4, line 4, after "to" and before "appropriate" strike "the" and insert "each"

On page 9, section 13, strike everything after "Sec. 13." and insert "Section 47, chapter 63, Laws of 1969 (uncodified) is hereby amended to read as follows:

All fees collected under the provisions of this 1969 act shall be paid to the state treasurer to be deposited in the seed fund account in the state general fund as provided for in RCW 43.79.330, as is now or hereafter amended, to be used only in the enforcement of this 1969 act. All moneys collected under the provisions of RCW 15.48.010 through 15.48.260 remaining in such account on the effective date of this 1969 act, shall likewise be used only in the enforcement of this 1969 act: *PROVIDED, That all fees, fines, forfeitures and penalties collected or assessed by a justice court because of the violation of a state law shall be remitted as provided in chapter 3.62 RCW as now exists or is later amended.*

On page 1, line 4, of the title, after "section" strike "2, chapter 213, Laws of 1963" and insert "1, chapter 111, Laws of 1969"

On page 1, lines 17 and 18 of the title, after "section" strike everything through "15.48.230" on line 18 and insert "section 47, chapter 63, Laws of 1969 (uncodified)"

On page 2, line 4 of the title, after "1961" insert "as last amended by section 10, chapter 99, Laws of 1969 ex. sess. (SB 287)"

On page 2, line 16 of the title, after "as" insert "last"

On page 2, line 17 of the title, after "tion" strike "2, chapter 72, Laws of 1965 ex. sess." and insert "1, chapter —, Laws of 1969, ex. sess. (SB 537)" and the same is herewith transmitted. MALCOLM McCREATH, Chief Clerk.

On motion of Senator Uhlman, the Senate concurred in the House amendments to Substitute Senate Bill No. 569.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 569, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Connor, McCutcheon, Odegaard, Talley—4.

Excused: Senator Stender—1.

SUBSTITUTE SENATE BILL NO. 569, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 387 with the following amendment:

In section 1, line 8, after "possession of" strike "cannibas" and insert "cannabis" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Andersen, the Senate concurred in the House amendments to Engrossed Senate Bill No. 387.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 387, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 7; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Elicker, Faulk, Foley, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Greive, Guess—2.

Absent or not voting: Senators Atwood, Day, Durkan, Gissberg, McCutcheon, Odegaard, Talley—7.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 387, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 95,
SENATE BILL NO. 143.

MESSAGE FROM THE HOUSE

April 20, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 454 with the following amendment:

On page 4, section 8, lines 21 and 22, after "the" on line 21 and before "from" on line 22 strike "state capitol committee" and insert "department of general administration" and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Lewis (Harry) moved that the Senate concur in the House amendment to Engrossed Senate Bill No. 454.

Debate ensued.

The motion lost on a rising vote.

On motion of Senator Gissberg, the Senate did not concur in the House amendment to Engrossed Senate Bill No. 454 and asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

April 12, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 168, with the following amendments:

On page 4, section 1, beginning on line 18, after "plaintiff" strike everything down through "believe" on line 21 and insert "believes"

On page 4, section 1, line 27, after "creditors" and before the period insert "; and the plaintiff or someone on his behalf files an affidavit stating the specific facts upon which his belief is founded and the court pursuant to an ex parte hearing finds that there is sufficient reason to find the belief true"

On page 4, section 2, beginning on line 33, after "provisions of" strike "section 1 authorizing prejudgment garnishments and"

On page 5, section 3, beginning on line 6, after "Sec. 3" strike all matter through "this act" on line 7 and insert "In all cases of garnishment before judgment"

On page 5, section 3, line 14, after "garnishments" strike "pursuant to section 1(2)" and insert "before judgment"

On page 8, section 11, line 22, after "exceed" strike "sixty" and insert "..."

On page 9, section 13, beginning on line 10 after "dollars." strike everything through "valid." on line 13

On page 11, section 15, strike everything from line 1 through line 6 on page 12

On page 12, section 15, line 18, after "\$. . ." insert "Garnishee has deducted from this amount \$. . . which is the exemption to which the defendant is entitled"

On pages 12 and 13, strike sections 16 and 17.

Renumber the remaining sections consecutively and correct cross-references.

On page 14, section 21, beginning on line 24, after "costs" strike the remainder of the section and insert "PROVIDED, That upon motion by the garnishee at any time prior to

execution, such judgment against garnishee shall be reduced to the amount of any nonexempt funds or property which was actually in the possession of garnishee at the time the writ was served, or the sum of one hundred dollars, whichever is more, but in no event to exceed the amount of the judgment against defendant plus all accruing costs, and in addition plaintiff shall be entitled to a reasonable attorney's fee for plaintiff's response to garnishee's motion to reduce said judgment under this proviso."

On page 18, section 30, beginning on line 13 of the engrossed bill, being line 12 of the printed bill, after "(1)" strike everything through "earnings" on line 14, and insert "Forty times the state hourly minimum wage"

On page 21, section 36, line 14, after "plaintiff," strike "or" and insert "and"

On page 21, section 36, line 15, after "settled" and before the comma insert "or otherwise satisfied"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTIONS

Senator Greive moved that the Senate concur in the House amendments to Engrossed Substitute Senate Bill No. 168 except the amendments to page 11, section 15 and pages 12 and 13, striking sections 16 and 17.

The motion carried.

Senator Woodall moved that the Senate do concur in the amendments to pages 11, 12 and 13.

Debate ensued.

PARLIAMENTARY INQUIRIES

Senator Andersen: "Parliamentary inquiry, Mr. President. The motion that is before us is the motion to concur by Senator Woodall, is that correct?"

REPLY BY THE PRESIDENT

The President: "That is correct."

Senator Andersen: "Further parliamentary inquiry, Mr. President. Does that motion have precedence over a motion to not concur?"

REPLY BY THE PRESIDENT

The President: "Yes, Senator Andersen."

POINTS OF INQUIRY

Senator Guess: "Would Senator Woodall yield to a question? Senator, Senator Uhlman says that the individual will suffer twenty-five dollar fees every time he is garnished against. I would like to ask the question if a man is going to pay his just debts, couldn't he make an arrangement with the employer with the person who gave him the credit and save himself this garnishment fee if he would make an honest effort and try to pay his debts to make the division?"

Senator Woodall: "Certainly, the man who has been garnished once at Boeing's can certainly go to the man who garnished him and say, 'Look fella, I don't want any more of this. I have had it once and I will bring in one-fourth of my wages to you from here on out'. They won't be garnishing him any more but if he misses and breaks his word and if he does, okay, he will suffer a twenty-five dollar fee but if he keeps his word and brings one-fourth of his wages in each week, he won't be subjected to all of these dire repeated garnishments whatsoever."

Senator Guess: "Senator Woodall, wouldn't he be in a lot better shape then financially to make an agreement rather than to suffer the ten dollar fee again and go to the creditor and make an arrangement with him and thereby save a lot of fees, not only the twenty-five dollar fee but the ten dollar fee?"

Senator Woodall: "That is very true. It would always be better if he would just go pay his debts. If you are talking about the type of man who is going to want to continue on the job, if you are talking about the man who is making money, like a thousand dollars a month, he is going to go and make some arrangements, of course he is. He has no choice except to go do it."

Senator Andersen: "Would Senator Woodall yield to a question? Senator, I understand your concern with some of the type of problems that you have in the Yakima Valley where

a person could move from one job to another but you mentioned the prorating procedure. Wouldn't those prorating procedures still be available? Couldn't the fellow who was garnisheed whose job is of such a nature that he could up and leave and go to work in some other harvest or something of that kind, simply come to the person that garnisheed him and say: 'Fine, let me prorate my bills, put so much into the pot and either you do that or I am going to move on to another job.' In other words, is this particular procedure that you have explained to Senator Guess foreclosed just because this bill was passed?"

Senator Woodall: "Senator Andersen, in theory you are one hundred percent right. In practice you are one hundred percent wrong. Theoretically, that is great. You just don't happen to know the type of individual we are talking about. This kind of individual that we are talking about, the farm laborer, isn't going to be talking prorating and going down checking in with someone, etc. He is mobile and he is simply going to move to another place and go to work. He isn't going to worry about hunting up a counselor or debt adjuster or prorating. He is just going to take what he gets paid that week and move on next week.

"In theory he could do what you are talking about but in practice, he just doesn't. I happen to know these people. Senator Matson knows them. I am sure Senators Wilson, Donohue, Canfield and McDougall, understand the problem. You people don't because you have never dealt with them but as a practical matter all it means is that once you garnishee one of them, he won't show up the next morning. You people don't know the difficulty of keeping crews at harvest time because you have never had the problem. And all this simply will mean is that you just make it tough, that crew will leave you. That is all it means."

The motion by Senator Woodall failed on a rising vote.

MOTION

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

REPORT OF STANDING COMMITTEE

April 22, 1969.

SENATE BILL NO. 777, providing for interim study and inventory relative to rivers and streams and their shore lands and related adjacent lands (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Matson, Metcalf, Peterson (Ted), Sandison, Talley.

MOTIONS

On motion of Senator Gissberg, the rules were suspended and Senate Bill No. 777 was ordered placed at the end of the second reading calendar for Wednesday, April 23, 1969.

At 4:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Wednesday, April 23, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-FIRST DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, April 23, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Durkan and Stender. On motion of Senator Atwood, Senator Stender was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Marta Metcalf, presented the Colors. Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O God, whose smile is in the sky, whose path is in the sea, once more from earth's tumultuous strife, we gladly turn to Thee.

"Before the tensions and the pressures and the frustrations of another day move in on us, we would lift up our eyes unto Thee whence comes our help. O Thou who deservest to be uppermost in our minds and hearts, be with the members of this upper house that they may give their utmost for Thy highest.

"Once again we invoke Thy blessing to the end that each Senator may so seek after and submit to Thy divine guidance that the actions and the enactments of this assembly this day may be Thy will for the people of our state. Help us now to be masters of ourselves, that we may become the servants of others and thus follow in the steps of Thy blessed Son, Jesus Christ our Lord. Amen."

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

MESSAGES FROM THE HOUSE

April 22, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 95,
SENATE BILL NO. 143,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 22, 1969.

Mr. President: The House has receded from its amendments to SENATE BILL NO. 756 and has passed the bill without the House amendments and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 22, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 113, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 113,
SENATE BILL NO. 311,
SENATE BILL NO. 387,
SUBSTITUTE SENATE BILL NO. 569,
SENATE BILL NO. 756,
HOUSE BILL NO. 222,
HOUSE BILL NO. 224,
HOUSE BILL NO. 550,
HOUSE BILL NO. 640,
HOUSE BILL NO. 709,
HOUSE BILL NO. 717.

MESSAGES FROM THE HOUSE

April 22, 1969.

Mr. President: The House has granted the request of the Senate for a conference on HOUSE BILL NO. 310, and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Whetzel, Kopet, Thompson. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 22, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE BILL NO. 77, and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Veroske, Hawley, Kink. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 23, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 35, and has discharged its committee, and said report together with the bill are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

April 23, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 35, eliminating certain special motor vehicle license plates, have had the same under consideration, and we recommend that this bill be passed as amended by the House of Representatives.

Signed by Senators Washington, Talley; Representatives Newhouse, Hubbard.

Senator Talley moved that the Conference Committee report on Engrossed Senate Bill No. 35 be adopted.

PARLIAMENTARY INQUIRY

Senator Metcalf: "Parliamentary inquiry, Mr. President. Did the Conference Committee report come out with four signatures?"

REPLY BY THE PRESIDENT

The President: "There are four signatures on the Conference Committee report, Senator."

Senator Talley: "Mr. President, speaking for the passage of the bill. This bill was originally drafted to give ham operators license plates which they have had before. This was always in the bill and then Senator Metcalf has amended the bill. I am not going to argue against the merits of Senator Metcalf's amendment. I can see the justification of it but at this time I think we should go through with the bill as is and then if we want to introduce legislation the next time on the other deals, I would certainly be glad to join with him."

Senator Metcalf: "Mr. President, just for the record and to correct Senator Talley in the area of his statement. This bill was drafted to provide the ham operators with their license for five dollars but it also was not the only thing in the bill, Senator Talley. The bill also struck the entire wording of granting the personalized plates to the other people. The bill did two things. Let's be accurate about it. We are doing two things here."

Debate ensued.

The motion by Senator Talley carried and the report of the Conference Committee on Engrossed Senate Bill No. 35 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 35, as recommended be passed as amended by the House and adopted by the Conference Committee by the following vote: Yeas, 40; nays, 3; absent or not voting, 5; excused, 1.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—40.

Voting nay: Senators Guess, Metcalf, Williams—3.

Absent or not voting: Senators Andersen, Atwood, Durkan, Gissberg, Huntley—5.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 35, as amended by the House and adopted by the Conference Committee having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PROTEST

The undersigned protest Senate Resolution 1969-EX-31, and explain their vote on same herewith.

We voted against this resolution. We did not vote against it because of a lack of concern for the current wave of campus disorders. We do, however, feel that the handling of this problem is the job of the school administrators which the State has hired and entrusted to do this job. We expect the colleges and universities generally, and these administrators specifically, to maintain order on the campuses of this state. If they cannot, then people can be hired who are able to do the job that is theirs to do.

We do *not*, however, feel that the way to handle the difficult situation that we now find ourselves in in this regard is to have a full-fledged investigation of campus groups by a legislative investigating committee, as was proposed by this resolution that we have voted against. We do not want to see another Canwell Committee set up. We do not want to provide an additional forum for publicity for undisciplined dissidents seeking personal aggrandizement. We do want to see campus unrest handled firmly and promptly as a campus problem by the administrators that we pay good salaries to do this job. They have full authority to handle these situations. They can discipline, suspend and expel. We will fully back them in using the powers which they now have and will give them any additional legal tools which they may need to do the job. We have, in fact, at this session passed several new laws giving them additional assistance in this regard.

If the faith we are demonstrating in the administrators of our universities and colleges proves ill founded, we can rapidly address ourselves either to this resolution or one like it. If any campus situation ever reaches the point where there is actual or threatened damage to persons or property, this violates our penal laws. We do not expect such criminal acts to be tolerated by our school administrators and we expect them to promptly and expeditiously cooperate with our law enforcement agencies.

Signed by: Senators Andersen, Foley, Faulk, McDougall, Huntley, Elicker, Wilson, Keefe, Stortini, Talley, Washington, Pritchard, Greive, Durkan, McCormack, Cooney, Sandison, Uhlman, McCutcheon, Ryder, Bailey.

SECOND READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 42, by Representatives McCaffree and Kiskaddon:

Amending Article VII of the Constitution relating to taxation.

The Senate resumed consideration of Engrossed House Joint Resolution No. 42 on second reading.

Senators Greive, Donohue and Walgren demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Stender who had previously been excused.

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

PARLIAMENTARY INQUIRY

Senator Holman: "Parliamentary inquiry, Mr. President. Would it be in order to inquire what all of the amendments are that are on the Secretary's desk? I think when considering any one we really ought to know what the others are."

REPLY BY THE PRESIDENT

The President: "Senator Holman, in answer to your inquiry, at the present time there are five amendments on the Secretary's desk to Engrossed House Joint Resolution No. 42. They have been numbered one, two, three, four and five. The first one is by Senators Connor and Dore to page 3, line 17. The second one is also by Senators Connor and Dore to page 4, line 16. The third amendment is by Senator Wilson to page 1, Article VII, line 16. The fourth amendment is by Senator Durkan to page 2, line 11; and the fifth one is also by Senator Durkan to page 3, line 23. Do you wish further details, Senator?"

Senator Holman: "Mr. President, would it be in order to inquire in which order they may be taken up, in the order which you read them or as they appear in the bill?"

REPLY BY THE PRESIDENT

The President: "Senator Holman, if the Senate so desires they could be taken up in the order in which they are numbered. However, the Secretary has advised the President that the two amendments by Senators Dore and Connor are in order. However, it appears as if the amendments by Senator Durkan are reversed."

Senator Holman: "I would suggest that we take them up in the order in which they come in the bill if there is no objection. That would mean that the Wilson amendment should come first and then the two amendments by Senator Durkan on pages 2 and 3, and then the two amendments by Senators Dore and Connor."

REPLY BY THE PRESIDENT

The President: "If there are no objections, the suggestion as presented by Senator Holman will be followed."

PARLIAMENTARY INQUIRY

Senator Woodall: "Parliamentary inquiry. Doing it in this fashion we are not precluding subsequent amendments being set up which might go back to a section that has already been passed?"

REPLY BY THE PRESIDENT

The President: "Absolutely not, Senator Woodall."

Senator Wilson moved adoption of the following amendment:

On page 1, Article VII, line 16, after "district" strike all of the underlined matter through the word "article" on line 19.

Debate ensued.

President Pro Tempore Henry assumed the Chair.

MOTION

On motion of Senator Greive, the rules were suspended and Senators Keefe and Lewis (Harry) were excused.

Senator Holman demanded a roll call and the demand was sustained by Senators Donohue, Woodall, Peterson (Lowell), Twigg, Bailey, Metcalf, Atwood, Greive and Faulk.

ROLL CALL

The Secretary called the roll and the motion by Senator Wilson failed and the amendment was not adopted by the following vote: Yeas, 12; nays, 34; excused 3.

Voting yea: Senators Cooney, Day, Donohue, Dore, Guess, Huntley, McCutcheon, Matson, Talley, Twigg, Wilson, Woodall—12.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Connor, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams—34.

Excused: Senators Keefe, Lewis (Harry), Stender—3.

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.
At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Atwood, Senator Newschwander was excused.
Senators Greive, Uhlman and Andersen demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
The Secretary called the roll on the Call of the Senate, all members being present except Senators Newschwander, Stender, Keefe and Lewis (Harry) who had been previously excused.

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

SECOND READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 42, by Representatives McCaffree and Kiskaddon:

Amending Article VII of the Constitution relating to taxation.

The Senate resumed consideration of Engrossed House Joint Resolution No. 42 on second reading.

Senator Durkan moved adoption of the following amendment:

On page 2, line 11, after the word "election" strike the semicolon and add
" : PROVIDED, HOWEVER, That during the time there is imposed a state income tax on individuals and corporations, the provisions of this paragraph (a) shall not be deemed to permit the submission of such proposition to levy an additional tax by any school district for purposes of maintenance and operation unless the governing body of such school district, prior to the adoption of the proposition, shall have determined in accordance with regulations prescribed by the superintendent of public instruction, such determination to be so stated in the proposition, that funds theretofore appropriated by the legislature, and distributable in accordance with applicable law to such school district during the year during which the additional tax would be payable, are insufficient together with other revenues available to such district to maintain and operate the district during such year at a level at which the average annual expenditure per student for such year is less than six percent greater than the average annual expenditure per student for the preceding year, and in no event shall such additional tax exceed the lesser of (i) the amount of additional tax required to maintain and operate the district at such level, or (ii) the amount of tax permitted to be levied by such district for such year without submission to the electors thereof;"

Debate ensued.

Senator Durkan demanded a roll call and the demand was sustained by Senators Atwood, Guess, Washington, Sandison, Bailey, Greive, Williams, Dore and Holman.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan lost and the amendment was not adopted by the following vote: Yeas, 19; nays, 26; excused, 4.

Voting yea: Senators Connor, Cooney, Day, Donohue, Dore, Durkan, Guess, Henry, Huntley, Lewis (Brian), Mardesich, Matson, Metcalf, Sandison, Talley, Twigg, Walgren, Wilson, Woodall—19.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Knoblauch, McCormack, McCutcheon, McDougall,

Marquardt, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Uhlman, Washington, Williams—26.

Excused: Senators Keefe, Lewis (Harry), Newschwander, Stender—4.

Senator Dore moved adoption of the following amendment by Senators Dore and Connor:

On page 3, line 17, after "*PROVIDED FURTHER,*" strike all matter down to "*of the members*" on line 20 and insert "*That the electorate shall determine the type of tax which the legislature is authorized to impose by a proposition submitted to them at the election at which this constitutional amendment is submitted, which ballot proposition shall be prepared by the secretary of state in such a manner that the electorate may determine which of the three types of income tax above enumerated shall be imposed: AND PROVIDED FURTHER, That thereafter the type of tax then currently in force may be changed to one of the other types of tax only by a simple majority*"

On page 4, line 16, after "effect," and before "AND" on line 17 insert "BE IT FURTHER RESOLVED, That the secretary of state shall cause the proposition whereby the electorate shall be given the opportunity to choose the type of income tax which the legislature is first authorized to impose to be prepared and placed upon the same ballot upon which the foregoing amendment to authorize an income tax appears."

Debate ensued.

Senator Connor demanded a roll call and the demand was sustained by Senators Holman, Huntley, Greive, Metcalf, Bailey, McDougall, Lewis (Brian), McCormack and Cooney.

ROLL CALL

The Secretary called the roll and the motion by Senator Dore failed and the amendment was not adopted by the following vote: Yeas, 17; nays, 28; excused, 4.

Voting yea: Senators Connor, Day, Donohue, Dore, Guess, Knoblauch, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Twigg, Walgren, Wilson, Woodall—17.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Lewis (Brian), McCormack, McDougall, Marquardt, Matson, Metcalf, Peterson (Ted), Pritchard, Ryder, Talley, Uhlman, Washington, Williams—28.

Excused: Senators Keefe, Lewis (Harry), Newschwander, Stender—4.

Senator Durkan moved adoption of the following amendment:

On page 3, line 23, after the word "petition" strike the period and insert:

"*PROVIDED FURTHER, (i) If the rate of any tax imposed by the state upon the act or privilege of engaging in business activity and measured by gross income or receipts shall exceed the rate in effect on the day after the effective date of the income tax first enacted pursuant to this section 2(a), then the amount of such taxes in any year, to the extent of such excess, shall be allowed as a credit against income tax liability for such year;*

(ii) If an income tax is imposed on the income of corporations at a rate higher than the rate imposed on the income of other persons under a single rate tax, then no tax shall be imposed by the state upon the act or privilege of engaging in business activity and measured by gross income or receipts unless the full amount of such tax is allowed to corporations as a credit against the income tax authorized by this section 2(a);

(iii) If an income tax is imposed at graduated rates, then no tax shall be imposed by the state upon the act or privilege of engaging in business activity and measured by gross income or receipts unless the full amount of such tax is allowed as a credit against the income tax authorized by this section 2(a)."

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Durkan yield to a question? Senator, how much are we going to lose in B&O tax revenue if we adopt your amendment? I understand that presently our B&O tax brings in some \$264 million every biennium. My question is how much are we going to lose of that if your amendment is adopted? Can you answer that?"

Senator Durkan: "I can answer it this way, Senator. First of all, under my amendment you are not going to lose the revenue from the B&O tax. We don't prevent them from levying the B&O. That is one answer. They can levy the B&O.

"As to the direct answer as to a revenue impact, those who pay the B&O tax will be allowed to take that excess as a credit against their income tax. In other words, if they are required to pay an income tax they will be able to then take, if they are required to pay a

B&O tax, that amount against their income tax.”

Senator McCutcheon: “One more question. And if they take that credit, we have to pay them back if they make no money. In other words, they have no income tax but they have more credits than they have income we have to pay them or give them what they have lost or what their credits were, as I understand it.”

Senator Durkan: “Mr. President, that is incorrect.”

Senator McCutcheon: “What is correct?”

Senator Durkan: “The question would be the enabling legislation which would provide that they get the credit within the year and that the period, if they had a credit above what their income was, they wouldn’t get the credit extended over a period of years, Senator. Senator McCutcheon, let me make it very clear to you that I am not in any way trying to pass any hidden gimmick that is going to benefit the business community and to endanger the general public at large. What I am saying is, and something that we all have said, that the B&O tax is retrogressive and if a man or a business is required to pay an income tax and a B&O tax both that he should be able to get redressed from the B&O. That is what I am saying and no more.”

Senator McCutcheon: “And when you say redressed, you mean money paid back to them?”

Senator Durkan: “Yes, exactly that. I mean credit.”

Senator McCutcheon: “That is exactly what I thought you meant.”

Further debate ensued.

Senator Durkan demanded a roll call and the demand was sustained by Senators Sandison, McDougall, Metcalf, Ridder, McCormack, Lewis (Brian), Bailey, Henry and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan lost and the amendment was not adopted by the following vote: Yeas, 18; nays, 28; excused, 3.

Voting yea: Senators Canfield, Cooney, Day, Donohue, Durkan, Guess, Henry, Lewis (Brian), Mardesich, Matson, Peterson (Lowell), Ridder, Talley, Twigg, Uhlman, Walgren, Wilson, Woodall—18.

Voting nay: Senators Andersen, Atwood, Bailey, Connor, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Huntley, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ryder, Sandison, Stortini, Washington, Williams—28.

Excused: Senators Keefe, Newschwander, Stender—3.

SIGNED BY THE PRESIDENT

The President signed: SENATE BILL NO. 35.

Senator Dore moved adoption of the following amendment by Senators Dore and Connor:

On page 3, line 26, after “tax” and before the semicolon insert “: *PROVIDED, That a personal exemption of at least six hundred dollars shall be allowed to each taxpayer and dependent*”

Debate ensued.

The motion lost and the amendment was not adopted.

Senator Day moved adoption of the following amendment:

On page 3, line 5, strike all of the material commencing on line 5 to and including the material on page 4, line 6, and insert:

“Except as hereinafter provided and notwithstanding any other provision of this Constitution, no tax may be levied or imposed upon or measured by income. The legislature may authorize a tax upon or measured by income from whatever source derived. Income shall not be deemed property within the meaning of this Article, and a tax imposed upon or measured by income shall not be deemed an ad valorem tax. In carrying out the provisions hereof, the legislature is authorized to enact appropriate legislation which shall include the adoption by reference of all applicable federal statutes as now existing and as from time to time hereafter amended relating to the determination of taxable income for federal purposes, to impose a tax upon individuals and corporations at a rate not to exceed five percent of the taxable income of such individuals and corporations, and to delegate to such administrators as it may designate the authority to make and enforce reasonable rules and regulations subject to adequate standards for the administration of such legislation.

During the time there is imposed an income tax, the tax on retail sales and use shall not exceed four percent: PROVIDED, HOWEVER, That the legislature shall have the power by

appropriate legislation: (a) to define the term "food", "food items" and "prescription drugs", and (b) to determine a fixed sum as an equivalent to the annual total of sales tax on defined "food", "food items" and "prescription drugs", which shall either be refunded in cash to an individual not subject to income tax or allowed to an individual as a credit upon his income tax."

Debate ensued.

Senator Day demanded a roll call and the demand was sustained by Senators Holman, Guess, Metcalf, Ryder, Atwood, McDougall, Williams, Elicker, Sandison, Donohue, Bailey and Dore.

ROLL CALL

The Secretary called the roll and the motion by Senator Day lost and the amendment was not adopted by the following vote: Yeas, 16; nays, 30; excused, 3.

Voting yea: Senators Connor, Cooney, Day, Donohue, Dore, Durkan, Guess, Lewis (Brian), McCutcheon, Mardesich, Matson, Peterson (Lowell), Stortini, Talley, Twigg, Woodall—16.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Harry), McCormack, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Uhlman, Walgren, Washington, Williams, Wilson—30.

Excused: Senators Keefe, Newschwander, Stender—3.

Senator Woodall moved adoption of the following amendment:

On page 3, line 17 after "income:" insert "PROVIDED FURTHER, That the maximum rate of any income tax on individuals authorized hereby shall be five percent of taxable income;"

Debate ensued.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Woodall yield to a question? Senator, if this amendment is passed to your satisfaction, I assume then that you will be in favor of voting for the bill on final passage?"

Senator Woodall: "You have been erroneous in most of the assumptions most of your life, including this one."

Senator Woodall demanded a roll call and the demand was sustained by Senators Bailey, Greive, Donohue, Metcalf, Sandison, Talley, Guess, Twigg, Ryder and Peterson (Ted).

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall lost and the amendment was not adopted by the following vote: Yeas, 9; nays, 37; excused, 3.

Voting yea: Senators Canfield, Donohue, Guess, Huntley, McCutcheon, Matson, Talley, Twigg, Woodall—9.

Voting nay: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—37.

Excused: Senators Keefe, Newschwander, Stender—3.

On motion of Senator Greive, the rules were suspended, Engrossed House Joint Resolution No. 42 was advanced to third reading, the second reading considered the third.

MOTION

Senator Ryder moved that Engrossed House Joint Resolution No. 42, hold its place on the third reading calendar for Friday, April 25, 1969.

Debate ensued.

Senator Ryder demanded a roll call and the demand was sustained by Senators Metcalf, Sandison, Talley, Connor, Greive, Bailey, Donohue, Keefe, Lewis (Harry) and Ridder.

ROLL CALL

The Secretary called the roll and the motion by Senator Ryder lost by the following vote: Yeas, 22; nays, 25; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—22.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington—25.

Excused: Senators Keefe, Stender—2.

Debate ensued.

POINT OF INQUIRY

Senator Dore: "Would Senator Atwood yield to a question? Senator Atwood, I don't quite follow your rationale. As I understand this amendment, the people have the choice of one of three taxes. Isn't that what we want to give the people a choice?"

Senator Atwood: "That is correct, Senator Dore, but if you will look at it very closely the key is the first bill that runs this thing. If you will look at the wording on page 3, the first bill that comes out of here is the one that determines and that only has to be by a majority vote."

Senator Dore: "I know but the wording doesn't say which session, does it?"

Senator Atwood: "That is again my point. You have House Bill No. 1 bottled up in Senator McCutcheon's committee. It could be on the 1970 ballot, not on the 1969 ballot. We are talking politics now and that is what our fear is and I am duty bound to protect our people in this matter."

Senators Bailey, Greive and Sandison demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Joint Resolution No. 42 and the resolution failed to pass the Senate by the following vote: Yeas, 20; nays, 28; excused, 1.

Voting yea: Senators Bailey, Connor, Durkan, Foley, Gissberg, Greive, Henry, Herr, Holman, Knoblauch, McCormack, Mardesich, Marquardt, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington—20.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Day, Donohue, Dore, Elicker, Faulk, Guess, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Matson, Metcalf, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Talley, Twigg, Williams, Wilson, Woodall—28.

Excused: Senator Stender—1.

Engrossed House Joint Resolution No. 42, having failed to receive the constitutional two-thirds majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Ryder gave notice that he would on the next working day move to reconsider the vote by which Engrossed House Joint Resolution No. 42 failed to pass the Senate.

MOTIONS

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

At 4:40 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, April 24, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-SECOND DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, April 24, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Herr, Keefe, Stender and Washington. On motion of Senator Bailey, Senator Keefe was excused. On motion of Senator Henry, Senator Washington was excused. On motion of Senator Atwood, Senator Stender was excused.

Reverend Arthur I. Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"O Lord our God, how great Thou art! Thy thoughts are not our thoughts, neither are Thy ways our ways; for as the heavens are higher than the earth, so are Thy ways higher than our ways and Thy thoughts than our thoughts. Search us, O God, and know our hearts, try us and know our thoughts and lead us in true paths as Thou Thyself art true.

"God, make us men alert and quick Thy lofty precepts to translate until the laws of Christ become the laws and habits of the state. God, make us men of steadfast will, patient, courageous, strong and true; with vision clear and mind equipped Thy will to learn, Thy word to do. God, make us men with hearts ablaze, all truth to love, all wrong to hate; these are the patriots nations need, these are the bulwarks of the state. Send out now Thy light and truth to lead us. Through Jesus Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

April 23, 1969.

SENATE BILL NO. 279, establishing a new authority to regulate educational television (reported by Committee on Ways and Means):

MAJORITY recommendation: That Substitute Senate Bill No. 279 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Gissberg, McCormack, Marquardt, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

April 22, 1969.

SENATE BILL NO. 724, providing the 1969 highway act (reported by Committee on Highways):

MAJORITY recommendation: That Substitute Senate Bill No. 724 be substituted therefor and that the substitute bill do pass.

Signed by: Senators Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Huntley, Keefe, Knoblauch, Lewis (Brian), McDougall, Mardesich, Marquardt, Peterson (Lowell), Ridder, Talley, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 23, 1969.

HOUSE BILL NO. 710, extending state two mill levy for two years (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Dore, Faulk, Foley, Gissberg, McCormack, Mardesich, Marquardt, Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON:

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

SENATE BILL NO. 411: Authorizing the water pollution control commission to grant loans for water pollution control facilities.

Sincerely,
JOHN SHERWOOD,
Legislative Counsel.

MESSAGES FROM THE HOUSE

April 23, 1969.

Mr. President: The House has passed HOUSE JOINT MEMORIAL NO. 19, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 23, 1969.

Mr. President: The House has passed ENGROSSED HOUSE BILL NO. 382, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 23, 1969.

Mr. President: The Speaker has signed:
SENATE BILL NO. 113,
SENATE BILL NO. 311,
SENATE BILL NO. 387,
SUBSTITUTE SENATE BILL NO. 569,
SENATE BILL NO. 756,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 23, 1969.

Mr. President: The House has passed HOUSE BILL NO. 897, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 779, by Senators McCormack and Durkan:
An Act relating to property taxation.
Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 382, by Representatives Whetzel, Zimmerman and Merrill (by departmental request):

An Act relating to public assistance; and amending section 74.08.120, chapter 26, Laws of 1959 as last amended by section 1, chapter —, Laws of 1969 (ESB 228) ex. sess., and RCW 74.08.120; and adding a section to chapter 36.24 RCW.

Referred to Committee on Labor and Social Security.

HOUSE BILL NO. 897, by Representatives Bledsoe, O'Brien and Copeland:

An Act relating to the expenses and costs of the legislature including subsistence payments and expenses of members; making appropriations; and declaring an emergency.

MOTIONS

On motion of Senator Greive, the rules were suspended, House Bill No. 897 was advanced to second reading and read the second time in full.

On motion of Senator Gissberg, the Senate did not resolve itself into a Committee of the Whole for the purpose of considering House Bill No. 897.

On motion of Senator Durkan, the rules were suspended, House Bill No. 897 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Gissberg: "Would Senator Durkan yield? Senator, now twenty days I understand but I don't understand what date that takes us to."

Senator Durkan: "To midnight, May 2."

MOTION

On motion of Senator Bailey, Senator Washington was excused.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 897, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 4; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—42.

Voting nay: Senator Faulk—1.

Absent or not voting: Senators Day, Donohue, Herr, Talley—4.

Excused: Senators Stender, Washington—2.

HOUSE BILL NO. 897, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE JOINT MEMORIAL NO. 19, by Representatives Spanton, Kuehnle, Wojahn, Hatfield, Pardini, Adams, Flanagan, Kopet, Bledsoe, Morrison, Julin and McCormick:

Memorializing Congress to limit the information required in census surveys.

MOTION

Senator Woodall moved that the rules be suspended, House Joint Memorial No. 19 be read the second time in full.

Senator Gissberg objected to the motion.

POINTS OF INQUIRY

Senator Gissberg: "Senator Woodall, could we have an explanation of what this is?"

Senator Woodall: "Yes, this is a memorial that came from the House with bipartisan sponsorship by Democrats and Republicans representing all spectrums of political philosophy, merely memorializing Congress in favor of a bill presently pending there which would restrict the type of questions that can be asked you by your census taker for which

presently there are crimes for which you can go to jail if you don't answer them. It merely endorses this particular bill. It passed the House unanimously."

Senator Bailey: "Would Senator Woodall yield to a question? Senator, are there copies of this memorial on all of our desks?"

Senator Woodall: "No, it is in your bill book. It is a very short one, merely memorializes them to pass a present pending law which has sponsorship ranging from such spectrum as Catherine May to Adam Clayton Powell, 119 sponsors in Congress of this pending legislation."

PARLIAMENTARY INQUIRY

Senator Bailey: "Mr. President, we haven't advanced this memorial to second reading as yet have we?"

REPLY BY THE PRESIDENT

The President: "Not yet. That is the motion, Senator."

The motion by Senator Woodall carried and the memorial was advanced to second reading and read the second time in full.

MOTION

Senator Bailey moved that House Joint Memorial No. 19 be referred to the Committee on State Government.

Debate ensued.

The motion lost on a rising vote.

Senator Woodall moved that the rules be suspended, House Joint Memorial No. 19 be advanced to third reading, the second reading considered the third and the bill be placed on final passage.

Debate ensued.

The motion lost. House Joint Memorial No. 19 was passed to third reading.

President Pro Tempore Henry assumed the Chair.

PERSONAL PRIVILEGE

Senator Metcalf: "Point of personal privilege. It is just a minute or so after 12:15 and 12:15 is the time that the SDS has vowed to shut down the university recruiting at Lowe Hall.

"I would like to bring a couple of points just for the information of the Senate. President Odegaard has written a very fine letter and I think it was received by each of the Senators today. If you haven't read it, get it and look it over in great detail. It outlines the university policy in dealing with disruption in these incredibly difficult times and I think in this difficult, and for the university, critical hour, we should commend Dr. Odegaard for the work that he has done there but as the president of the university is charged with university discipline, I think we should understand just how it works.

"He doesn't administer it directly. In each case a specific review committee is appointed to hear that case and that review committee is composed of five people: a chairman from the law school, two faculty members, two students, one a graduate and one an undergraduate. I think it is important that we understand this. This five man group hears the case and they render the verdict and the verdict can either be no discipline at all or they can spell out the discipline. The verdict is subject to review by the dean of the university law school, not by the president, unless the verdict is one of expulsion or dismissal. Then and only then the president of the university reviews the case. Thus far this year, we have had three cases of things that we have heard about at the university. I would like to review them so we are aware of them, no recommendations or anything.

"There was a grape boycott incident in which no charges were filed or no"

POINT OF ORDER

Senator Gissberg: "Point of order. He is speaking on personal privilege. He is talking about some policy at the University of Washington which is not personal to the Senator at all. We certainly cannot use the question of personal privilege to engage in debate upon subjects that are of concern to the entire state of Washington and are not personal to the Senator. We have been, I think, disrupted on many occasions here in the Senate on this

subject. We have debated it fully, thoroughly, day after day, and I think it is time now for the President to exercise his authority as presiding officer to the end that we can move along in this session of the legislature without making political speeches under the guise of personal privilege."

Senator Metcalf: "I rose only because at this moment we have a problem there. I thought it would be of real interest to the Senate to look over what the situation is as far as what the cases are, how they are handled. If this is out of order, then I will sit down."

RULING BY THE PRESIDENT

President Pro Tempore Henry: "Senator Metcalf, the President rules that Senator Gissberg's point is well taken. I think you have made your point. The rules governing personal privilege provide for when the Senator has been impugned or has some personal motive. I understand your interest in the affairs at the university as we all have but I think at this time, I must ask you to take your seat."

SECOND READING

SENATE JOINT RESOLUTION NO. 30, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

Amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendible single rate.

MOTIONS

On motion of Senator Bailey, Senate Joint Resolution No. 30 and the pending amendment by Senator Holman were ordered to hold their place on the second reading calendar for Friday, April 25, 1969.

On motion of Senator Bailey, Senator Herr was excused.

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman H.), Clarke (George W.) and Heavey:

Establishing a court of appeals.

The Senate resumed consideration of Engrossed House Bill No. 183 and the committee amendments as read on April 11, 1969.

Senator Twigg moved adoption of the following amendments to the committee amendments:

On page 1, section 2, line 20 before "of" strike "each" and insert "two"

On page 1, line 20, after "Seattle" insert "and one of which shall be headquartered in Spokane"

Debate ensued.

Senator Twigg demanded a roll call and the demand was sustained by Senators Sandison, Newschwander, Faulk, Day, Greive, Guess, Lewis (Brian), Marquardt and Lewis (Harry).

ROLL CALL

The Secretary called the roll and the motion by Senator Twigg carried and the amendments to the committee amendments were adopted by the following vote: Yeas, 38; nays, 6; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Williams, Wilson—38.

Voting nay: Senators Atwood, Holman, McCormack, Peterson (Ted), Ridder, Uhlman—6.

Absent or not voting: Senators Mardesich, Woodall—2.

Excused: Senators Herr, Stender, Washington—3.

Senator Faulk moved adoption of the following amendment by Senators Faulk, Newschwander, McCutcheon, Stortini and Knoblauch:

Amend the Judiciary Committee amendment on page 1, section 2, line 20, before "of"

strike "two" and insert "one", and on line 20 after "Seattle" insert "one of which shall be headquartered in Tacoma"

Debate ensued.

Senator Newschwander demanded a roll call and the demand was sustained by Senators Faulk, Metcalf, Lewis (Harry), Matson, Donohue, Uhlman, Knoblauch, Peterson (Lowell), Elicker and Walgren.

ROLL CALL

The Secretary called the roll and the motion by Senator Faulk carried and the amendment to the committee amendment was adopted by the following vote: Yeas, 31; nays, 13; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Sandison, Stortini, Talley, Twigg, Walgren, Williams, Wilson—31.

Voting nay: Senators Atwood, Connor, Dore, Durkan, Foley, Gissberg, Greive, Lewis (Brian), Lewis (Harry), Mardesich, Peterson (Ted), Ridder, Uhlman—13.

Absent or not voting: Senators Ryder, Woodall—2.

Excused: Senators Herr, Stender, Washington—3.

MOTION

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

MESSAGES FROM THE HOUSE

April 24, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 897, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 24, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 314,

HOUSE BILL NO. 381,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 24, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 35, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:

HOUSE BILL NO. 314,

HOUSE BILL NO. 381,

HOUSE BILL NO. 897.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 2:15 p.m.

SECOND READING

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman), Clarke (George) and Heavey:

Establishing a court of appeals.

The Senate resumed consideration of Engrossed House Bill No. 183 and the pending committee amendments.

Senator Dore moved adoption of the following amendment by Senators Dore and Greive:

On page 4, section 7, line 23 of the Judiciary Committee amendments, after "Sec. 7." strike all the material to and including the word "personnel" on line 33 and insert "At the general election to be held in November, 1969 there shall be elected from each district the number of judges provided for in section 2 of this act, who shall hold office until the second Monday in January, 1971"

Debate ensued.

POINT OF ORDER

Senator Woodall: "Point of order. I thought this amendment had to do with whether they got appointed right away and got into business or whether they got held up until 1970. I suggest reading excerpts of somebody else's speech back in 1937 is clearly out of order. It has nothing to do with the amendment before us."

Senator Guess: "Point of order. I don't believe Senator Dore is talking on the point. It has nothing to do with the election of the judges and besides there is no general election in 1969 so I don't know what Senator Dore's problem is."

RULING BY THE PRESIDENT

President Pro Tempore Henry: "Senator Dore, will you please confine your remarks to the amendment."

Further debate ensued.

MOTION

Senator Uhlman moved that the amendment by Senators Dore and Greive be laid upon the table.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Greive, Connor, Pritchard, Donohue, Twigg, Guess, Gissberg, Dore, Stortini and Huntley.

ROLL CALL

The Secretary called the roll and the motion by Senator Uhlman carried and the amendment by Senators Dore and Greive was laid upon the table by the following vote: Yeas, 28; nays, 15; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Talley, Twigg, Uhlman, Walgren, Williams, Woodall—28.

Voting nay: Senators Connor, Day, Donohue, Dore, Greive, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Ridder, Sandison, Stortini, Wilson—15.

Absent or not voting: Senators Cooney, Durkan, Metcalf—3.

Excused: Senators Herr, Stender, Washington—3.

Senator Mardesich moved adoption of the following amendment to the Judiciary Committee amendment:

On page 5, line 11 of the amendment, after "election" and before the period insert "PROVIDED, HOWEVER, That if the governor shall make appointments to the appellate court from membership of the superior court, the governor shall, in making appointments filling vacancies created in the superior courts by such action, take into consideration such factors as: Personal character; intellect; ability; diversity of background of experience in the practice of the law; diversity of political philosophy; diversity of educational experience; and diversity of affiliation with social and economic groups, for the purpose of maintaining a balanced superior court with the highest quality of personnel."

POINTS OF INQUIRY

Senator Lewis (Harry): "Would Senator Mardesich yield to a question? Senator, I noticed you have covered a broad category of items that you felt were important wherein the Governor should not discriminate against people and should include certain characteristics but you failed to mention the sex of the person that we are selecting. Is there any reason why you inadvertently or did you inadvertently leave that out?"

Senator Mardesich: "I can assure you, Senator Lewis, that on my part it was purely inadvertent. Had I given it any thought I certainly would have included the ladies. I always have tried to. However, all I was doing was extracting the language of the bill as it pertains to appellate court and applying it to the new appointments on a superior court."

Senator Holman: "Would Senator Mardesich yield? Senator, I don't have your amendment before me but as I understand it, it is limited in its application to filling vacancies of superior court judges who might be elevated to the new bench, is that correct?"

Senator Mardesich: "That is correct. It follows the last word in section 7 so it applies to that particular section where the appointment qualifications are set up."

Senator Holman: "While I think the idea is fine, the Governor has to make appointments to fill vacancies on superior court benches. He does several of them each year. Do we, by implication here, mean that when he is filling a vacancy on the superior court bench caused by a death or resignation that in that case he should not consider these things? That is what worried me about further tampering with the amendment. I think your idea is all right but I think then you raise some questions if you limit it to that kind of a vacancy."

Senator Mardesich: "Senator Holman, I thought of that and was going to put this proviso in another spot in the bill and then decided that it should not be because in the ordinary circumstances where you get a vacancy in a superior court, those things don't happen in gross numbers. They come along on rare occasions and the law already provides that after the appointment, that man will have to run at the next general election so that there would be very little concern with that situation. That is why I drew it specifically to apply to the vacancies created should the Governor decide to take twelve members of the superior court and elevate them to the appellate court."

Senator Mardesich: "Would Senator Holman now yield? Senator, I wonder, since I have heard nothing by way of comments as to this requirement as to the appellate court, why you haven't considered amending this out of the appellate court for the same reasons?"

Senator Holman: "Senator, I thought of that too. We are always having these second thoughts. It seemed to me here we were starting a brand new system and in that connection I think the people would be interested in knowing what it is the Governor is going to go by in filling out the positions of a brand new system."

"I recall last session in the community college setup which was going to be a brand new system, we carefully spelled out certain criteria we thought he should take into consideration so I didn't have any objection at all to putting this in the bill with respect to the appellate court. I really have no objection to your amendment except that I think that it is unnecessary and raises problems which I would just as soon not see raised."

Further debate ensued.

Senators Ryder, Bailey and Greive demanded the previous question and the demand was sustained.

The motion carried and the amendment by Senator Mardesich to the committee amendment was adopted.

Senator Walgren moved adoption of the following amendment by Senators Walgren and Elicker to the Judiciary Committee amendment:

On page 1, section 2, line 23 after "King" strike "county" and insert "Kitsap counties"
On page 1, section 2, line 24, strike "four" and insert "five" and after the semicolon add the following: "one of whom shall be selected from Kitsap county."

Debate ensued.

Senators Ryder, Greive and Ridder demanded the previous question and the demand was sustained.

Senator Walgren demanded a roll call and the demand was sustained by Senators Faulk, Greive, Dore, Metcalf, Elicker, Ryder, Twigg, Ridder and Williams.

ROLL CALL

The Secretary called the roll and the amendment by Senators Walgren and Elicker was not adopted by the following vote: Yeas, 14; nays, 23; absent or not voting, 9; excused, 3.

Voting yea: Senators Dore, Durkan, Elicker, Faulk, Greive, Holman, Knoblauch, Mardesich, Marquardt, Matson, Peterson (Lowell), Stortini, Twigg, Walgren—14.

Voting nay: Senators Andersen, Atwood, Canfield, Cooney, Day, Foley, Guess, Henry, Huntley, Keefe, Lewis (Brian), McDougall, Metcalf, Newschwander, Odegard, Pritchard, Ridder, Ryder, Sandison, Uhlman, Williams, Wilson, Woodall—23.

Absent or not voting: Senators Bailey, Connor, Donohue, Gissberg, Lewis (Harry), McCormack, McCutcheon, Peterson (Ted), Talley—9.

Excused: Senators Herr, Stender, Washington—3.

Senator Dore moved adoption of the following amendment by Senators Dore and Greive:

Amend the Senate amendment by the Judiciary Committee as follows:

On page 4, section 7, line 33 after "at the" and before "there shall" on page 5, line 1 strike "general election to be held in November, 1970," and insert "first state general and/or special election to be held after the effective date of this act."

On page 5, section 7, line 8 before the period after "elected and qualified" insert "PROVIDED, That if the judges are elected at a special election, the judges in the first group shall serve the period until the date of the next state general election and two years thereafter; the judges in the second group shall serve for the period until the date of the next state general election and four years thereafter; and the judges in the third group shall serve for the period until the next state general election and six years thereafter"

Debate ensued.

MOTION

Senator Woodall moved that the amendments by Senators Dore and Greive be laid upon the table.

Further debate ensued.

The motion by Senator Woodall carried and the amendments by Senators Dore and Greive were laid upon the table.

Senator Talley moved adoption of the following amendment to the Judiciary Committee amendment:

On page 4, section 4, line 5, after the comma following "Richland" and before the period, strike "and Walla Walla" and insert "Walla Walla, and any county seat within the state"

Debate ensued.

The motion lost on a rising vote and the amendment was not adopted.

MOTION

Senator Ryder moved that the Senate return to the sixth order of business.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Ryder yield to a question? Senator, for what purpose are we leaving consideration of this bill after we are almost through with it?"

Senator Ryder: "Well, I am beginning to get a little worried. I have a reconsideration motion to make. I have to make it today before we adjourn. I would like to make it now and then you can go on and finish the bill under consideration. I was thinking from minute to minute that you were almost finished with this bill but apparently it is going on for quite awhile."

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Ryder moved that the Senate do now reconsider the vote by which Engrossed House Joint Resolution No. 42 failed to pass the Senate.

MOTION

At 3:50 p.m., on motion of Senator Greive the Senate recessed until 4:45 p.m.

SECOND AFTERNOON SESSION

President Pro Tempore Henry called the Senate to order at 4:45 p.m.

POINTS OF INQUIRY

Senator Greive: "Would Senator Ryder yield to a question? Senator, if this is reconsidered, would you consider the possibility of putting it over to second reading so that if there are some amendments they will still be viable?"

Senator Ryder: "Yes, I would with the understanding, Senator Greive, that the amendments be presented also to the Republican caucus so that each of us has a chance to look them over and to make any decision which we might want to make and whether or not they should be adopted and that the bill be held on second reading until the bill that is now in the Committee on Ways and Means, House Bill No. 582, is worked."

Senator Greive: "What you are saying, Senator, is that you merely want the hearings conducted in the committee and you want the committee to consider, things of that sort, isn't that what you are saying? You are not talking about passing the bill first, are you?"

Senator Ryder: "I would like to have the bill out of committee. Not necessarily passed but out of committee."

Senator Woodall: "Would Senator Bailey yield to a question? Senator, I am quite surprised. Yesterday we were told we couldn't dare consider an amendment to this sacred passage because it was so delicate they would shatter and fall apart and we must keep it clean at all costs and vote all amendments that anyone offers because of the dire things the House would do should one amendment be placed on it. Now, has the House had a change of heart? Do you have information that the Senate can now assert itself as an equal branch and the Senate can now put amendments on without throwing the House into shatters?"

Senator Bailey: "Senator Woodall, I didn't say that yesterday. Somebody else said it. I haven't consulted with the House. I have consulted with the Democratic caucus in the Senate. I have consulted with the Republican caucus in the Senate to the extent of their leadership and we are acting on our own independently as you desired yesterday."

Senator Atwood: "Would Senator Bailey yield? Senator, some of us are a little concerned about the statements on the bill. We agree on your position on rolling it back to second reading but I want a little more assurance on the bill. We are not insisting that it go first but we would like to see it on the calendar before we get in a position of doing what we have to do. I thought the assurance was that it would be out here on the calendar with the resolution."

Senator Bailey: "Senator Atwood, that was never our assurance. I don't recall even having talked to you about the bill in that light but Senator McCormack has assured us the bill will come out of committee. Several of us want to vote on the bill and several of us are going to ask for it and also I think the Democratic caucus, unless the majority of the caucus votes against bringing it out which I am confident they will not, I am speaking only for myself, not for the caucus. I think you have every assurance that this bill stands as good a chance as any bill has in the legislature of getting out of committee. It is being heard now. It is being analyzed and I think that this should be done. I think you having nothing to worry about in that matter."

Senator Canfield: "Would Senator Bailey yield to a question? Senator, as I understand it now what we propose to do is to vote to reconsider this measure. Is that correct? Then if we do it will be put on second reading and stay there until agreement has been reached between the caucuses. Is that correct?"

Senator Bailey: "Not necessarily, Senator Canfield. We want it on second reading for the possibility of amendment. We have no amendments right as of now and we are under no agreement as to that except that we would notify your caucus when we were going to call it up. We would have to go to our own caucus to determine when to call it up and this wouldn't preclude any member from offering any amendment they so desired."

Senator Canfield: "I understand that and I appreciate your answer. It will just be held on second reading then for amendment and further action?"

Senator Bailey: "That is our understanding."

Senator Greive: "I would just merely like to comment upon the words said by Senator Woodall. Really that question should have been directed to me because I am the one who made the statement, not Senator Bailey."

"I think that every bill in this legislature whether it be a constitutional amendment or resolution or simple or concurrent resolution or a bill has several facets to it. The first facet of course is a viable piece of legislation. The other facet is a vehicle for the purpose of amendment in the event that one House disagrees with the other."

"I think that many of us, certainly no one knows to what extent, many of us feel that maybe the bill that was voted down yesterday, the bill that we presented and we tried so desperately to keep in the exact form of the House, was defeated and now it becomes a viable piece of merchandise. A vehicle to carry either amendments or the same bill back to the House. The mere fact that we might feel that it was voted down does not mean that it wouldn't be subject to amendment. It would be subject to change and it isn't a good vehicle."

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Ryder, Sandison, Bailey, Keefe, Gissberg, McCormack, Greive, Peterson (Lowell) and Stortini.

ROLL CALL

The Secretary called the roll and the motion by Senator Ryder to reconsider the vote

by which Engrossed House Joint Resolution No. 42 failed to pass the Senate carried by the following vote: Yeas, 39; nays, 7; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Willams, Wilson—39.

Voting nay: Senators Cooney, Day, Durkan, Guess, McCutcheon, Twigg, Woodall—7.
Excused: Senators Herr, Stender, Washington—3.

MOTION

On motion of Senator Greive, Engrossed House Joint Resolution No. 42 was returned to second reading.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Gissberg moved to reconsider the vote by which the amendments by Senators Dore and Greive to the Judiciary Committee amendments to Engrossed House Bill No. 183 were laid upon the table.

MOTION

Senator Greive moved that the amendments by Senators Dore and Greive to the Judiciary Committee amendment to Engrossed House Bill No. 183 be taken from the table.

POINTS OF INQUIRY

Senator Uhlman: "Senator Gissberg, would you yield? Senator, I think it should be made clear which amendments because Senator Dore proposed a series of amendments and I think you are speaking to the following two amendments: page 4, section 7, line 33 and page 5, section 7, line 8. Am I correct?"

Senator Gissberg: "Yes, that is correct."

Senator Holman: "Would Senator Gissberg yield to further question? Senator, I notice that the second amendment says, this is Senator Dore's, that if the judges are elected at a special election then it tells what happens to their terms, etc.

"Now, a special election and a general election are different, are they not? The election next fall, if we have one pursuant to House Bill No. 1 is specifically termed a general election and the purpose of that is that if you are going to have a tax reform amendment on the ballot at that time it must be a general election because the Constitution says so. If that is a general election, how can this work to take care of the points that are trying to be made here?"

Senator Gissberg: "I might say that I can't answer that specifically although I agree somewhat with what you are saying. I had personally written the first draft of the first portion of that amendment and gave it to Senator Dore and he thereafter apparently went to bill drafting to have the second portion of it drawn. Although I agree that perhaps your comments are right with respect to the second portion of it and that is to say that if it is a general election, the second part of the amendment should also be triggered rather than limit it to a special election. The first part of the amendment is clearly all right and it may be that the second part of the amendment needs to be cleaned up but I will let Senator Dore speak to that."

Senator Dore: "Senator Holman, I spoke to you earlier about this and I went down to bill drafting. We worked this out very carefully and you will find that second amendment applies to three fixed situations if you read it carefully. One to the special election which would be the special election on the Constitution, if we had one. It would include that."

Senator Holman: "The point is you cannot have a special election to ratify an amendment to the Constitution. The Constitution itself says that an amendment must be ratified at a general election, if I read my legislative manual correctly so if we have House Bill No. 1 to pass to permit that, that becomes a general election for all purposes and then this wouldn't work."

Senator Dore: "Mr. President, if I could answer very quickly. The first group refers to a special election. The second group refers to a general election so it is either one or the other, the way the amendment is drawn. It is the next general and/or special election. That is the first amendment, the first state general and/or special election. Then down below in the second amendment, it has in the first group and the second group providing how the terms

shall be staggered. I don't think there is any problem, Senator, but if you want to hold it over, we will go down and take a look at it later. I think it is all right."

Senators Gissberg, McCutcheon and McCormack demanded the previous question and the demand was sustained.

The motion by Senator Greive carried and the amendments were taken from the table.

MOTIONS

On motion of Senator Gissberg, Engrossed House Bill No. 183 was ordered to hold its place on the second reading calendar for Friday, April 25, 1969.

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

MESSAGE FROM THE HOUSE

April 24, 1969.

Mr. President: The House refuses to recede from its amendment to SENATE CONCURRENT RESOLUTION NO. 15 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Senate Concurrent Resolution No. 15 and the House amendment thereto: Representatives Jolly, Hoggins, Clark (Newman H.). SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Guess, the Senate granted the request of the House for a conference on Senate Concurrent Resolution No. 15.

APPOINTMENT OF CONFERENCE COMMITTEE

President Pro Tempore Henry appointed as Senate members of the Conference Committee on Senate Concurrent Resolution No. 15, Senators Ridder, Guess and Day.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

At 5:15 p.m. on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, April 25, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, April 25, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Randy Hudson, Color Bearer, and Camisa Carlson, presented the Colors.

Remarks by President Cherberg.

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

REPORTS OF STANDING COMMITTEES

April 23, 1969.

SENATE BILL NO. 397, increasing benefits for industrial insurance pensioners (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended by Committee on Labor and Social Security.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Dore, Faulk, Foley, Greive, McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Ridder, Sandison, Stortini, Twigg, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

April 23, 1969.

SENATE BILL NO. 693, relating to revenue and taxation (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Gissberg, Huntley, McCormack, Mardesich, Marquardt, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

April 23, 1969.

ENGROSSED HOUSE BILL NO. 682, relating to tax credits for business firms that provide funds for improvement of impoverished areas (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Peterson (Ted), Sandison, Stortini, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 116: Limiting usury proceedings to individuals.

SENATE BILL NO. 122: Regulating the payment of detained material witnesses.

SENATE BILL NO. 123: Providing for payment of attorney's fees to a defendant attributable to the plaintiff's bringing action in a wrong county and the defendant's subsequent obtaining of a change of venue to the proper county.

SENATE BILL NO. 128: Permitting representatives of public employees to take leaves of absence to represent their employees.

SENATE BILL NO. 132: Providing penalties for possessing firearms while committing a crime.

SENATE BILL NO. 217: Providing for the licensing of landscape architects.

SENATE BILL NO. 228: Prescribing procedure for filing of public assistance claims for recovery of funeral expenses.

SUBSTITUTE SENATE BILL NO. 355: Enforcing laws by certain employees of the department of natural resources.

SENATE BILL NO. 413: Directing maintenance of a minimum of two tuberculosis hospitals or facilities.

SENATE BILL NO. 514: Authorizing Green River Gorge Park.

SENATE BILL NO. 539: Appointing registered agents for foreign nonprofit corporations.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGE FROM THE HOUSE

April 25, 1969.

Mr. President: The House has granted the request of the Senate for a conference on HOUSE BILL NO. 542, and the Senate amendment thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Brouillet, McCaffree, Murray, SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Holman moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-43

By Senators Holman, Uhlman and Pritchard:

WHEREAS, The Congress of the United States has enacted the "Federal Consumer Protection Act," which will become effective and enforceable as of July 1, 1969 in all states which have not then adopted a substantially similar act for local application; and

WHEREAS, In order to make available to the legislatures of the several states a form of legislation complying with the requirements of the federal act for adoption by the respective states prior to the effective date of such act, the National Conference of Commissioners on Uniform State Laws developed and promulgated the "Uniform Consumer Credit Code," which has been introduced in the legislature of the State of Washington as SB 369 of the 1969 session; and

WHEREAS, The people of the State of Washington at the general election of November 5, 1968 enacted chapter 2, Laws of 1969, pursuant to Initiative No. 245, placing certain maximum ceilings on interest charged under certain forms of consumer related sales, which ceilings are at variance with the ceilings which would be established by enactment of SB 369; and

WHEREAS, Several other measures relating to the regulation of consumer credit were also introduced for the consideration of the 1969 legislature; and

WHEREAS, The field of consumer credit affects all of our citizens and is of such complexity as to warrant a comprehensive interim study;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Legislative Council be authorized and directed to make a study of the field of consumer credit and to prepare a report for the members of the Legislature setting forth the results of the study and any legislation deemed necessary as a result of the study;

BE IT FURTHER RESOLVED, That the report of the Legislative Council be transmitted to the members of the Legislature prior to the next regularly scheduled session of the Legislature.

POINT OF INQUIRY

Senator Lewis (Brian): "Would Senator Holman yield to a question? Senator, I am a little bit concerned because I think this an excellent subject. We had several bills before the Committee on Commerce and Regulatory Agencies that didn't make it through that would come under the purview of this study.

"You have moved for adoption of this Senate Resolution but on line 26 you are authorizing and directing the legislative council to make a study. I thought it had been a play on the floor before but it had sort of brought out the fact that a Senate resolution on its own cannot authorize and direct a study by the legislative council. Is there a deficiency in your resolution that should be corrected to take care of that because I wouldn't want to see it ignored because the language was deficient?"

Senator Holman: "We could strike 'directed' and insert the word 'requested'. The amendment would be to strike 'authorized and directed' and put 'requested'.

With the approval of the Senate, it was so ordered.

The motion carried and the resolution was adopted.

Senators Greive, Matson and Ridder demanded a Call of the Senate.

A Call of the Senate was ordered.

On motion of Senator Greive, the Senate proceeded subject to roll call.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 474 with the following amendment:

On page 1, section 1, line 10, after "shall" strike the remainder of the paragraph and insert "be governed as to health and sanitation standards by the rules and regulations for the regulation of labor camps as promulgated by the state board of health, effective March 11, 1960."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Ridder that the Senate refuse to concur in the House amendment to Engrossed Senate Bill No. 474 and asks the House to recede therefrom.

Debate ensued.

It was moved by Senator Atwood that the Senate do concur in the House amendment to Engrossed Senate Bill No. 474.

Debate ensued.

The President stated the question before the Senate was the positive motion by Senator Atwood that the Senate do concur in the House amendment to Engrossed Senate Bill No. 474.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Stortini, Wilson, McCormack, Ridder, Cooney, Huntley, Metcalf, Matson, Marquardt, McDougall and Canfield.

POINT OF INFORMATION

Senator Ridder: "Point of information. Do we have a Call of the Senate on subject to roll call at this moment?"

REPLY BY THE PRESIDENT

The President: "A Call of the Senate was sustained."

ROLL CALL

The Secretary called the roll and the motion by Senator Atwood to concur in the House amendment carried by the following vote: Yeas, 26; nays, 23.

Voting yea: Senators Andersen, Atwood, Canfield, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Matson, Metcalf, Newschwander, Peterson (Lowell), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—26.

Voting nay: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, Mardesich, Marquardt, Odegaard, Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington—23.

Senators Woodall, Guess and Henry demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 474, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 26; nays, 23.

Voting yea: Senators Andersen, Atwood, Canfield, Day, Donohue, Elicker, Faulk, Guess, Henry, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCutcheon,

McDougall, Matson, Metcalf, Newschwander, Peterson (Lowell), Pritchard, Ryder, Twigg, Williams, Wilson, Woodall—26.

Voting nay: Senators Bailey, Connor, Cooney, Dore, Durkan, Foley, Gissberg, Greive, Herr, Knoblauch, McCormack, Mardesich, Marquardt, Odegaard, Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington—23.

ENGROSSED SENATE BILL NO. 474, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

ENGROSSED HOUSE BILL NO. 183, by Representatives Clark (Newman H.), Clarke (George W.) and Heavey:

Establishing a court of appeals.

The Senate resumed consideration of Engrossed House Bill No. 183 on second reading, and the two pending amendments by Senators Dore and Greive which were taken from the table on motion of Senator Greive.

There being no objection, Senator Dore was permitted to withdraw the two pending amendments from the Secretary's desk.

Senator Dore moved adoption of the following amendment by Senators Dore, Gissberg and Greive to the committee amendment:

On page 4, section 7, line 27 of the amendment, after "January" strike ", 1971" and insert "of the year following the first state general election following the effective date of this act." And on line 33 after "At the" strike the remainder of section 7 and insert "first state general election after the effective date of this act there shall be elected from each district the number of judges provided for in section 2 of this act. Upon taking office the judges of each division elected shall come together at the direction of the chief justice and be divided by lot into three equal groups; those of the first group shall hold office until the second Monday in January of 1973, those of the second group shall hold office until the second Monday in January of 1975, and those of the third group shall hold office until the second Monday in January of 1977, and until their successors are elected and qualified. Thereafter, judges shall be elected for the full term of six years and until their successors are elected and qualified, commencing with the second Monday in January succeeding their election."

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Holman yield to a question? Senator, you freely grant, I am sure as the very fine lawyer that you are, that the amendment provides for the election of judges, does it not?"

Senator Holman: "Yes, it does."

Senator McCutcheon: "That is the mandate of the people, isn't it, and the mandate of the Constitution?"

Senator Holman: "Senator, you are putting me under cross examination which you are very good at."

Senator McCutcheon: "I am sorry about that."

Senator Holman: "I agree entirely with what Senator Gissberg said yesterday. Certainly I believe there should be an election. The only question I am raising on this amendment is do we want to have it at the time of the normal even year election as it applies to all other judicial appointments that he might make between now and then or do we want to have a special election this fall or general election this fall on this matter. That is the only point I am making."

Senator McCutcheon: "Thank you very much and I will not proceed with any more cross examination."

Further debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Durkan, Greive, Bailey, Odegaard, Lewis (Brian), Peterson (Ted), Keefe, Connor and Henry.

ROLL CALL

The Secretary called the roll and the motion by Senator Dore carried and the amendment by Senators Dore, Gissberg and Greive to the committee amendment was adopted by the following vote: Yeas, 26; nays, 23.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Walgren, Washington, Wilson—26.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Uhlman, Williams, Woodall—23.

On motion of Senator Dore, the following amendment was adopted:

On page 3, line 33, following the committee amendment and the amendment by Senator Dore, add a new section as follows:

“NEW SECTION. Sec. 13. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.”

Senator Dore moved adoption of the following amendment to the title:

On line 2 of the title after “judges” and following the title amendment by Senator Foley insert “; and declaring an emergency with effective date”

On motion of Senator Uhlman, the committee amendments as amended were adopted. The motion by Senator Dore carried and the amendment to the title was adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed House Bill No. 183 as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Peterson (Ted): “Would Senator Uhlman yield to a question? Senator, what will the price tag be now? I have heard comments that there wouldn’t be any cost, that Tacoma is ready. Of course, the people there will have to be saddled with the costs but what is this going to amount to now in additional costs to the state of Washington for what we have done here to the bill in the Senate?”

Senator Uhlman: “Senator Peterson, I don’t think the additional cost is substantial. There will, of course, be a very minor additional cost because of the change to Tacoma but the real change is in the administration in the actual ability to administer the courts as they are diffused and as the amended version will stand. I don’t, however, believe this is critical. I don’t believe that it is insidious to the bill and I think that the bill as it now stands is a good one and one that we can all in good conscience support. I can’t tell you what the additional costs of moving the one division headquarters to Tacoma are. It would not be very much. Is your question what would be the total cost of the measure now?”

Senator Peterson (Ted): “Yes.”

Senator Uhlman: “The original bill as originally proposed was \$1.1 million. This was for nine judges. This bill now provides for twelve judges so you can extrapolate from there as to what the additional costs would be. There would be very little additional cost in terms of administration but most of it is for contractual services for obtaining the usage of court rooms for the hearings.”

Senator Peterson (Ted): “You didn’t give me the cost, Senator.”

Senator Uhlman: “I can sit down and draw it up. You can figure nine judges for \$1.1 million and add three more judges and you have the total cost. The total cost is going to be made in the omnibus bill. This million dollars is put on the bill just for the purpose of keeping it alive.”

Senator Peterson (Ted): “Mr. President, what I was getting at is that I had represented this to my constituents at one figure and we have changed the bill around so radically now that although I am going to vote for it I am hoping the House and the Governor can do something on this and straighten it out because I do not think that Tacoma is justified at all in having a court there.”

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 183, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt,

Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Voting nay: Senators Dore, Durkan, Gissberg, Greive, Peterson (Ted), Ridder—6.

ENGROSSED HOUSE BILL NO. 183, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PROTEST

I protest the passage and voted against Engrossed House Bill No. 183 because I feel that the magnitude of such measure in creating 12 new appellate court judges in the state of Washington should have been subject to an election process by the people. I am for the appellate court system and worked for such a measure when it was referred to the people and am hopeful that the bill will live up to the expectations of all the citizens of this state. However, I feel the Legislature was remiss in not requiring that such judges stand for election rather than being initially appointed by the Governor.

Signed by: Senators Martin J. Durkan, Robert Ridder.

MOTIONS

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

On motion of Senator Greive, Senators Donohue and Uhlman were excused.

PERSONAL PRIVILEGE

Senator Holman: "Point of personal privilege. Fellow Senators, just briefly, I should have made these remarks on final passage of the last bill. I think we should note here the intense cooperation that the legislature has had from a number of very dedicated groups working on this bill. I speak particularly to the citizens' committee headed by Norm Allen who sparked a campaign last fall and got the thing passed by the voters without which we wouldn't be working on the bill. They carried on continually since the election and have given us the benefit of their advice and counsel. Secondly, the supreme court itself which took a great deal of interest in this bill and I may say to you gentlemen that they cooperated to the extent of receding from a position which started out to be quite strong in resisting jurisdictional aspects of this court being spelled out in the statute. When they found that the bar of the state and the rest of the judiciary plus the members of the legislature were quite, you might say adamant, in spelling it out within the statute, they receded and worked with us to spell out the jurisdiction in a method which is satisfactory to them.

"The Seattle and King county bar association had a group of young lawyers, former law clerks, who worked on the bill. The State bar association had a very active committee working on the bill. I hope I have not left out any groups but I wanted you to know that this bill has been given very intensive consideration. The fact that it has taken us this long to work this bill to this point should not be taken as delaying at all. It has gone through many subcommittees, many hearings, and has been given more attention, I believe, than almost any bill which we have been connected and I think we should all recognize this."

MOTION

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

MESSAGE FROM THE HOUSE

April 22, 1969.

Mr. President: The House refuses to recede from its amendments to ENGROSSED SENATE BILL NO. 556 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 556 and the House amendments thereto: Representatives Lynch, Smythe, King. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate granted the request of the House for a conference on Engrossed Senate Bill No. 556.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 556, Senators Sandison, Williams and McCormack.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 24, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 85 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Day moved that the Senate do adhere to its position on Engrossed House Bill No. 85 and asks the House to concur in the Senate amendments.

PARLIAMENTARY INQUIRY

Senator Talley: "Parliamentary inquiry, Mr. President. Does Senator Day's motion have priority if I move that we recede from our position? Who has highest priority?"

REPLY BY THE PRESIDENT

The President: "The President is of the opinion, Senator Talley, that your motion would be of higher rank."

Senator Talley moved that the Senate recede from its position on Engrossed House Bill No. 85.

Senator Day demanded a roll call and the demand was sustained by Senators Odegaard, Greive, Newschwander, McDougall, Matson, Marquardt, Henry, Williams and Sandison.

ROLL CALL

The Secretary called the roll and the motion by Senator Talley lost by the following vote: Yeas, 7; nays, 37; absent or not voting, 3; excused, 2.

Voting yea: Senators Foley, Lewis (Brian), Lewis (Harry), McDougall, Newschwander, Talley, Williams—7.

Voting nay: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Wallgren, Washington, Wilson, Woodall—37.

Absent or not voting: Senators Atwood, Huntley, Mardesich—3.

Excused: Senators Donohue, Uhlman—2.

The motion by Senator Day carried.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of former State Senator Henry Foss from the old twenty-ninth district of Tacoma who served during the years of 1930-1934 and appointed a special committee consisting of Senators Knoblauch, Stortini, Faulk, Newschwander and McCutcheon to escort Senator Foss to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Senator Foss to address the Senate.

MOTION

At 12:05 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one section, Engrossed Senate Bill No. 341, entitled:

"An Act relating to intoxicating liquor."

This is the Liquor Board omnibus bill.

Section 11 of the bill provides:

Any resident of the state of Washington while outside the territorial boundaries of the state may purchase wine outside the boundaries of the state and may import such wine for his personal use and not for resale, in accordance with the provisions of this section.

There are no other "provisions" of the section governing the importation of wine, nor are there limitations on the blanket authority to import wine for personal use under section 11. Presumably, the section permits one to step across the state line and then to ship unlimited quantities of wine into the state. The only limitation is that it be for personal use, at best an elusive standard. None of the controls consistent with Washington State liquor laws would attach to wine imported under this section.

Without any controls, there is greater opportunity to move wine imported under the provisions of this section into commercial channels in contravention of the law. There is a distinct possibility of substantial revenue loss to the state.

For these reasons, I have vetoed section 11. The remainder of Engrossed Senate Bill No. 341 is approved.

Respectfully submitted,
DANIEL J. EVANS,
Governor.

On motion of Senator Walgren, the partial veto message from the Governor together with Engrossed Senate Bill No. 341 was ordered immediately transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

April 25, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SENATE CONCURRENT RESOLUTION NO. 15, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

April 25, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Senate Concurrent Resolution No. 15, directing the promulgation of certain rules and regulations respecting certain activities in the common school system, have had the same under consideration, and we report that we are unable to agree, and request the powers of Free Conference.

Signed by: Senators Guess, Day, Ridder; Representatives Hoggins, Clark (Newman H.), Jolly.

On motion of Senator Ridder, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

SIGNED BY THE PRESIDENT

The President signed: SENATE BILL NO. 474.

SECOND READING

SENATE JOINT RESOLUTION NO. 30, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

Amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendible single rate.

MOTION

On motion of Senator McCormack, Senate Joint Resolution No. 30 was ordered to hold its place on the second reading calendar for Monday, April 28, 1969.

ENGROSSED HOUSE BILL NO. 425, by Representatives Jueling, Berentson and Garrett:

Defining investment powers of first class cities' pension boards.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Engrossed House Bill No. 425 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 425, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Connor, Cooney, Herr, Keefe, Pritchard—5.

Excused: Senators Donohue, Uhlman—2.

ENGROSSED HOUSE BILL NO. 425, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT MEMORIAL NO. 15, by Senators Talley, Peterson (Ted) and Peterson (Lowell):

Requesting legislation for exclusive jurisdiction over the continental shelf fishery.

The memorial was read the second time in full.

On motion of Senator Peterson (Ted), the rules were suspended, Senate Joint Memorial No. 15 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 15, and the memorial passed the Senate by the following vote: Yeas, 42; absent or not voting, 5; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Connor, Cooney, McCormack, Pritchard, Twigg—5.

Excused: Senators Donohue, Uhlman—2.

SENATE JOINT MEMORIAL NO. 15, having received the constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 349, by Committee on State Government and Legislative Procedures:

Amending public service company laws.

The Senate resumed consideration of Substitute House Bill No. 349 on second reading and the pending committee amendments to the title.

MOTION

Senator Day moved that Substitute House Bill No. 349 hold its place on the second reading calendar for Monday, April 28, 1969.

Debate ensued.

The motion lost.

Senator Lewis (Brian) moved adoption of the following amendment:

Add 5 new sections on page 15 as follows:

Sec. 18. Section 81.80.130, chapter 14, Laws of 1961 and RCW 81.80.130 are each amended to read as follows:

The commission shall supervise and regulate every "common carrier" in this state; [make, fix, alter, and amend, just, fair, reasonable, minimum, maximum, or minimum and maximum, rates, charges, classifications, rules, and regulations for all "common carriers"], regulate the accounts, service, and safety of operations thereof; require the filing of reports and other data thereby; and supervise and regulate all "common carriers" in all other matters affecting their relationship with competing carriers of every kind and the shipping and general public [: PROVIDED, The commission may by order approve rates filed by common carriers in respect to certain designated commodities and services when, in the opinion of the commission, it is impractical for the commission to make, fix, or prescribe rates covering such commodities and services].

Sec. 19. Section 81.80.140, chapter 14, Laws of 1961 and RCW 81.80.140 are each amended to read as follows:

The commission is hereby vested with power and authority, and it is hereby made its duty, to supervise and regulate every "contract carrier" in this state; [to fix, alter and amend, just, fair and reasonable classifications, rules and regulations and] to regulate minimum rates and charges of each such "contract carrier"; to regulate the accounts, service and safety of operations thereof; and require the filing of reports and of other data thereby; and to supervise and regulate such "contract carriers" in all other matters affecting their relationship with both the shipping and the general public.

NEW SECTION. Sec. 20. There is added to chapter 14, Laws of 1961 and to chapter 81.80 RCW a new section to read as follows:

Common carriers shall publish, file and post tariffs in accordance with the provisions of chapter 81.28 RCW and all common and contract carriers shall be subject to all other provisions of this title to the full extent that such provisions are not inconsistent with the provisions of this 1969 amendatory act.

NEW SECTION. Sec. 21. There is added to chapter 14, Laws of 1961 and to chapter 81.80 RCW a new section to read as follows:

All unused funds remaining to the credit of the state tariff account in the public service revolving fund on the effective date of this 1969 amendatory act shall revert to the miscellaneous revenue account in said revolving fund.

NEW SECTION. Sec. 22. Section 81.80.150, chapter 14, Laws of 1961 and RCW 81.80.150 are each repealed.

Debate ensued.

POINTS OF INQUIRY

Senator Woodall: "Would Senator Greive yield to a question? Senator, you said that if this amendment were to be adopted it might make a lot of law suits?"

Senator Greive: "Yes."

Senator Woodall: "What is wrong with that?"

Senator Greive: "The problem is that I don't participate in that kind of law."

Further debate ensued.

The motion lost and the amendment was not adopted.

POINT OF INQUIRY

Senator Andersen: "Would Senator Mardesich yield to a question? Senator Mardesich, the amendment offered by Senator Lewis (Brian) and myself which was in effect a matter of putting Senate Bill No. 324 on to this bill. During the course of debate you read from a letter from Mr. Timm, the chairman of the public utilities commission. I wonder if you would be kind enough to read that last paragraph. I don't believe I caught quite all of it. I believe we are still on that order of business and I would like to have this in the record."

Senator Greive: "I object. I suggest that copies be made and distributed any way they want but there is nothing before the Senate at this time."

Senator Andersen: "The Chair has announced the vote. There was a letter from the chairman of the public utilities commission read during the course of debate. Because questions and answers are entered in the journal, I have taken the liberty of asking Senator Mardesich to read the last paragraph of that letter again because I do believe it bears on this particular subject. It is very short."

Senator Mardesich: "The last paragraph reads: 'I respectfully urge you to include these two items in the interim committee study'."

Senator Andersen: "Senator Mardesich, this related to the matters of the freight rate problem that should have been debated in connection with this amendment. Is that correct?"

Senator Mardesich: "Higher in the body of the letter it refers to Senate Bill No. 324 and Senate Bill No. 347."

Senator Andersen: "Senator Mardesich, do I understand also from the statement that you made during the course of debate that as chairman of the Senate standing committee on Commerce and Regulatory Agencies that had the hearing on Senate Bill No. 324 that you are suggesting or recommending that this matter be made the subject of an interim legislative study during the interim between this and the next legislative session?"

Senator Mardesich: "If such a committee should be formed whether or not the Senate directs such a study and if I happen to be chairman of such a committee which certainly I am not in a position to assume but if I should happen to be, such a study would take place."

Senator Andersen: "Thank you."

On motion of Senator Mardesich, the committee amendments to the title were adopted.

On motion of Senator Mardesich, the rules were suspended, Substitute House Bill No. 349, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Andersen, Senator Huntley was excused.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 349, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Connor, Gissberg—2.

Excused: Senators Donohue, Huntley, Uhlman—3.

SUBSTITUTE HOUSE BILL NO. 349, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 828, by Committee on State Government and Legislative Procedures:

Providing for state-wide data processing.

REPORT OF STANDING COMMITTEE

April 9, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 828, providing for state-wide data processing (reported by Committee on State Government):

MAJORITY recommendation: Do pass as amended.

On page 1, section 1, line 18 after "general," and before "the" add "the state treasurer,"

On page 2, section 2 after "committee:" on line 17, strike all of the matter down through "committee:]" on line 21 and insert "PROVIDED, That with respect to such powers as they directly affect the administration of the duties of an agency headed by an elective official such powers shall be exercised only after approval by a two-thirds vote of the membership of the advisory committee:"

On page 4, section 3, after "all" on line 17, strike all of the matter down to the period on line 18 and insert "state agencies including data from the state auditor concerning local government agencies"

Signed by: Senators Henry, Chairman; Day, Dore, Durkan, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

The bill was read the second time by sections.

On motion of Senator Lewis (Harry), the committee amendments to pages 1 and 2 were adopted.

On motion of Senator Atwood, the committee amendment to page 4 was adopted.

On motion of Senator Lewis (Harry), the rules were suspended, Engrossed Substitute House Bill No. 828, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 828, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Andersen, Mardesich, Marquardt, Washington—4.

Excused: Senators Donohue, Huntley, Uhlman—3.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 828, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Newschwander, Senator Lewis (Brian) was excused.

ENGROSSED HOUSE BILL NO. 257, by Representatives O'Brien, Rosellini, Perry, Chatalas, Hurley, Bagnariol, Merrill, Ceccarelli, McCormick and Heavey:

Authorizing private school students to attend public schools on a part time basis.

The Senate resumed consideration of Engrossed House Bill No. 257.

REPORT OF STANDING COMMITTEE

April 7, 1969.

ENGROSSED HOUSE BILL NO. 257, authorizing private school students to attend public schools on a part time basis (reported by Committee on Education):

MAJORITY recommendation: Do pass with the following amendments and refer to Committee on Ways and Means:

On page 3, section 2, line 11, after "PROVIDED," and before "section", strike "This" and insert "That there shall be no segregation of public and private school students by or within classes within school plants: PROVIDED FURTHER, That this"

On page 3, section 3, line 30 strike all of section 3 and insert the following:

"Sec. 3. Section 28A.41.140, chapter —, Laws of 1969 (HB 58) as amended by section 7, chapter 130, Laws of 1969 and RCW 28A.41.140 are each amended to read as follows:

To determine a "weighted student enrolled," as that term is used in this chapter a schedule shall be established by the superintendent of public instruction which shall provide

appropriate recognition of the following costs among the various types of students and districts of the state, with the equalization of educational opportunity being the primary objective:

(1) Costs attributable to staff experience and professional preparation; and

(2) Costs to state and local funds attributable to the operation of approved educational programs arising as a result of a concentration of culturally disadvantaged students, or as a result of a high degree of transient enrollment;

(3) Costs resulting from the operation of small school plants within districts: PROVIDED, That such plants are judged by the state board of education as remote and necessary;

(4) Costs differentials attributable to the operation of approved elementary and secondary programs;

(5) Costs which must be incurred to operate an approved vocational program;

(6) Costs resulting from the attendance of students who:

(a) Do not reside within the servicing school district: PROVIDED, That nothing within this provision shall be construed as affecting the reimbursement procedures in RCW 28.44.040;

(b) Reside in any home or institution devoted to providing a home for dependent or otherwise referred or entrusted children: PROVIDED, Such home or institution is exempt from taxation under the laws of the state of Washington; or

(c) Constitute at least three percent of the student enrollment within the district and who reside within the servicing district on property of either the state, its political subdivisions, or any municipal corporation.

The weighting schedule when established shall be renewed biennially by the state superintendent and shall be subject to approval, rejection or amendment by the legislature. The schedule shall be submitted for approval as a part of the state superintendent's biennial state budget. In the event the legislature rejects the weighting schedule presented, without adopting a new schedule, the schedule established for the previous biennium shall remain in effect. The enrollment of any district, before weighting, shall be the average number of full time and part time students as provided in section 2 (2) of this 1969 amendatory act, enrolled on the first school day of each month."

On page 5, section 2, line 24, after "PROVIDED," and before "section", strike "This" and insert "That there shall be no segregation of public and private school students by or within classes within school plants: PROVIDED FURTHER, That this"

In line 2 of the title after "ex. sess." and before "and RCW 28.41.140" insert "as amended by section 1, chapter 130, Laws of 1969"

In line 3 of the title after "(HB 58)" and before "and RCW 28A.41.140" insert "as amended by section 7, chapter 130, Laws of 1969"

Signed by: Senators Ridder, Chairman; Knoblauch, Marquardt, Metcalf, Odegaard, Talley, Uhlman, Washington.

April 14, 1969.

ENGROSSED HOUSE BILL NO. 257, authorizing private school students to attend public schools on a part time basis (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass without the amendments by the Education Committee.

Signed by: Senators Durkan, Chairman; Bailey, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Greive, Mardesich, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Washington, Williams, Woodall.

The bill was read the second time by sections.

On motion of Senator Dore, the amendments proposed by the Committee on Education were not adopted.

POINT OF INQUIRY

Senator Stender: "Would Senator Ridder yield to a question? Senator, you handled this bill in the education committee and there is an appropriation in the measure, is there not?"

Senator Ridder: "Yes."

Senator Stender: "What system or means was used to determine the amount of an appropriation necessary when now you have no idea how many of these students there may be. How could they possibly come up with any number to use as far as appropriating money for this purpose. Would they have any idea ahead of time at all of how many students are involved, if any?"

Senator Ridder: "I think under this situation it is about a ball park guess. We have a general idea of how widespread the desire is but nothing finite so actually it is just a ball park guess. This will get the program started and I believe up to the point that it utilizes those funds and that is about as far as it will go."

Senator Stender: "I have another question, if I may. In the Constitution of this state, the provision is made that education be equal, uniform and equal. Now, if we are going in this with just a partial amount of money and you find that there is not enough money to take care of all the students that may apply, under the definitions set out here, aren't we in conflict with the Constitution of the state. You might say, refusing admission to some because of lack of finances along the way?"

Senator Ridder: "I can't see actually where this would be true. If we were going to fulfill the Constitution in this way under any program such as this it would take millions of dollars. I don't think it is being asked for in this widespread nature. It is just being asked for in certain districts. By the way, this is going on right now in some districts in the state. In the Colton district is being used, without funds."

Senator Stender: "Thank you and I have one more question and perhaps you may be able to help me. On page 2 and also on page 5 we refer to a part-time student. We have a full time student who is a full time student under the definition (a) and then we go down to (d) and we have a part-time student and it says it shall mean and include any student enrolled in a course of instruction in a private or private sectarian school and taking courses at a public school. I am trying to rationalize as to how the school board and those people are going to determine enrollments when part-time and full time students are both involved under the definition?"

Senator Ridder: "We do have this program in a sense with our interdistrict cooperation. A student now is given a certain weighting depending on how long he attends school. If he attends school the whole day he is given a weighting of 1 or 1.4. If he is a junior high or high school student, or in cases of kindergartener who attends school only half a day, he is given a weighting of .5. I think this part-time student would be given a weighting or the parochial school student in the same guise. I would presume that it would be given in some ratio to the day that he fulfills or the part of the day that he fulfills in that school so he would be taking one part out of six or two parts out of six or such and the weighting would be constituted on that basis. It is purely mechanical."

Senator Stender: "But when we are talking about the private school students, we are talking about enrolled full time students in private school. The student under that definition is a full time student within a private school in the district. Now, the private schools also have the part-time students that also become eligible under this definition. This is the question. It seems to me that there is some conflict in the definition insofar as it applies to making some formula for financing this."

Senator Ridder: "This would apply to a student we will say in the parochial school who is going to come down to a public school and take, for instance, one course in physical education and so he is rated, or she as the case may be, would be rated as a part-time pupil for weighting on the public school formula."

Senator Stender: "As I read this he is already a part-time student in a private school. Now, he can't be two part-time students. He would be a part-time student in a private school and a part-time student in a public school. He is not a full time student anywhere then."

Senator Ridder: "As I understand this definition, it is alluding to the fact that he would be a part-time student in the public school program and this is why they included this part-time student business."

Senator Stender: "It isn't written that way, however."

Senator Ridder: "I understand it as that."

Senator Stender: "Thank you, Senator Ridder."

Senator Canfield: "Will Senator Ridder yield further? Senator, I think there is a little misunderstanding about this bill. What we are doing here as I understand it is simply to allow certain students from private schools to take the advantage of certain public school classes. We are not directly subsidizing any private school. We are simply allowing an educational opportunity to any child in the state who by the Constitution is entitled to an education if he seeks it. We are simply opening the door on a part-time basis to these children who are coming for this part-time education. On that basis, if I am correct, I think it is worthy to support. Are my statements correct?"

Senator Ridder: "In answer to a non-question, I think you put it very aptly and ably and I think that it is far better to allow these classes on a part-time basis than eventually having to close the parochial schools and accept them on full days."

On motion of Senator Dore, the rules were suspended, Engrossed House Bill No. 257, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Dore yield to a question? Senator, perhaps I misunderstood you. I know you are on the budget conference committee but did you say there is no appropriation in this bill?"

Senator Dore: "No."

Senator Canfield: "There is no appropriation?"

Senator Dore: "The idea is that the superintendent will fund it out of his overall appropriations studying the weighting formula in it. I understood there was a five hundred dollar appropriation earlier but I went through the bill and I couldn't find it, Senator."

Senator Canfield: "Section 5 says '500,000'."

Senator Dore: "I don't have the engrossed bill. I was told that but the idea is that this is earmarked five hundred dollars out of the superintendent's budget. Is that correct?"

Senator Canfield: "Not five hundred dollars, \$500,000."

Senator Dore: "Excuse me. \$500,000 is in, I guess I have the white bill."

Senator Canfield: "Will you please check the blue bill?"

Senator Dore: "I knew it was in there and I wasn't sure it was in the general appropriation bill or not but that is limited. The way it reads is the \$500,000 shall be out of the superintendent's budget and he shall use up to that maximum amount in order to establish a weighting formula under this new concept which is not possible in Yakima. In other words if he has X number of part-time students then the superintendent will give a greater weighting factor in the allocation of state funds to the Yakima School District No. 7."

Senator Atwood: "In answer to your question, Senator Canfield, that is contained in the omnibus budget bill which is referred to in section 5. That \$500,000 comes from the apportionment to the superintendent of public instruction. I might say that in the next biennium, however, we are talking about a considerable sum but as I see it with the private schools being in serious trouble all over the state, this is one way to phase them into the public school programs because I think we are going to have to face up to this in the future rather than have them all dumped on us in one fell swoop."

Senator Canfield: "I raise the point again with Senator Atwood's explanation which is correct, still there is an amount of \$500,000 for the program which is in the budget."

Senator Stender: "Would Senator Atwood yield? Senator, the question that I originally asked Senator Ridder and Senator Dore alluded to in his remarks was not in regard as to whether the question of this program would be constitutional but was a question that the amount of money that seems to be appropriated might be inadequate to take care of all the students that might desire to enroll and the question of whether any student under the definitions in this bill could be denied enrollment under the act if this is passed."

Senator Atwood: "I am not too sure that I follow you. I don't think you could deny anybody the right. The fact that we have limited the money and I would suspect that if it becomes apparent that the use of this program is going to exceed the amount of dollars within the apportionment formula that the superintendent will look to his emergency fund of which he has over \$1 million in which to further fund the program. I don't think we can deny these children an equal educational opportunity as long as they are availing themselves of the public schools."

Senator Stender: "That is my point, Senator, that under the Constitution it provides that all children regardless of race, creed or color shall be guaranteed the right to an education. That is why I bring up the question of whether the limited knowledge that we have at this time as to the amount of students that will in fact apply for enrollment versus the amount of money we are appropriating for this particular act where the school system might be overloaded with applicants and no money to produce teachers and other education materials. This is my question."

Senator Atwood: "I think you are probably right but there is no way of knowing at this time because there are just no available statistics on it. By next session of the legislature, we will be able to tell with some degree of certainty the people who are going to avail themselves of this program."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 257, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 6; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Guess, Mardesich, Peterson (Ted), Pritchard, Talley, Walgren—6.

Excused: Senators Donohue, Huntley, Lewis (Brian), Uhlman—4.

ENGROSSED HOUSE BILL NO. 257, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, the Committee on Ways and Means—Revenue and Taxation was granted the use of the Senate Chambers for a public hearing on tax reform, Monday, April 28, 1969 at 2:00 p.m.

At 3:45 p.m., on motion of Senator Greive, the Senate adjourned until 9:00 a.m., Saturday, April 26, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, April 26, 1969.

The Senate was called to order at 9:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Twigg, McDougall, Newschwander, Donohue, Uhlman and Dore. On motion of Senator Woodall, Senator Twigg was excused. On motion of Senator Andersen, Senators McDougall and Newschwander were excused. On motion of Senator Stortini, Senators Donohue and Uhlman were excused. On motion of Senator Greive, Senator Dore was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Vicky Connor, presented the Colors. Dr. Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

“Eternal God our Father,

We rejoice in Thee, and in Thy constant love which brings us the recurring blessings of every day, and gives us grace to meet each day's most testing circumstance with confidence and courage.

We rejoice in Thy abiding purposes by which all things work together for ultimate good, enabling us to work with patience and perseverance toward achievement.

Look upon us with Thy compassion and help us to give ourselves according to our talents and powers to do Thy will and to the tasks before us.

Through Christ our Lord, Amen.”

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

REPORTS OF STANDING COMMITTEE

April 25, 1969.

SENATE CONCURRENT RESOLUTION NO. 6, authorizing educational cost quality study (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Day, Foley, Greive, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Twigg, Walgren, Williams, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

April 15, 1969.

HERBERT L. FRANK, to the position of member of the board of trustees of Central Washington State College, appointed by the Governor on January 24, 1969 for the term ending June 26, 1972, succeeding James D. Kendall (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, McCormack, Uhlman, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Herbert L. Frank to the position of member of the Board of Trustees of Central Washington State College be now confirmed.

The motion was carried.

APPOINTMENT OF HERBERT L. FRANK

The Secretary called the roll and the appointment of Herbert L. Frank to the position of member of the Board of Trustees of Central Washington State College was confirmed by the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Durkan, Elicker, Henry, Peterson (Lowell)—4.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

MRS. HUGH (JACKIE) MINOR, to the position of member of the board of trustees of Central Washington State College, appointed by the Governor on October 16, 1968, for the term ending September 26, 1974, succeeding Mary Ellen Davis (reported by the Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Mrs. Hugh (Jackie) Minor to the position of member of the Board of Trustees of Central Washington State College be now confirmed.

The motion carried.

APPOINTMENT OF MRS. HUGH (JACKIE) MINOR

The Secretary called the roll and the appointment of Mrs. Hugh (Jackie) Minor to the position of member of the Board of Trustees of Central Washington State College was confirmed by the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Andersen, Durkan, Elicker, Lewis (Brian), Peterson (Lowell)—5.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

MRS. FREDERICK (MARY) WILSON, JR., to the position of member of the board of trustees of Eastern Washington State College, appointed by the Governor on October 29, 1968, for the term ending March 1, 1975, succeeding Zelma Morrison (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Dore, Foley, Huntley, McCormack, Uhlman.

It was moved by Senator Sandison that the rules be suspended and the appointment of Mrs. Frederick (Mary) Wilson, Jr. to the position of member of the Board of Trustees of Eastern Washington State College be now confirmed.

The motion was carried.

APPOINTMENT OF MRS. FREDERICK (MARY) WILSON, JR.

The Secretary called the roll and the appointment of Mrs. Frederick (Mary) Wilson, Jr. to the position of member of the Board of Trustees of Eastern Washington State College was confirmed by the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Andersen, Elicker, Henry, Peterson (Lowell)—4.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

L. G. CARMODY, to the position of member of the board of trustees of Eastern Washington State College, appointed by the Governor on July 8, 1968, for the term ending August 19, 1972, succeeding Robert F. Brachtenbach (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of L. G. Carmody to the position of member of the Board of Trustees of Eastern Washington State College be now confirmed.

The motion was carried.

APPOINT OF L. G. CARMODY

The Secretary called the roll and the appointment of L. G. Carmody to the position of member of the Board of Trustees of Eastern Washington State College was confirmed by the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Andersen, Durkan, Elicker, Lewis (Brian), Peterson (Lowell)—5.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

HERBERT HADLEY, to the position of member of the Board of Trustees of The Evergreen State College, appointed by the Governor on October 15, 1968, for the term ending August 19, 1972, succeeding Roger F. Camp (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Herbert Hadley to the position of member of the Board of Trustees of The Evergreen State College be now confirmed.

The motion was carried.

APPOINTMENT OF HERBERT HADLEY

The Secretary called the roll and the appointment of Herbert Hadley to the position of member of the Board of Trustees of The Evergreen State College was confirmed by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Durkan,

Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Andersen, Metcalf—2.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

A. E. SAUNDERS, to the position of member of the board of trustees of The Evergreen State College, appointed by the Governor on August 6, 1967, for the term ending August 6, 1970 (reported by the Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of A. E. Saunders to the position of member of the Board of Trustees of The Evergreen State College be now confirmed.

The motion was carried.

APPOINTMENT OF A. E. SAUNDERS

The Secretary called the roll and the appointment of A. E. Saunders to the position of member of the Board of Trustees of The Evergreen State College was confirmed by the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Atwood, Canfield, Connor, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Andersen, Bailey, Metcalf—3.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

TRUEMAN L. SCHMIDT, to the position of member of the board of trustees of The Evergreen State College, appointed by the Governor on August 6, 1967, for the term ending August 6, 1969 (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, McCormack, Uhlman, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Trueman L. Schmidt to the position of member of the Board of Trustees of The Evergreen State College be now confirmed.

The motion was carried.

APPOINTMENT OF TRUEMAN L. SCHMIDT

The Secretary called the roll and the appointment of Trueman L. Schmidt to the position of member of the Board of Trustees of The Evergreen State College was confirmed by the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Atwood, Canfield, Connor, Cooney, Day, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Andersen, Bailey, Durkan, McCormack, Talley—5.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

MRS. NEAL (JANET) TOURTELLOTTE, to the position of member of the board of trustees of The Evergreen State College appointed by the Governor on September 12, 1967,

for the term ending August 6, 1971 (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Mrs. Neal (Janet) Tourtellotte to the position of member of the Board of Trustees of The Evergreen State College be now confirmed.

The motion was carried.

APPOINTMENT OF MRS. NEAL (JANET) TOURTELLOTTE

The Secretary called the roll and the appointment of Mrs. Neal (Janet) Tourtellotte to the position of member of the Board of Trustees of The Evergreen State College was confirmed by the Senate by the following vote: Yeas, 37; absent or not voting, 6; excused, 6.

Voting yea: Senators Andersen, Connor, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—37.

Absent or not voting: Senators Atwood, Bailey, Henry, McCutcheon, Matson, Talley—6.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

February 20, 1969.

LEONARD NORD, to the position of Director of the Department of Personnel, appointed by the Governor on June 1, 1967, for the term ending at the Governor's pleasure, succeeding Pen Robe (reported by the Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Lewis (Harry), that the rules be suspended and the appointment of Leonard Nord to the position of director of the Department of Personnel be now confirmed.

The motion was carried.

APPOINTMENT OF LEONARD NORD

The Secretary called the roll and the appointment of Leonard Nord to the position of director of Department of Personnel was confirmed by the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Canfield, Connor, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Atwood, Bailey, Henry, Ridder—4.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

MOTION

On motion of Senator Greive, the Senate immediately considered Senate Bill No. 274.

SECOND READING

SENATE BILL NO. 274, by Senators Dore, Herr, Uhlman, Stortini and Connor: Increasing pensions of widows of firemen and policemen.

MOTION

On motion of Senator Woodall, Substitute Senate Bill No. 274 was substituted for Senate Bill No. 274 and the substitute bill was placed on second reading and read the second time by sections.

On motion of Senator Woodall, Substitute Senate Bill No. 274 was ordered to hold its place on the second reading calendar for Tuesday, April 29, 1969.

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

GUBERNATORIAL APPOINTMENTS

February 20, 1969.

LOU HASHMAN, to the position of member of the State Personnel Board, reappointed by the Governor on February 12, 1969, for the term ending January 4, 1973, succeeding Chester Ramage (reported by the Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

It was moved by Senator Greive that the rules be suspended and the reappointment of Lou Hashman to the position of member of the State Personnel Board be now confirmed.

The motion was carried.

REAPPOINTMENT OF LOU HASHMAN

The Secretary called the roll and the reappointment of Lou Hashman to the position of member of the State Personnel Board was confirmed by the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Bailey, Day, Henry, McCutcheon, Stender—5.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

February 27, 1969.

CLAUDE EDGREN, to the position of member of the Pharmacy Board appointed by the Governor on January 19, 1969, for the term ending January 18, 1973, succeeding himself, (reported by the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

Recommends that said appointment be confirmed.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

It was moved by Senator Lewis (Harry) that the rules be suspended and the appointment of Claude Edgren to the position of member of the Pharmacy Board be now confirmed.

The motion was carried.

APPOINTMENT OF CLAUDE EDGREN

The Secretary called the roll and the appointment of Claude Edgren to the position of member of the Pharmacy Board was confirmed by the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Bailey, Connor, Henry, McCutcheon, Peterson (Lowell)—5.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

March 19, 1969.

DR. RICHARD H. SLAVIN, to the position of Director of the State Planning and Community Affairs Agency, appointed by the Governor on October 16, 1967, for the term ending at the Governor's pleasure (reported by the Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Henry, Chairman; Walgren, Vice Chairman; Atwood, Day, Dore, Lewis (Harry), Marquardt, Newschwander.

It was moved by Senator Greive that the rules be suspended and the appointment of Dr. Richard H. Slavin to the position of Director of the State Planning and Community Affairs Agency be now confirmed.

The motion was carried.

APPOINTMENT OF DR. RICHARD H. SLAVIN

The Secretary called the roll and the appointment of Dr. Richard H. Slavin to the position of Director of the State Planning and Community Affairs Agency was confirmed by the Senate by the following vote: Yeas, 38; nays 2; absent or not voting, 3; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Andersen, McCutcheon—2.

Absent or not voting: Senators Knoblauch, Matson, Peterson (Lowell)—3.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

February 28, 1969.

J. JOY WILLIAMS, to the position of member of the Tax Board of Appeals, appointed by the Governor on July 1, 1967, for the term ending March 1, 1971, (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Dore, Faulk, Foley, Guess, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Sandison, Twigg, Walgren, Wilson.

It was moved by Senator Lewis (Harry), that the rules be suspended and the appointment of J. Joy Williams to the position of member of the Tax Board of Appeals be now confirmed.

The motion was carried.

APPOINTMENT OF J. JOY WILLIAMS

The Secretary called the roll and the appointment of J. Joy Williams to the position of member of the Tax Board of Appeals was confirmed by the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Connor, Henry, Peterson (Lowell), Talley—4.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

February 28, 1969.

DR. DONALD H. WEBSTER, to the position of member of the Tax Board of Appeals, appointed by the Governor on July 1, 1967, for the term ending March 1, 1973 (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Faulk, Foley, Guess, Huntley, Marquardt, Metcalf, Newschwander, Odegaard, Stortini, Twigg, Walgren, Washington, Wilson.

It was moved by Senator Lewis (Harry) that the rules be suspended and the

appointment of Dr. Donald H. Webster to the position of member of the Tax Board of Appeals be now confirmed.

The motion was carried.

APPOINTMENT OF DR. DONALD H. WEBSTER

The Secretary called the roll and the appointment of Dr. Donald H. Webster to the position of member of the Tax Board of Appeals was confirmed by the Senate by the following vote: Yeas, 39; absent or not voting, 4; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson—39.

Absent or not voting: Senators Henry, Peterson (Lowell), Talley, Woodall—4.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

February 28, 1969.

G. MERTON DICK, to the position of member of the Tax Board of Appeals, appointed by the Governor on July 1, 1967, for the term ending March 1, 1969 (reported by the Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Connor, Dore, Faulk, Foley, Guess, Huntley, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Sandison, Stortini, Twigg, Walgren, Wilson.

It was moved by Senator Lewis (Harry) that the rules be suspended and the appointment of G. Merton Dick to the position of member of the Tax Board of Appeals be now confirmed.

The motion was carried.

APPOINTMENT OF G. MERTON DICK

The Secretary called the roll and the appointment of G. Merton Dick to the position of member of the Tax Board of Appeals was confirmed by the Senate by the following vote: Yeas, 42; absent or not voting, 1; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senator Talley—1.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

March 21, 1969.

ROBERT F. PHILLIP, to the position of member of the Board of Regents of the University of Washington, appointed by the Governor on March 12, 1968, for the term ending March 11, 1974, succeeding Joseph Drumheller (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Robert F. Phillip to the position of member of the Board of Regents of the University of Washington be now confirmed.

The motion was carried.

APPOINTMENT OF ROBERT F. PHILLIP

The Secretary called the roll and the appointment of Robert F. Phillip to the position

of member of the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Day, Matson—2.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

March 21, 1969.

HAROLD S. SHEFELMAN, to the position of member of the Board of Regents of the University of Washington, appointed by the Governor on March 11, 1969, for the term ending March 10, 1975, succeeding himself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Harold S. Shefelman to the position of member of the Board of Regents of the University of Washington be now confirmed.

The motion was carried.

APPOINTMENT OF HAROLD S. SHEFELMAN

The Secretary called the roll and the appointment of Harold S. Shefelman to the position of member of the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Durkan, Matson—3.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

March 21, 1969.

DR. H. DEWAYNE KREAGER, to the position of member of the Board of Regents of Washington State University, appointed by the Governor on March 10, 1969, for the term ending March 9, 1975, succeeding himself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Dr. H. Dewayne Kreager to the position of member of the Board of Regents of Washington State University be now confirmed.

The motion was carried.

APPOINTMENT OF DR. H. DEWAYNE KREAGER

The Secretary called the roll and the appointment of Dr. H. Dewayne Kreager to the position of member of the Board of Regents of Washington State University was confirmed by the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Pritchard, Talley—3.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

March 21, 1969.

HOWARD MORGAN, to the position of member of the Board of Regents of Washington State University, appointed by the Governor on March 9, 1967, for the term ending March 9, 1973, succeeding Jack C. Cole (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Howard Morgan to the position of member of the Board of Regents of Washington State University be now confirmed.

The motion was carried.

APPOINTMENT OF HOWARD MORGAN

The Secretary called the roll and the appointment of Howard Morgan to the position of member of the Board of Regents of Washington State University was confirmed by the Senate by the following vote: Yeas, 40; absent or not voting, 3; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Lewis (Harry), Talley—3.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

March 21, 1969.

MRS. FRANCES OWEN, to the position of member of the Board of Regents of Washington State University, appointed by the Governor on March 10, 1969, for the term ending March 9, 1975, succeeding herself (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Mrs. Frances Owen to the position of member of the Board of Regents of Washington State University be now confirmed.

The motion was carried.

APPOINTMENT OF MRS. FRANCES OWEN

The Secretary called the roll and the appointment of Mrs. Frances Owen to the position of member of the Board of Regents of Washington State University was confirmed by the Senate by the following vote: Yeas, 38; absent or not voting, 5; excused, 6.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—38.

Absent or not voting: Senators Andersen, Day, Gissberg, Lewis (Harry), Pritchard—5.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

April 15, 1969.

HAROLD C. PHILBRICK, to the position of member of the Board of Trustees of Western Washington State College, appointed by the Governor on June 16, 1967, for the term ending August 11, 1971, succeeding Marshall Forrest (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Huntley, Lewis (Harry), McCormack, Uhlman, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of Harold C. Philbrick to the position of member of the Board of Trustees of Western Washington State College be now confirmed.

The motion was carried.

APPOINTMENT OF HAROLD C. PHILBRICK

The Secretary called the roll and the appointment of Harold C. Philbrick to the position of member of the Board of Trustees of Western Washington State College was confirmed by the Senate by the following vote: Yeas, 41; absent or not voting, 2; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Day, Peterson (Ted)—2.

Excused: Senators Donohue, Dore, McDougall, Newschwander, Twigg, Uhlman—6.

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I am returning herewith, without my approval as to two items, Engrossed Senate Bill No. 186 entitled,

“An Act relating to mobile homes and travel trailers.”

Section 3 of the bill establishes the Mobile Home and Travel Trailer Advisory Board consisting of seven members to be appointed by the Governor. Of the seven members, one member represents the mobile home manufacturers, one member represents the travel trailer manufacturers, one member represents the plumbing apparatus and equipment suppliers, one member represents the electrical material, equipment or appliance suppliers, one member represents the heating equipment suppliers, one member represents the general public, and one member is the chief supervisor for the mobile home and travel trailer section of the Department of Labor and Industries.

Under the terms of section 3, no rule or regulation may be amended or repealed until the advisory board has first had the opportunity to consider the amendment or repeal and to make recommendations to the director.

The group is advisory in nature and will be of assistance to the Director of Labor and Industries. In my judgment, however, it serves no useful purpose for the rule-making responsibility of the director to be limited by requiring the committee to meet on every amendment or repeal. Under the wording of the bill, inability of the board to hold a meeting, or lack of a quorum, would prevent any change in the rules. One of the chief purposes of the rule-making power is to deal with emergency conditions. In order to preserve the emergency power of the director, I have vetoed the item requiring the committee to meet on any amendment or repeal of the rules of the department. In practice, my veto will not change the role of the advisory board.

In appointing the representatives to the board, the Governor may only select from lists submitted by nonprofit organizations or associations representing individuals, corporations or associations engaged in the business classification from which such members shall be selected.

While the designation of a representative of the designated groups is acceptable, the requirement that these representatives be selected only from lists submitted by specific organizations is unduly restrictive. I have therefore vetoed in section 3 those items restricting the appointing authority.

With these exceptions, the remainder of Engrossed Senate Bill No. 186 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

MOTION

On motion of Senator Greive, Engrossed Senate Bill No. 186 together with the partial veto message of the Governor thereon was ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

April 25, 1969.

Mr. President: The House has passed HOUSE JOINT MEMORIAL NO. 20, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 780, by Senator Holman:

An Act relating to revenue and taxation; adding new chapters to chapter 15, Laws of 1961 and to Title 82 RCW; amending section 1, chapter 7, Laws of 1963 as last amended by section 4, chapter 149, Laws of 1967 ex. sess., and RCW 82.04.050; amending section 82.04.030, chapter 15, Laws of 1961 as amended by section 1, chapter 28, Laws of 1963 ex. sess., and RCW 82.04.030; amending section 82.08.020, chapter 15, Laws of 1961, as last amended by section 19, chapter 149, Laws of 1967 ex. sess., and RCW 82.08.020; amending section 82.12.020, chapter 15, Laws of 1961, as last amended by section 22, chapter 149, Laws of 1967 ex. sess., and RCW 82.12.020; amending sections 1 and 3, chapter 168, Laws of 1965 ex. sess. and sections 1 and 2, chapter 132, Laws of 1967 ex. sess., and RCW 84.36.125, 84.36.127, 84.36.128, 84.36.129; and prescribing effective dates.

Referred to Committee on Ways and Means—Revenue and Taxation.

SENATE JOINT MEMORIAL NO. 16, by Senators McDougall, Newschwander, Marquardt, Woodall and Matson:

Memorializing Congress to assume the entire funding obligation of all federal welfare programs.

Referred to Committee on Labor and Social Security.

On motion of Senator McDougall, the rules were suspended and additional sponsors permitted on Senate Joint Memorial No. 16.

HOUSE JOINT MEMORIAL NO. 20, by Representatives Berentson, Veroske and Wanamaker:

Requesting commemoration of pig war centennial.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

SENATE RESOLUTION: 1969-EX-44

By Senators Gissberg, Sandison and Lewis, (Harry):

WHEREAS, The utilization of the east half of the Legislative Building and the Public Lands Building adjacent thereto is presently shared by the Senate and certain offices of the executive branch; and

WHEREAS, The requirements of the Senate for the use of such space varies from time to time in accordance with its then current needs; and

WHEREAS, The study of legislative procedures and the improvement of the legislative process is a continuing activity; and

WHEREAS, The Senate requires the creation of a committee of senators to pursue the aforesaid matters during the legislative interim and to cooperate with the House of Representatives or a committee thereof in coordinating such activities to the mutual benefit of both Houses;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That there is hereby created the Senate facilities and operations committee hereinafter referred to as the "committee" which shall consist of two members of the majority caucus, and one member of the minority caucus, all of whom shall be appointed by the President of the Senate prior to adjournment of the 1969 extraordinary session. The committee shall establish its own rules of procedure; and

BE IT FURTHER RESOLVED, That the committee shall have the following powers and duties:

(1) The committee shall be responsible for space allocation for Senate purposes within the east half of the Legislative Building and a portion of the Public Lands Building adjacent thereto and shall have full authority to establish policy over both the administration and use of such quarters;

(2) The committee shall investigate and make recommendations to the capitol committee concerning the improvement of the obsolete electrical and heating facilities of the Legislative Building and buildings adjacent thereto;

(3) The committee shall be empowered to allocate such funds as are necessary to carry on the activities within the scope of this resolution;

(4) The committee may appoint members to advisory bodies or study programs connected with the activities of other state legislatures;

(5) The committee may examine and study the administration and procedures of the Legislature, may gather information, and make findings of fact concerning the legislative process;

(6) The committee may make reports to the members of the Senate on any area associated with legislative process and may cooperate with legislatures of other states in conducting studies which might assist the Washington State Senate in the performance of its duties and functions;

(7) The Secretary of the Senate shall be the ex officio secretary of the committee. The committee may hire such employees as are necessary to carry out the activities of the committee and may, if necessary, hire consultants to conduct special studies; and

BE IT FURTHER RESOLVED, That the committee shall cooperate with any similar committee which may be appointed by the House of Representatives concerning matters relating to legislative facilities and space allocation and may cooperate with any other committee established by the legislature or either house thereof on studies or investigations which lie within the scope of this resolution; and

BE IT FURTHER RESOLVED, That the committee may call meetings at such times and at such places as the committee may determine.

BE IT FURTHER RESOLVED, That the members of the committee shall be reimbursed as provided by RCW 44.04.120 for their expenses incurred while attending meetings of the committee or while engaged on other business connected with the activities of the committee. All expenses incurred by the committee shall be paid in the same manner as other interim Senate expenses are paid.

On motion of Senator Gissberg, the resolution was adopted.

SECOND READING

HOUSE BILL NO. 710, by Representatives Murray, Brouillet and Kiskaddon:

Extending state two mill levy for two years.

The bill was read the second time by sections.

Senator Durkan moved adoption of the following amendment:

On page 1, section 1, line 19 after "mills" and before the semicolon insert " : PROVIDED, That except to the extent that an identical shift for like purposes has become effective for any of the years in this proviso mentioned, whether as a result of the passage of Reengrossed Substitute House Bill No. 582 now pending before this extraordinary session of the forty-first legislature, or as a result of the passage of other legislation, in each of the years 1969, 1970 and 1971 the state shall levy a property tax of one mill to be distributed as collected to the county in which the property is situated and to be used exclusively by the distributee county for providing police protection and environmental control on a countywide basis; and in such years in which the state shall validly levy such property tax of one mill the levy by or for any county shall not exceed seven mills"

POINT OF INQUIRY

Senator Holman: "Would Senator Durkan yield to a question? Senator, I think I like this idea. As I understood your explanation of it and I have only read it through once, if House Bill No. 582 passes then this is null and void, is that what you said?"

Senator Durkan: "That would be the purpose of the amendment, Senator, as far as the two mill shift."

Senator Holman: "I understand. The question I am raising is that the mere passage of House Bill No. 582 doesn't really take care of it, does it, because 582, as I understand, doesn't become effective at all unless House Joint Resolution No. 42 is later adopted by the voters, if we pass that. Do I misunderstand?"

Senator Durkan: "No, you don't, Senator, and this amendment probably is susceptible of correction based upon that question."

Senator Holman: "I think maybe I see your point here and I think maybe this should be rephrased somewhat so that instead of passage of House Bill No. 582 it would be the effectiveness or something like that of 582."

MOTIONS

On motion of Senator Greive, House Bill No. 710 and the amendment by Senator Durkan was ordered placed at the beginning of the second reading calendar for Monday, April 28, 1969.

At 10:45 a.m., on motion of Senator Greive, the Senate adjourned until 12:00 noon, Monday, April 28, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-SIXTH DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Monday, April 28, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Atwood, Williams, Stender, Durkan, Gissberg, Dore, McDougall and Uhlman. There being no objection Senators Durkan and Gissberg were excused. On motion of Senator Ryder, Senators Atwood and Williams were excused. On motion of Senator Twigg, Senator Stender was excused. On motion of Senator Andersen, Senator McDougall was excused. On motion of Senator Walgren, Senator Uhlman was excused.

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

MESSAGE FROM THE HOUSE

April 22, 1969.

Mr. President: The House refuses to recede from its amendments to SUBSTITUTE SENATE BILL NO. 188 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Substitute Senate Bill No. 188 and the House amendments thereto: Representatives Harris, Bluechel, Marzano. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Greive, the Senate granted the request of the House for a conference on Substitute Senate Bill No. 188.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Substitute Senate Bill No. 188, Senators Wilson, Woodall and Stortini.

On motion of Senator Ryder, the Conference Committee appointments were confirmed.

SECOND READING

HOUSE BILL NO. 710, by Representatives Murray, Brouillet and Kiskaddon:
Extending state two mill levy for two years.

MOTION

On motion of Senator Greive, House Bill No. 710 and the pending amendment by Senator Durkan was made a special order of business immediately after lunch today.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 344, by Committee on Revenue and Taxation:

Authorizing tax refunds.

REPORT OF STANDING COMMITTEE

March 28, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 344, authorizing tax refunds (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, add a new section following section 1, as follows:

"NEW SECTION. Sec. 2. Section 2, chapter 132, Laws of 1967 ex. sess. and RCW 84.36.129 are each amended to read as follows:

For the purposes of RCW 84.36.128:

(1) The term "residence" shall mean a single family dwelling, including the lot on which the dwelling stands. *The term shall also include a single family dwelling situated upon lands the fee of which is vested in the United States or any instrumentality thereof including an Indian tribe or in the state of Washington, and notwithstanding the provisions of RCW 84.04.080, 84.04.090, or RCW 84.40.250, such a residence shall be deemed real property.*

(2) The term "preceding calendar year" shall mean the calendar year preceding the year in which the property taxes for which the exemption is claimed are due and payable.

All claims for exemption shall be made and signed by the person entitled to the exemption, by his or her attorney in fact or, in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder, either before a notary public or the county assessor or his deputy in the county where the real property is located. Any person signing a false claim shall be subject to perjury.

Claims for exemption shall be made annually and filed between February 15 and April 30 of the year in which the taxes are payable and solely upon forms as prescribed and furnished by the department of revenue."

Remember the remaining section consecutively.

In line 1 of the title after "Relating to" and before "amending" strike "refunds of ad valorem property taxes;" and insert "property taxes; amending section 2, chapter 132, Laws of 1967 ex. sess., and RCW 84.36.129;"

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Cooney, Donohue, Faulk, Foley, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Substitute House Bill No. 344, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 344, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—41.

Absent or not voting: Senator Dore—1.

Excused: Senators Atwood, Durkan, Gissberg, McDougall, Stender, Uhlman, Williams—7.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 344, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT MEMORIAL NO. 14, by Senators Canfield, Washington, Peterson (Lowell), Donohue, Wilson, McCormack, Matson and McDougall:

Memorializing Congress to enact certain legislation which will more adequately protect state granted water rights from federal uses.

The memorial was read the second time in full.

On motion of Senator Canfield, the rules were suspended, Senate Joint Memorial No. 14 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 14, and the memorial passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—41.

Absent or not voting: Senator Dore—1.

Excused: Senators Atwood, Durkan, Gissberg, McDougall, Stender, Uhlman, Williams—7.

SENATE JOINT MEMORIAL NO. 14, having received the constitutional majority, was declared passed.

SENATE CONCURRENT RESOLUTION NO. 12, by Senators Greive, Connor and Woodall:

Renewing governmental cooperation studies committee.

The resolution was read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 12 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 12, and the resolution passed the Senate by the following vote: Yeas, 41; absent or not voting, 1; excused, 7.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—41.

Absent or not voting: Senator Dore—1.

Excused: Senators Atwood, Durkan, Gissberg, McDougall, Stender, Uhlman, Williams—7.

SENATE CONCURRENT RESOLUTION NO. 12, having received the constitutional majority, was declared passed.

MOTION

On motion of Senator Henry, all bills passed this day were ordered immediately transmitted to the House.

SENATE BILL NO. 777, by Senators Gissberg, Peterson (Lowell) and Durkan:

Providing for interim study and inventory relative to rivers and streams and their shore lands and related adjacent lands.

The bill was read the second time by sections.

Senator Lewis (Brian) moved adoption of the following amendment:

On page 2, section 3, line 6, after "means" and before "one—" strike "all land within" and insert "land up to"

MOTIONS

On motion of Senator Greive, Senate Bill No. 777 and the pending amendment by Senator Lewis (Brian) was held for the second reading calendar April 29, 1969.

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

On motion of Senator Andersen, Senator Lewis (Harry) was excused.

MESSAGES FROM THE HOUSE

April 28, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 257,
HOUSE BILL NO. 425,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 28, 1969.

Mr. President: The House has passed SENATE JOINT MEMORIAL NO. 15, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
HOUSE BILL NO. 257,
HOUSE BILL NO. 425,
SENATE JOINT MEMORIAL NO. 15.

MOTIONS

On motion of Senator Greive, Engrossed House Joint Resolution No. 42 and Senate Concurrent Resolution No. 24 were placed at the end of the second reading calendar for today.

At 2:05 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the President to allow the Senate Chambers to be used for a public hearing by the Committee on Ways and Means—Revenue and Taxation.

SECOND AFTERNOON SESSION

The Senate was called to order at 5:30 p.m. by President Cherberg.

MOTION

At 5:35 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Tuesday, April 29, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, April 29, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Keefe, McCormack and Uhlman. There being no objection, Senator Keefe was excused. On motion of Senator Bailey, Senator McCormack was excused. On motion of Senator Walgren, Senator Uhlman was excused.

The Color Guard, consisting of Pages John Wick, Color Bearer, and Shelley Peterson, presented the Colors. Reverend Maurice Haehlen, pastor of The United Churches, Olympia, offered prayer as follows:

“Almighty God, Thou eternal Father of us all. We pause to thank Thee for this another day in which to serve Thee through serving our fellowmen. We pray for a freshness of spirit that will renew our faith and brighten our hopes. May Thy abiding presence in our hearts serve to create new confidence between members of this Senate and those who work with them so that all might be able to differ without being difficult, and frank without being offensive. Through Thy Grace give us the courage to make the hard choices that lie ahead of us in the closing days of this Legislative session. To this end bless us in all deliberations and actions. Amen.”

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 28, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 55: Voting requirements for county commissioner action.

SENATE BILL NO. 392: Broadening governor's powers to handle public disorders and providing specific penalties for unlawful conduct during disorder.

SENATE BILL NO. 460: Changing monthly amounts for apportionment of school funds by state superintendents.

SENATE BILL NO. 488: Redesignating a 1967 capital improvement appropriation item.

SENATE BILL NO. 629: Filing statements under public officers code of ethics law.

SENATE BILL NO. 643: Pertaining to state lands reserved for state parks use.

SENATE BILL NO. 648: Regulating insurance premium financing.

SENATE BILL NO. 756: Validating certain municipal bonds.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

April 28, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 474, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 28, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 828 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 28, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 349, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 28, 1969.

Mr. President: The House has passed HOUSE JOINT MEMORIAL NO. 21, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 28, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SENATE CONCURRENT RESOLUTION NO. 15, and has passed the resolution as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

April 25, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred Senate Concurrent Resolution No. 15, directing the promulgation of certain rules and regulations respecting certain activities in the common school system, have had the same under consideration, and we recommend that the House recede from its amendment and that the House and Senate pass the resolution with the following amendment:

On page 1, line 1, after "been introduced:" strike the remainder of the resolution and insert the following:

"(1) Regarding tests, questionnaires, surveys, assignments or examinations designed to elicit the personal beliefs or practices of students or parents in sex, family life, morality or religion;

(2) Regarding the giving of instruction in human sexuality or sex relationships over the express written objection of the parents; and

(3) Requiring full and free access of parents to school district records pertaining to the student and his parents; and

WHEREAS, The legislature recognized the paramount right and duty of each parent with respect to the education of his children; and

WHEREAS, It has been the general policy of the public school system of this state to preserve and protect these rights; and

WHEREAS, The superintendent of public instruction and the state board of education have been delegated authority to promulgate and enforce rules and regulations governing state-wide educational policies without undue interference in matters of a specifically local nature which are best administered by local district boards of directors;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, the House of Representatives concurring, that school boards before initiating new programs that may tend to be controversial in nature should seek the opinion of parents and the community in regard to the establishment of and the content of curriculum, be selective in the type of materials to be used, make provision for community involvement and evaluation, and make specific opportunity for parents to approve or make recommendations for change; and

BE IT FURTHER RESOLVED, That school boards adopt written policies relating to the type of pupil records that are kept, the manner in which data is recorded and the making available of the information in such records to parents; and

BE IT FURTHER RESOLVED, That school personnel inform parents before special tests, evaluations or inventories are given, as to the purpose and merit of such special tests, evaluations or inventories and make provision for parent conferences for reporting of the results of such tests, inventories, or evaluations, and be cognizant of the concern for the privacy of the parents and the family; and

BE IT FURTHER RESOLVED, That the superintendent of public instruction and the state board of education are authorized and directed to adopt, promulgate and enforce rules and regulations applicable to public school personnel and students in grades kindergarten through twelve regarding:

(1) The administering of any test, questionnaire, survey, assignment or examination designed to elicit the personal beliefs or practices of a student or his parents in sex or religion, and providing that no child shall be given a course in sex education over the written objection of the parent or guardian involved; and

(2) The access to records of the public schools pertaining to their children, wards, or themselves by parents and guardians during regular school hours.”

Signed by Senators Guess, Ridder and Day; Representatives Hoggins, Clark (Newman H.) and Jolly.

On motion of Senator Ridder, the report of the Free Conference Committee on Senate Concurrent Resolution No. 15 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 15, as amended by the Free Conference Committee, and the resolution passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—43.

Absent or not voting: Senators Andersen, Pritchard, Williams—3.

Excused: Senators Keefe, McCormack, Uhlman—3.

SENATE CONCURRENT RESOLUTION NO. 15, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

INTRODUCTION AND FIRST READING

HOUSE JOINT MEMORIAL NO. 21, by Representatives Moon, Bluechel, Garrett and Leckenby:

Requesting reopening of Pacific Air routes decision.

Referred to Committee on Commerce and Regulatory Agencies.

MOTIONS

On motion of Senator Atwood, Substitute Senate Bill No. 274 was made a special order of business at 11:45 a.m. today.

On motion of Senator Washington, Senate Bill No. 724 was made a special order of business immediately after the noon recess today.

On motion of Senator Day, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

April 24, 1969.

Mr. President: The House refuses to recede from its amendments to SUBSTITUTE SENATE BILL NO. 115, and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Substitute Senate Bill No. 115 and the House amendments thereto: Representatives Jastad, Farr, Whetzel. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Day, the Senate granted the request of the House for a conference on Substitute Senate Bill No. 115.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Substitute Senate Bill No. 115, Senators Day, Gissberg and Peterson (Ted).

On motion of Senator Day, the Conference Committee appointments were confirmed. There being no objection, Senator Peterson (Ted) resigned as a conferee on Substitute Senate Bill No. 115.

The President appointed Senator Newschwander to serve as the third Senate member on the Conference Committee on Substitute Senate Bill No. 115.

On motion of Senator Atwood, the appointment of Senator Newschwander was confirmed.

MOTION

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

REPORT OF CONFERENCE COMMITTEE

April 23, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 310, changing bases for grants to political subdivisions for pollution control projects, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Signed by: Senators Lewis (Brian), Peterson (Lowell) and Talley; Representatives Whetzel, Kopet and Thompson.

On motion of Senator Atwood, the report of the Conference Committee on House Bill No. 310 was adopted and the committee was granted the powers of Free Conference.

SECOND READING

HOUSE BILL NO. 710, by Representatives Murray, Brouillet and Kiskaddon:

Extending state two mill levy for two years.

The Senate resumed consideration of House Bill No. 710 and a pending amendment by Senator Durkan.

There being no objection, Senator Durkan withdrew his amendment as proposed on April 25, 1969.

Senator Durkan moved adoption of the following amendment:

On page 1, section 1, line 19, after "mills" and before the semicolon, insert:

" : PROVIDED, That in each of the years 1969, 1970 and 1971 the state shall levy, in addition to other state property tax levies, a property tax of one mill; and in such years as the state shall validly levy such property tax of one mill the levy by or for any county shall not exceed seven mills"

POINTS OF INQUIRY

Senator Canfield: "Will Senator Durkan yield to a question? Senator, obviously this is a property tax increase and, of course, I know you know that already. My question specifically is why don't you recommend the state releasing one of the mills they take now and have it used for county purposes rather than levying another tax on the property owner?"

Senator Durkan: "We have already taken the two mills and built it into the governor's budget and into the conference budget so anything that we would release on the state level would be a direct appropriation to counties and my preliminary probing has indicated to me that there isn't going to be any direct appropriation to counties. Therefore, this is the alternative that I have selected to present to the Senate, to make the determination whether or not we do in fact want to give counties additional sums of money. As I said, Senator, in direct response, the two mills are already built into the revenue projection for the coming biennium in the state budget."

Senator Elicker: "Would Senator Durkan yield to a question? Senator, would this be collected and given to the counties irrespective of whether the counties wanted it or not? Is there no discretion given to the counties?"

Senator Durkan: "We had and Senator Wilson had suggested to me whether or not we could put some provision in that would permit it to be permissive but when you do that it strikes right at the constitutionality; the question of whether it is a state tax or a local tax and that is the reason why the permissiveness is not in this amendment."

Senator Stender: "Would Senator Durkan yield to a further question? Senator, this proposal as I read in the amendment, covers three years. If Senate Joint Resolution No. 1 is to be on the ballot next fall which is hoped for and it is passed by the people, doesn't that cut the meat out of this proposal?"

Senator Durkan: "You notice, Senator, that in the third amendment in the event that House Bill No. 582 should become effective with the two mills in that, then this would no longer have effect so in this amendment I have provided that should House Joint Resolution No. 42 pass along with the House bill which we are presently considering and should that section within the House bill become effective in which the two mills are given to the counties, then this shift would not take place."

Senator Stender: "In other words, the present proposal is to afford financial relief for the counties in the interim pending any final result of tax reform."

"Well, Senator, in relation to this, is it your feeling that the utilities or the enabling act having to do with allowing the counties to pass a utility tax, do you abandon that insofar as the committee is concerned?"

Senator Durkan: "I have never considered it."

Senator Stender: "Isn't there such a measure in your committee?"

Senator Durkan: "The Revenue Committee, Senator. It hasn't come before the Committee on Ways and Means. In my best judgment, it wouldn't leave the Committee on Ways and Means."

Senator Stender: "In other words, the committee in your opinion, is not going to give any favorable consideration on that proposal?"

Senator Durkan: "This is my considered judgment. If we are to give aid to counties, it will come through this amendment or not at all."

Senator Donohue: "Would Senator Durkan yield? Senator, I understand that we have tried to come up with some method to raise money for counties and I see that we are resorting now to another shift, the thing that property owners are objecting to, another increase in property taxes. My question to you is: Do you believe then that the easiest way to raise money is through the property owners?"

Senator Durkan: "Senator, there is no easy way to raise money and it doesn't make any difference whether it comes from property taxes or excise taxes. These are some of the unpleasant choices that Senators have to make."

"The decision is twofold. Are you going to aid counties and if you are going to aid counties, by what processes are you going to do it? We have county-wide sales tax bills up in the committee which would permit the enactment of up to one-half of one percent sales tax on a county-wide basis. I am sure that there would be many of us who would be disturbed about that. We have said that we don't want to consider House Bill No. 108. I think that was very clearly indicated. So the question if you think that the need of counties is great enough to warrant the increase then, is the property tax the proper approach or the only one or the sales tax."

"I personally believe that should the Senate turn down this amendment today, as far as I am concerned as chairman of the Senate Committee on Ways and Means, the Senate will have spoken for this year as far as aid to counties."

Senator Atwood: "Would Senator Durkan yield to a question? Senator, I notice in this new amendment on House Bill No. 710, there is no distribution made back to the counties. Could you tell us for what reason?"

Senator Durkan: "On advice of the bill drafter, statute law committee, who said there might be a question of the constitutionality if the relationship of direct feedback to the counties was available. He suggested that it be separated from the amendment and the bill and that it be put in the appropriation act the same way that we do with cities and that is exactly what it would be. The formula would be in direct proportion to the amount that is collected from the counties."

Further debate ensued.

The motion was lost and the amendment was not adopted on a rising vote.

There being no objection, Senator Durkan withdrew from the Secretary's desk, his remaining two pending amendments.

On motion of Senator Lewis (Brian), the following amendment by Senators Lewis (Brian) and Holman was adopted on a rising vote:

On page 2, section 2, line 33, insert as section 3 the following:

"Sec. 3. Section 84.56.020, chapter 15, Laws of 1961 and RCW 84.56.020 are each amended to read as follows:

The county treasurer shall be the receiver and collector of all taxes extended upon the tax rolls of the county, whether levied for state, county, school, bridge, road, municipal or other purposes, and also of all fines, forfeitures or penalties received by any person or officer for the use of his county. All taxes upon real and personal property made payable by the provisions of this title shall be due and payable to the treasurer as aforesaid on or before the thirtieth day of April in each year, after which date they shall become delinquent, and interest at the rate of [eight] ten percent per annum shall be charged upon such unpaid taxes from the date of delinquency until paid: PROVIDED, That when the total amount of tax on any lot, block or tract of real property payable by one person is ten dollars or more, and if one-half of such tax be paid on or before the said thirtieth day of April, then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of [eight] ten percent per annum shall be charged upon said remainder from the date of delinquency until paid: PROVIDED FURTHER, That when the total amount of personal property taxes falling due in any year, payable by one person, is ten dollars or more, and if one-half of such taxes be paid on or before said thirtieth day of April, then the time for payment of the remainder thereof shall be extended and said remainder shall be due and payable on or before the thirty-first day of October following, after which date such remaining one-half shall become delinquent, and interest at the rate of [eight] ten percent per annum shall be charged upon said remainder from the date of delinquency until paid. All collections of interest on delinquent taxes shall be credited to the county current expense fund; but the cost of foreclosure and sale of real property, and the fees and costs of distraint and sale of personal

property, for delinquent taxes, shall, when collected, be credited to the operation and maintenance fund of the county treasurer prosecuting the foreclosure or distraint or sale; and shall be used by the county treasurer as a revolving fund to defray the cost of further foreclosure, distraint and sale for delinquent taxes without regard to budget limitations."

Renumber section 3 to read "Sec. 4."

On motion of Senator Lewis (Brian) the following amendment to the title was adopted:

On page 1, line 3 of the title, after "RCW 84.52.050;" strike "and" and on line 5 after "84.52.065" strike the comma and insert "; and amending section 84.56.020, chapter 15, Laws of 1961 and RCW 84.56.020;"

On motion of Senator Durkan, the rules were suspended, House Bill No. 710 as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Durkan yield to a question? Senator, there has been some talk here of the possibility that there may be a tax reform package passed and it also has been expressed in committee that it is potentially possible that the effect of such a tax reform package and the tax impact could fall with proper amendments in the year 1970.

"I rise at this time to question whether we should pass this measure prior to such time as we know whether or not tax reform will pass and what the effective date of what tax reform could be."

Senator Durkan: "As I understand House Joint Resolution 42 and House Bill 552, the earliest date would take place in 1971, Senator, even with the passage of the act."

Senator Mardesich: "That is true as it is presently drafted but there has been discussion in committee of changing that so that if there was a constitutional amendment and a vote in 1969, that package could take effect in January, 1970, next January."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 710, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Woodall-43.

Voting nay: Senators Huntley, Talley, Wilson-3.

Excused: Senators Keefe, McCormack, Uhlman-3.

HOUSE BILL NO. 710, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SUBSTITUTE SENATE BILL NO. 274, by Senators Dore, Herr, Uhlman, Stortini and Connor:

Increasing pensions of widows of firemen and policemen.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Substitute Senate Bill No. 274 on second reading.

Senator Dore moved adoption of the following amendment:

Strike all of sections 1 and 2 from the bill and add the following new sections:

"NEW SECTION. Section 1. There is added to chapter 382, Laws of 1955 and to chapter 41.18 RCW a new section to read as follows:

In the event a fireman who has been employed and paid as a fireman by a fire department and who has been a member of the retirement system established by this

chapter, is hereafter killed or who has been heretofore killed while engaged in the actual performance of his duties, or dies or has died within six months after sustaining an injury while engaged in the actual performance of his duties, his widow or his child or children may elect to receive in lieu of the benefits provided by RCW 41.18.100 as now or thereafter amended, a monthly pension equal to the full amount of such fireman's basic salary at the time of death until the time such fireman would have been eligible to retire under the provision of this chapter had he lived. Thereafter such widow or child or children shall receive such other widow's or child's or children's pension rights as are provided by this chapter. If there be no widow at the time of such fireman's death or if there were no widow at the time of such fireman's death or if a widow should die while receiving such a monthly pension as provided by this section, such monthly pension benefits shall be paid to and divided among his child or children, share and share alike, until they reach the age of eighteen years or are married, whichever occurs first. The widow's monthly pension benefit herein provided for shall cease if and when she remarries.

A widow or child or children who are presently receiving benefits pursuant to RCW 41.18.100 and who are eligible to receive the benefits provided by this section, must elect to receive the benefits provided by this section prior to March 1, 1970.

NEW SECTION. Sec. 2. There is added to chapter 39, Laws of 1909 and to chapter 41.20 RCW a new section to read as follows:

In the event, a policeman who has been a member of the police department of any such city and who has been a member of the retirement system established by this chapter, is hereafter killed or has been heretofore killed while actually engaged in the performance of his duties, or dies or has died within six months after sustaining an injury while engaged in the actual performance of his duties, his widow or child or children may elect to receive in lieu of the benefits provided by RCW 41.20.080 as now or hereafter amended, a monthly pension equal to the full amount of the salary attached to the position held by such policeman at the time of death until the time such policeman would have been eligible to retire under the provisions of this chapter had he lived. Thereafter such widow or child or children shall receive such other widow's or child's or children's pension rights as are provided by this chapter. If there be no widow at the time of such policeman's death or if there were no widow at the time of such policeman's death or if a widow should die while receiving such a monthly pension provided by this section, such monthly pension benefits shall be paid to and divided among his child or children, share and share alike, until they reach the age of eighteen years or are married, whichever occurs first. The widow's monthly pension benefit herein provided for shall cease if and when she remarries.

A widow or child or children who are presently receiving benefits pursuant to RCW 41.20.080 and who are eligible to receive the benefits provided by this section, must elect to receive the benefits provided by this section prior to March 1, 1970.

Debate ensued.

POINTS OF INQUIRY

Senator Stender: "Would Senator Dore yield to a question? Senator, in your proposed amendment you refer to this as 'in lieu of benefits provided under RCW 41.18.100'. What is that?"

Senator Dore: "'In lieu' means in place of. In other words, if the widow didn't want to apply to operate under this provision, they could stay under the old provision."

Senator Stender: "What is the old provision?"

Senator Dore: "The old provision is that they of course receive half pay but in the event of remarriage, they get a \$5,000 lump sum settlement. Under this deal, in the event of remarriage, they wouldn't get any settlement at all so we leave it to the individual wife in the first instance to determine what they want."

Senator Stender: "Another question, Senator. Are the police officers in the various cities covered under a death insurance?"

Senator Dore: "None that I know of unless they have some private insurance arrangement. I know they are covered for their negligence by Lloyd's of London. At least the Seattle police are. I don't know about the other police departments."

Senator Stender: "There is no insurance policy to cover the police in Seattle for wrongful death or accidental death in line of duty?"

Senator Dore: "Unless they purchase the policy themselves, I am not aware of any."

Senator Peterson (Ted): "Would Senator Dore further yield? Senator Dore, do you think that proviso, the payment of \$5,000 to the widow is good if she remarries?"

Senator Dore: "That is the law at the present time under the disability provisions but of course if he is killed in action, you get one-half of his then salary. Then if you remarry of course you have the right to get this \$5,000 but under this proviso, it is very limited. I tried to have the bill drafter make it very limited, there are three policemen in Seattle and one fireman and one over in Spokane. It is a very limited application to give incentive to get young men to go on the force and perhaps lay their life on the line and then instead of widows trying to bring their young children up at half salary, they would be able to have their full salary.

"I don't think anyone has been killed for twenty years and all of a sudden in eighteen months, we have had three deaths. I would like to adopt this amendment and then we can argue the bill as amended and then go into the point that Senator Williams brought up."

Senator Mardesich: "Would Senator Dore further yield? Senator, it seems to me that we should argue the amendment because as I read it, you do not strike the present section, you merely add. Is that correct, Senator Dore?"

Senator Dore: "It strikes sections one and two. The other lines of the existing pension bill are in effect now. It has been gone over by five attorneys. It is a very technical section involving pension rights and this is the final draft. They say this is correct."

Senator Mardesich: "I would urge that we now argue the merits of this because Senator Stortini has another amendment on the desk which could well be affected by the passage or failure of this portion. Since it strikes the original bill, I think we should argue this now and settle this so we could then get to Senator Stortini's question."

Senator Dore: "Mr. President, in answer to Senator Mardesich, I think Senator Stortini has his amendment prepared one of two ways. If mine fails, he will hang his amendment on the bill and if this amendment passes, he will hang it on the amendment."

Senator Mardesich: "The only problem with that is if we don't argue the merits of this now rather than later, we may decide later that they are bad and turn the whole thing down and down goes Senator Stortini's amendment which we haven't even heard yet and which may be a good one."

Further debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Williams yield to a question? Senator, I am sorry that I wasn't listening too closely when you were commenting but I believe you said something about constitutionality and if so, on what basis?"

Senator Williams: "This amendment does something that the bill didn't do in the way of making the increases granted retroactive and by doing that, it makes it retroactive for widows."

"In the supreme court, I have not seen the opinion but I am told that they have interpreted the constitutional amendment we passed a few years ago as applied to pensions of the recipient but if he is dead, we can't grant it to other people including the widow. So that this provision 'heretofore killed' would be retroactive to quite a large number of people. The number is unimportant. The fact that we are granting them to widows where the person himself is dead, makes it unconstitutional."

Further debate ensued.

On motion of Senator Dore, Substitute Senate Bill No. 274 was ordered held until immediately after lunch.

SENATE BILL NO. 777, by Senators Gissberg, Peterson (Lowell) and Durkan:

Providing for interim study and inventory relative to rivers and streams and their shore lands and related adjacent lands.

The Senate resumed consideration of Senate Bill No. 777 on second reading and the pending amendment by Senator Lewis (Brian).

The motion by Senator Lewis (Brian) carried and the amendment was adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 777 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Peterson (Ted): "Would Senator Gissberg yield to a question? Senator, when you refer to scenic rivers, I know that you are going on up quite a ways into the mountains. Now, where we fish, say on the Skagit or the Stillaguamish or now the Snohomish, I thought all those lands were owned by individual farmers and along the Skagit the same way."

"We don't fish way on up there but on the amendment that Senator Lewis (Brian) had, I think it approximated around four hundred feet back from the river. You are referring to state lands or federal lands, are you? Where we fish on the Skagit, I think that is all private land right down to the river."

Senator Gissberg: "Yes, on the Snohomish and the Skagit, I would say the greater parts of those lands are privately owned. In connection, I might clarify that when I say that the budget committee should pinpoint classifications of state lands. I have specifically in mind what is called a Class I or natural river area and as you point out, we don't have too many natural river areas in the lower regions, the westerly regions of our state except in the Olympic Peninsula."

"As you say, the Skagit and the lower regions of the Skagit and Snohomish, the Cowlitz and these other rivers, I do not believe in the lower regions of the river they could not in any way be pinpointed as a natural river area because of the restrictive definition of

it. It is almost a wilderness area. I think nonetheless that those natural river areas defined as Class I river areas are very, very important to preserve in their natural state.

"I say that those rivers you will find I am sure in checking some of the land ownership, those areas are either owned by the federal government of the state, that is, the adjacent land thereto. It is in those areas that I think that the legislative budget committee can hopefully concentrate.

"This bill also does something else. It doesn't mandate but it encourages local authority. Once the legislative budget committee makes a determination of this whole classification and the legislature adopts it, we are also encouraging the local zoning and planning authority to regulate the use of land within the scope of whatever the legislature hereafter classifies these rivers as.

"Hopefully, the state of Washington will never be involved directly in telling a person what use they can or cannot make of their land. I think some of you gentlemen were here at the time we passed some acts which indicated that and one was the planning and community affairs department. I voted against that bill then and only to voice my fear that perhaps the state and that agency would try to become involved in the planning and zoning of the land use itself but I think this is a good bill as it is presently drawn and can accomplish substantial public good."

Senator McDougall: "Will Senator Gissberg yield to another question? Senator, after this study is made, will the inventory tax apply to these rivers?"

Senator Gissberg: "Just on the reports only."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 777, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Woodall—44.

Voting nay: Senators Stender, Wilson—2.

Excused: Senators Keefe, McCormack, Uhlman—3.

ENGROSSED SENATE BILL NO. 777, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SIGNED BY THE PRESIDENT

The President signed:

SENATE CONCURRENT RESOLUTION NO. 15.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

MOTION

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

MESSAGE FROM THE HOUSE

April 22, 1969.

Mr. President: The House refuses to recede from its amendments to SENATE BILL NO. 498, and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Senate Bill No. 498 and the House amendments thereto: Representatives Amen, Brown, Haussler. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Wilson, the Senate granted the request of the House for a conference on Senate Bill No. 498.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 498, Senators Gissberg, Wilson and Elicker.

On motion of Senator Wilson, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 11, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 58, and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Ridder, the Senate receded from all Senate amendments to Engrossed House Bill No. 58 except the amendment to page 1, line 4 of the title and to page 436, line 9, and asks the House for a conference thereon.

MESSAGES FROM THE HOUSE

April 29, 1969.

Mr. President: The House has passed SENATE JOINT MEMORIAL NO. 14, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 29, 1969.

Mr. President: The Speaker has signed SENATE JOINT MEMORIAL NO. 15, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 29, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 635, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 23, 1969.

Mr. President: The House has concurred in the Senate amendments to line 5 of the title, and to page 2, line 23, and to page 2, line 25 inserting new section 4, but refuses to concur in the Senate amendments to line 3 of the title and to page 2, line 25 inserting new section 5 to SUBSTITUTE HOUSE BILL NO. 228, and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Day, the Senate refused to recede from the Senate amendments to line 3 of the title and to page 2, line 25 of Substitute House Bill No. 228 and asks the House for a conference thereon.

SECOND READING

SUBSTITUTE SENATE BILL NO. 274, by Senators Dore, Herr, Uhlman, Stortini and Connor:

Increasing pensions of widows of firemen and policemen.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Substitute Senate Bill No. 274 and the pending amendment by Senator Dore.

Debate ensued.

The motion by Senator Dore carried and the amendment was adopted.

Senators Greive, Ridder and McCutcheon demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Keefe and McCormack who had been previously excused.

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

Senator Stortini moved adoption of the following amendment:

On page 3, line 2, add a new section to read as follows:

"NEW SECTION. Sec. 3. There is hereby added to chapter 39, Laws of 1909 as last amended by chapter 191, Laws of 1961 and chapter 41.20 RCW a new section to read as follows:

Whenever any person while a policeman as defined by this chapter shall heretofore have been physically disabled by reason of any bodily injury received in the immediate performance or discharge of his duties as a policeman and is or has been retired for that reason, he shall be entitled to be paid from the fund during his lifetime a pension equal to one-half of the amount of salary attached to the position which he held in the department at the time of his retirement, but not to exceed an amount equivalent to one-half the salary of captain: PROVIDED, That the pension granted by this section shall be in lieu of all other disability pension payments payable to such policeman under this chapter.

Whenever such disability ceases, the pension shall cease, and such person shall be restored to active service at the same rank he held at the time of his retirement, and at the current salary attached to said rank at the time of his return to active service."

Debate ensued.

Senator Stortini demanded a roll call and the demand was sustained by Senators Greive, Donohue, Metcalf, Ridder, Gissberg, Day, Walgren, Mardesich and Connor.

MOTION

On motion of Senator Ryder, the rules were suspended and Senators Canfield and Peterson (Ted) were excused for the following roll call only.

ROLL CALL

The Secretary called the roll and the amendment by Senator Stortini was adopted by the following vote: Yeas, 37; nays, 8; excused, 4.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, McCutcheon, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—37.

Voting nay: Senators Atwood, Lewis (Brian), Lewis (Harry), McDougall, Metcalf, Pritchard, Ryder, Williams—8.

Excused: Senators Canfield, Keefe, McCormack, Peterson (Ted)—4.

On motion of Senator Mardesich, the following amendment was adopted:

On page 3, line 2 add a new section as follows:

"NEW SECTION. Sec. 4. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of this act, or the application of the provision to other persons or circumstances is not affected.

On motion of Senator Stortini, the following amendment to the title by Senators Stortini and Dore was adopted:

In line 1 of the title, after "pensions;" strike all of the matter down to and including "RCW 41.18.100" on line 5 and insert "adding a new section to chapter 382, Laws of 1955 and to chapter 41.18 RCW; and adding a new section to chapter 39, Laws of 1909 as last amended by chapter 191, Laws of 1961 and chapter 41.20 RCW"

On motion of Senator Stortini, the rules were suspended, Engrossed Substitute Senate Bill No. 274 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Ryder, the rules were suspended and Senators Canfield and Peterson (Ted) were excused from the following roll call.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 274, and the bill passed the Senate by the following vote: Yeas, 41; nays, 4; excused, 4.

Voting yea: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—41.

Voting nay: Senators Atwood, Pritchard, Ryder, Williams—4.

Excused: Senators Canfield, Keefe, McCormack, Peterson (Ted)—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 274, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Stortini, Engrossed Substitute Senate Bill No. 274 was ordered immediately transmitted to the House.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE JOINT MEMORIAL NO. 14.

SENATE BILL NO. 724, by Senators Washington, McDougall, Bailey and Henry:
Providing the 1969 highway act.

SPECIAL ORDER OF BUSINESS

The time having arrived the Senate resumed consideration of Senate Bill No. 724.

MOTION

On motion of Senator Washington, Substitute Senate Bill No. 724 was substituted for Senate Bill No. 724, and the substitute bill was placed on second reading and read the second time by sections.

Senator Mardesich moved adoption of the following amendment:

On page 49, section 64, strike the balance of the section and renumber the succeeding sections.

Debate ensued.

There being no objection, Senator Mardesich withdrew his amendment to page 49, section 64.

Senator Canfield moved adoption of the following amendment by Senators Canfield and Day:

On page 67, section 87, line 13 insert the following: "Sec. —. Section 15, chapter 142, Laws of 1915, as last amended by section 1, chapter 118, Laws of 1967, 1st ex. sess. and RCW 46.16.070 are each amended to read as follows:

In addition to other fees for the licensing of vehicles there shall be paid and collected annually for each motor truck, truck tractor, and auto stage or for hire vehicle with seating capacity of six or more, based upon the maximum gross weight thereof, the following gross weight fees as indicated in column A: PROVIDED, HOWEVER, That in the case of each motor truck or truck tractor which is propelled by steam, electricity, natural gas or diesel oil the fee shall be as provided in column B:

	A	B
Up to 4,000 lbs.	\$ 5.00	\$ 5.60
4,000 or more and less than 6,000 lbs.	\$ 10.00	\$ 11.25
6,000 or more and less than 8,000 lbs.	\$ 17.50	\$ 19.70
8,000 or more and less than 10,000 lbs.	\$ 22.50	\$ 25.30
10,000 or more and less than 12,000 lbs.	\$ 29.50	\$ 33.20
12,000 or more and less than 14,000 lbs.	\$ 36.50	\$ 41.10
14,000 or more and less than 16,000 lbs.	\$ 43.50	\$ 49.00
16,000 or more and less than 18,000 lbs.	\$ 73.00	\$ 82.10
18,000 or more and less than 20,000 lbs.	\$ 80.00	\$ 90.00
20,000 or more and less than 22,000 lbs.	\$ 88.00	\$ 99.00
22,000 or more and less than 24,000 lbs.	\$ 95.00	\$107.00

24,000 or more and less than 26,000 lbs.	\$102.00	\$114.75
26,000 or more and less than 28,000 lbs.	\$122.00	\$137.25
28,000 or more and less than 30,000 lbs.	\$140.00	\$157.50
30,000 or more and less than 32,000 lbs.	\$170.50	\$191.80
32,000 or more and less than 34,000 lbs.	\$181.50	\$204.20
34,000 or more and less than 36,000 lbs.	\$198.00	\$222.75
36,000 or more and less than 38,000 lbs.	\$218.50	\$245.80
38,000 or more and less than 40,000 lbs.	\$242.50	\$272.80
40,000 or more and less than 42,000 lbs.	\$252.00	\$283.50
42,000 or more and less than 44,000 lbs.	\$261.50	\$294.20
44,000 or more and less than 46,000 lbs.	\$280.50	\$315.55
46,000 or more and less than 48,000 lbs.	\$291.00	\$327.40
48,000 or more and less than 50,000 lbs.	\$312.50	\$351.55
50,000 or more and less than 52,000 lbs.	\$329.50	\$370.70
52,000 or more and less than 54,000 lbs.	\$353.50	\$397.70
54,000 or more and less than 56,000 lbs.	\$378.00	\$425.25
56,000 or more and less than 58,000 lbs.	\$397.00	\$446.65
58,000 or more and less than 60,000 lbs.	\$417.50	\$469.70
60,000 or more and less than 62,000 lbs.	\$445.00	\$500.65
62,000 or more and less than 64,000 lbs.	\$455.50	\$512.45
64,000 or more and less than 66,000 lbs.	\$505.50	\$568.70
66,000 or more and less than 68,000 lbs.	\$527.50	\$593.45
68,000 or more and less than 70,000 lbs.	\$574.00	\$645.75
70,000 or more and less than 72,000 lbs.	\$615.50	\$692.45:

PROVIDED, HOWEVER, That every motor truck *except pickup trucks* shall be licensed for not less than one hundred fifty percent of its empty weight unless such an amount would be in excess of the legal limits prescribed for such a vehicle in RCW 46.44.040 in which event the vehicle shall be licensed for the maximum gross load specified for such a vehicle.

Renumber following sections consecutively.

Senator Lewis (Brian) moved adoption of the following amendment to the amendment by Senators Canfield and Day:

On the first line of the paragraph beginning "PROVIDED, HOWEVER, That after '*pickup trucks*' insert '*not licensed as trucks*'"

Debate ensued.

On motion of Senator Talley, the motion by Senator Lewis (Brian) lost and the amendment to the amendment was not adopted.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Canfield yield to a question? Senator, I just understood you to say that you could understand why vehicles should be licensed to carry the gross weight that they should be allowed to carry. I have just read the last paragraph on page two over about a half dozen times and I am not sure but what that isn't exactly what the law now provides.

"It says, ignoring the language you have intended to put in, 'PROVIDED, HOWEVER, That every motor truck shall be licensed for not less than one-hundred fifty percent of its empty weight unless such an amount would be in excess of the legal limits prescribed for such a vehicle in RCW 46.44 in which event the vehicle shall be licensed for the maximum gross load specified for such a vehicle' and I don't know but what this law doesn't now do what you are trying to do except that I am not certain that RCW 46.44.040 does what I think it does but if it does, and I see no other reason for it being in there, then the law may already provide for what you are saying."

Senator Canfield: "I would like to say first of all in regard to your question that I don't consider myself an authority upon highways or upon licensing or upon the studies that have been made or are in progress or will be made but I would like to point out in as near an answer to your question as I can give you that if you take a truck weighing 4,500 pounds, which is about what a three-quarter ton truck will weigh as Senator Day pointed out, what is the legal load of that? Would it be encompassed under 6,000, that would allow you a ton load on a three-quarter ton truck and it seems to me that is about enough. I can't tell you if that is the legal limit but I think it is ridiculous to require you to license for that much mandatorily which is what the present requirement is. At the present time then this 4,500 must be licensed for 6,000 to 8,000 pounds as shown in the first table on the first page of this amendment."

Senator Mardesich: "Senator Canfield, this is the point I am making. It says further 'unless such an amount would be in excess of the legal limits prescribed for such a vehicle in RCW 46.44.040'. Now, without knowing what 46.44.040 does, we are talking without any knowledge here. It may set up the maximum. It may provide that a pickup truck that weighs 4,500 pounds can only carry a 1,700 pound load. If that is true, your assumption and your amendment would not be necessary."

Senator Canfield: "That can't be true though, Senator Mardesich, because these license blanks are sent out from Olympia and no question is ever raised with regard to the point

that you have raised. They simply require you to license for 6,000 to 8,000 pounds and there is never any mention made of the legal limit."

Senator Mardesich: "There is only one thing that occurs to me with respect to the amendment that Senator Canfield is proposing. He said 'except pickup trucks'. He is inserting those words. I am not familiar enough with the law relating to trucks or the classification of vehicles as they now exist in our law and I don't recall that I have ever seen, in the years that I have been a member of the committee on highways any definition of pickup truck. I have heard of motor vehicles, trucks, truck tractors and trailers as I recall. These various definitions that have been made in the law and I wonder if perhaps this term, if it is going to be used, should not be defined somewhere?"

Senator Canfield: "I think you are entirely correct in that, Senator Mardesich. There is no definition. They are all lumped together as trucks. Then as you read the highway law they talk about tandem trailers and quadruple, multiple axles, pole trailers and all the context of the discussion is in regard to heavy trucks but there is no definition in the law about pickup trucks as such and I think that is in error. I think it should be in there."

MOTION

On motion of Senator Mardesich, the amendment by Senators Canfield and Day will be considered as the last amendment.

On motion of Senator Washington, the following amendment was adopted:

On page 18, section 16, after "highways." on line 16, add a new paragraph as follows: "The joint committee on highways and the Washington state highway commission together shall not incur more than one-third of the cost of the study authorized in this section."

Senator Washington moved adoption of the following amendment:

On page 50, section 64, beginning on line 3, strike all the matter down to and including "this section." on line 6.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Washington yield? Senator, what you are striking as you say, is the bidding provision. Is there only one company which can provide such a craft for . . ."

Senator Washington: "Very possibly. There is only one company that manufactures, however, it would be possible I suppose for someone to act in a leasing capacity or perhaps even in a purchasing capacity and perhaps even at the time that we go into this, there may be more than one company."

Senator Mardesich: "And you may then contract without bid?"

Senator Washington: "No, I would say here I think we have provided, in other words we have taken out this particular provision and I would assume then there would have to be bidding on it."

Senator Mardesich: "I would assume that chapter 43.19 pertains to competitive bidding and what you are saying then is that this shall not apply?"

Senator Washington: "It shall not apply, yes. In other words this says it shouldn't apply. We are striking it so that the law would apply."

The motion carried and the amendment was adopted.

Senator Washington moved adoption of the following amendments:

On page 51, section 69, line 4, after "HOWEVER, That" strike all the matter down to and including "sums:" on line 8 and insert "each vehicle required to pay gross weight fees as provided in RCW 46.16.070 shall pay in lieu of the nine dollars and forty cents basic license fee, a basic license fee based upon the maximum gross weight of the vehicle as follows:"

On page 54, section 70, after subsection (22) add a new subsection to read as follows: "(23) A comprehensive study of state laws relating to acquisition of right-of-way for state highways, including a consideration of constitutional revision authorizing immediate possession and right of entry, the operation of the relocation assistance act of 1969 and the advance purchase of right-of-way act of 1969, particularly as it relates to advance purchase in hardship cases."

Debate ensued.

The motion carried and the amendments were adopted.

On motion of Senator Washington, the following four amendments were adopted:

On page 57, section 73, line 3 after "[(1)]" strike "71" and insert "72"

On page 57, section 74, line 16, after "[(1)]" strike "71" and insert "72"

On page 58, section 75, line 32, after "[(1)]" strike "71" and insert "72"

On page 59, section 76, line 30, after "[(1)]" strike "71" and insert "72"

Senator Guess moved adoption of the following amendment:

On page 67, after section 87 add a new section to read as follows:

Sec. —. Section 46.44.095, chapter 12, Laws of 1961 as last amended by section 15, chapter 94, Laws of 1967 ex. sess. and RCW 46.44.095 are each amended to read as follows:

When fully licensed to the maximum gross weight permitted under RCW 46.44.040, a *two-axle truck or a three-axle truck* operated as a solo unit and not in combination shall be eligible to carry gross weight in excess of that permitted for such a vehicle in RCW 46.44.040 upon the payment to the state highway commission of a fee of sixty dollars for each two thousand pounds of excess weight: PROVIDED, That the axle loads of such vehicles shall not exceed the limits specified in RCW 46.44.040 and the tire limits specified in RCW 46.44.042 or the wheelbase requirements specified in RCW 46.44.044.

When fully licensed to the maximum gross weight permitted under RCW 46.44.040 and when operated in combination with another vehicle, a three or more axle truck-tractor, a three or more axle truck and a three or more axle dromedary truck-tractor may be eligible under a special permit to be issued by the highway commission to carry additional gross loads beyond the limit specified for such vehicles in RCW 46.44.040 upon the payment of a fee of sixty dollars per two thousand pounds in excess weight but not to exceed one hundred and twenty dollars for the total excess weight: PROVIDED, That the axle loads of such vehicles shall not exceed the limits specified in RCW 46.44.040 and the tire limits specified in RCW 46.44.042: AND PROVIDED FURTHER, That the gross weight of a three or more axle truck operated in combination with a two or three-axle trailer shall not exceed seventy-six thousand pounds, and the gross weight for a three or more axle truck tractor operated in combination with a semitrailer shall not exceed seventy-three thousand two hundred eighty pounds.

The special permits provided for in this section shall be issued under such rules and regulations and upon such terms and conditions as may be prescribed by the state highway commission. Such special permits shall entitle the permittee to carry such additional load in such an amount and upon such highways or sections of highways as may be determined by the state highway commission to be capable of withstanding such increased gross load without undue injury to the highway.

The fee for such additional gross weight shall be payable for a twelve month period beginning and ending on January 1st of each calendar year. The additional gross weight provided for herein can be purchased at any time and if purchased on or after April 1st of any year, the fee shall be seventy-five percent of the full annual fee and if purchased on or after July 1st the fee shall be fifty percent of the full annual fee and if purchased on or after October 1st the fee shall be twenty-five percent of the full annual fee.

The state highway commission shall issue such special permits on a temporary basis for periods not less than five days nor more than ten days at a fee of one dollar per day.

The fees levied in RCW 46.44.094 and this section shall not apply to any vehicles owned and operated by the state of Washington, any county within the state or any city or town within the state, or by the federal government.

In the case of fleets prorating license fees under the provisions of chapter 46.84 the fees provided for in RCW 46.44.037 and 46.44.095 shall be computed by the state highway commission by applying the proportion of the Washington mileage of the fleet in question to the total mileage of the fleet as reported pursuant to chapter 46.84 to the fees that would be required to purchase the additional weight allowance for all eligible vehicles or combinations of vehicles for which the extra weight allowance is requested.

The state highway commission shall prorate the fees provided in RCW 46.44.037 and 46.44.095 only if the name of the operator or owner is submitted on official listings of authorized fleet operators furnished by the department of motor vehicles. Listings furnished shall also include the percentage of mileage operated in Washington, which shall be the same percentage as determined by the department of motor vehicles, for purposes of prorating license fees.

Renumber remaining sections consecutively.

The motion carried and the amendment was adopted.

POINT OF INQUIRY

Senator Woodall: "Would Senator Washington yield to a question? Senator, on page 34, I notice you strike out some language which has been language of the law for a long while. It says 'duty of persons to use due care' and that is all stricken and you strike out certain powers . . . 25 in the city and 50 in county and 60 on state, etc. Then you get down to safe and appropriate speed when you get near a railroad. Where have you put back in 'due care'? The duty of the operator of a motor vehicle, where is it now in this hodgepodge bill?"

Senator Washington: "Frankly, I am going to have to shift gears and get off Senator Canfield's amendment to get over into this particular area."

Senator Woodall: "Did you say 'shift' or 'strip'?"

Senator Washington: "Well, either one. I would prefer perhaps answering that particular question when we get into this phase of the bill rather than on Senator Canfield's amendment. I could then check to answer your question."

Senator Woodall: "My point was that if I don't get a satisfactory answer, I am going to be in the process of preparing an amendment. That is why I would like to know before we run past the section. You strike out 'due care' which is part of the law of negligence which we have, since the memory of man, knoweth not to the contrary."

Senator Washington: "It is provided here but I wonder before we get to it if I can check this and consult with you, Senator Woodall?"

Senator Woodall: "All right."

Senator Huntley moved adoption of the following amendments:

On page 17, section 14, line 12, after "Marysville" insert "and that part of primary state highway No. 1 (Pacific Highway) from the Broadway junction with FAI 5 in Everett south to Midway"

On page 17, section 14, line 15, after "evaluate" strike "this portion of SR 528, formerly" and insert "these portions of former"

On page 17, section 14, line 17, after "or not" strike "it" and insert "they"

POINT OF INQUIRY

Senator Gissberg: "Would Senator Huntley yield to a question? Senator, you are in my legislative district and are you just trying to clean up the language to specifically indicate which area you are trying to keep in?"

Senator Huntley: "I should explain to you, Senator, why I am bothering with this. This was because I was chairman of the committee that made the study. I checked this out with Senator Mardesich and I am sorry I didn't get to you.

"What we are trying to do is keep old highway 99 on the system at least until July, 1971 when we have the final results of the study. Now, without this amendment, according to the 1967 legislature, this road would July 1, 1969, automatically go back to the counties."

Debate ensued.

The motion carried and the amendments were adopted.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Washington yield to a question? Senator, on page 6 and at the beginning of page 7, there it says 'the following portions of the highways are designated as part of the scenic and recreational highway system'. Then you turn to pages 11 and 12 and that is in addition to the state scenic system and I note that as part of the addition, not only do you add a portion of state highway to the scenic system but you establish or require that the highway commission set a maximum speed limit substantially less than that authorized by RCW 46.61.400. I note that there is no such, at a glance at least, prohibition in any other of the sections."

Senator Washington: "The purpose of this particular section, this is a portion of highway 10 along the Yakima River which is designated to become a scenic and recreational highway basically for recreational purposes to become a part of a coordinated recreation system which will also encompass the lower section of the Yakima River between Ellensburg and Yakima.

"In order to cut down on the possible maintenance that the state would be required on this road, which is a winding road, and to indicate that it is for recreational purposes, it will allow the highway commission to reduce the rate of speed in that particular case. Where the road comes out below the canyon, there may be sections where they would like to have the speed be as ordinarily specified in the statutes relating to maximum speed. This would cut down on the maintenance and make it truly a recreational highway."

Senator Mardesich: "One other question, Senator Washington. I note that there are a number of other sections in this bill relating to particular projects and I am wondering whether these particular projects which are in this bill are outside of the priority system or are these part of the priority system we have established and followed or are these items listed here because they do not follow the priority system and therefore must be passed by special law? I would refer specifically to section 2 which pertains to an interchange at 72nd street in Tacoma; new section 3 which relates to a special interchange at Marvin Road here in Olympia. Just going through, the next one is in section 11"

Senator Washington: "In sections 2 and 3, those are on the interstate and as I understand the highway department is applying to the federal government and if the funds are available, they will be constructed."

Senator Mardesich: "But the question I asked, Senator, is it would seem to me that there are certain elements of priority which we have all subjected ourselves to under the highway program and I wonder if projects such as these fall outside of the highway priority system and that is why they are here?"

Senator Washington: "No, these particular sections 2 and 3 relating to overpasses, I don't think would be necessarily covered by the priority program itself. I think it would depend upon the crossings. I believe on Marvin Road, it is a county road crossing and depends upon the federal regulations as to whether or not there should be a crossing within the specified distance. In other words, there is supposed to be distances between your overpasses and it would be a question of whether the federal government would approve these. This would not necessarily be covered by the priority program. Now, you mentioned section 11"

Senator Mardesich: "Sections 11 and 12, there is \$950,000 in section 11 for a parkway at The Evergreen State College campus."

Senator Washington: "No, that would not be on the priority program. That would have to be set up as one of the other types of classifications."

Senator Mardesich: "I notice also in section 12 there is \$1,150,000 for a campus city road here in Olympia."

Senator Washington: "Those are not on the priority program. These would have to be determined in the wisdom of the legislature whether we wish to use motor vehicle funds for the service of the capitol campus."

"There may be arguments pro and con but it is an expense that the state is going to have to bear and it is a question whether it should come from the motor vehicle fund or some other fund but since it does relate to streets and access to the campus, a majority of the committee felt that it would be a proper expenditure but it is not a part of the priority program."

Senator Mardesich: "The point is then these things are outside of the priority program and therefore we consider them here in this bill?"

Senator Washington: "This is right."

Senator Twigg moved adoption of the following amendment:

On page 12, section 6, line 10 insert as subsection (28) the following:

"(28) Mt. Spokane Park Drive, commencing at intersection with primary state highway No. 195 located near north line of section 3, township 26, range 43, thence northeasterly to a point in section 28, township 28, range 45 at the entrance to Mt. Spokane State Park."

Debate ensued.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Twigg yield to a question? Senator Twigg, as I understand what you are trying to do here is put this on the scenic and recreational highway system. Does this automatically add it to the state system as such or is it now on the system?"

Senator Twigg: "No, it is not a county paved roadway. As I understand it, this amendment would put it on the state scenic and recreational highway system and impose upon the state the burden of maintaining it. As I pointed out earlier, the area through which it passes is very sparsely settled. There are very few people living in this area and the large percentage, I would guess, maybe ninety percent of the traffic that passes over it, does so simply to gain access to the Mount Spokane State Park."

Senators Durkan, Talley and Day demanded the previous question and the demand was sustained.

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

Senator Stender moved adoption of the following amendment:

On page 18, section 17, line 17, strike all of section 17 and renumber remaining sections accordingly.

Debate ensued.

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

Senator Durkan moved adoption of the following amendment:

On page 13, line 23 strike section 8 and renumber the remaining sections consecutively.

Debate ensued.

MOTION

Senator Woodall moved that the Senate dispense with the Call of the Senate.

The motion lost.

Senator Durkan demanded a roll call and the demand was sustained by Senators Stender, Greive, Marquardt, Peterson (Lowell), Cooney, Connor, Stortini, Herr and Wilson.

ROLL CALL

The Secretary called the roll and the amendment by Senator Durkan was adopted by the following vote: Yeas, 28; nays, 19; excused, 2.

Voting yea: Senators Andersen, Bailey, Cooney, Day, Donohue, Durkan, Foley, Gissberg, Greive, Guess, Herr, Knoblauch, Lewis (Harry), McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson—28.

Voting nay: Senators Atwood, Canfield, Connor, Dore, Elicker, Faulk, Henry, Holman, Huntley, Lewis (Brian), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Washington, Woodall—19.

Excused: Senators Keefe, McCormack—2.

MOTION

Senator Greive moved that the Senate dispense with the Call of the Senate.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Andersen gave notice that he would move for reconsideration of the vote by which the Senate adopted the amendment by Senator Durkan to Substitute Senate Bill No. 724.

PARLIAMENTARY INQUIRY

Senator Andersen: "Point of parliamentary inquiry. It is my intention to make the motion now which I believe I must do under the rules."

Senator Greive: "He doesn't have to do that. If we adjourn at this particular time, we are still at the same stage of the proceedings and the motion to reconsider is viable tomorrow."

Senator Andersen: "Mr. President, this was my question as to whether or not, if we do adjourn now which I assume is the purpose of Senator Greive's moving to dispense with the Call of the Senate, I want to find out if I am in order to make my motion tomorrow then?"

REPLY BY THE PRESIDENT

The President: "Senator Andersen, the President believes that the remarks by Senator Greive are correct."

Senator Andersen: "Thank you."

The motion by Senator Greive carried and the Senate dispensed with the Call of the Senate.

MOTION

At 5:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, April 30, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Wednesday, April 30, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Pritchard. On motion of Senator Ryder, Senator Pritchard was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Karen DeGroot, presented the Colors. Reverend Maurice L. Haehlen, pastor of The United Churches, Olympia, offered prayer as follows:

"Almighty God our Heavenly Father, give to us a sense of Thy indwelling presence so that we can feel Thy guiding wisdom this day as we face the problems that confront our society. We thank Thee for these Senators who have been chosen to be our leaders in this state and for their willingness to accept the challenge of this difficult time. Give them patience, wisdom and good humor so that we might rise above party, creed, and color to further Thy good purposes for mankind. So, bless us in what is right—correct us in what is wrong, and give us the fortitude to do with dispatch what we know needs to be done. Amen."

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 29, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to certain items ENGROSSED SENATE BILL NO. 143, entitled:

"An Act relating to firearms."

This bill requires a seventy-two hour waiting period before a pistol may be delivered to a purchaser. In Section 1, the purchaser is required to sign an application stating his name, address, occupation, place of birth and race.

A licensed dealer is required in section 4 of the bill to maintain records stating the race of the purchaser.

These provisions are contrary to the policy of the state as defined in RCW 43.01.100 which prohibits the inclusion of any question relative to an applicant's race or religion in any application blank or for a license. I am confident that the legislature did not intend to change this stated policy without giving further consideration to the existing state law. I have therefore vetoed the provisions requiring a statement of race on an application to purchase a pistol or requiring a dealer to maintain a record of the purchaser's race as a condition to the dealer's license.

With the exception of certain items in section 1 and section 4(4) which I have vetoed, the remainder of Engrossed Senate Bill No. 143 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

MESSAGE FROM THE HOUSE

April 30, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE HOUSE BILL NO. 349,
HOUSE BILL NO. 635,
SUBSTITUTE HOUSE BILL NO. 828,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SECOND READING

SUBSTITUTE SENATE BILL NO. 724, by Committee on Highways:

Providing the 1969 highway act.

The Senate resumed consideration of Substitute Senate Bill No. 724 on second reading.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side and given notice, Senator Andersen moved that the Senate reconsider the amendment by Senator Durkan that was adopted by the Senate on the preceding day.

Debate ensued.

With the consent of the Senate, Senator Andersen withdrew his motion for reconsideration.

On motion of Senator Stender, the following amendment was adopted:

On page 5, section 4, line 28 after "1990." add "Such study shall include a study of the relocation of sign route 509 upon the present right-of-way of U. S. highway 99 between Midway, Washington and south 348th street in King county."

Senator Stender moved adoption of the following amendment:

On pages 49 and 50, section 64, beginning on line 15 of page 49, strike all of section 64 and insert the following:

"The joint committee on highways and the Washington state highway commission are hereby authorized to review and study the operations of the hovercraft operation in British Columbia, Canada with the consent and cooperation and help of the government of British Columbia and/or the private operators and evaluate how such hovercraft may be economically used by the state of Washington, reporting back to the next session thereon."

Debate ensued.

The motion lost and the amendment was not adopted.

There being no objection, Senator Day withdrew two of his pending amendments from the Secretary's desk.

Senator Uhlman moved adoption of the following amendment:

On page 29, section 33, strike all of section 33.

Senator Sandison assumed the Chair.

Debate ensued.

President Cherberg resumed the Chair.

POINT OF ORDER

Senator Uhlman: "Point of order, Mr. President. I would like a ruling on the point of order that Substitute Senate Bill No. 724 contravenes Rule 59 of the State Senate and Article II, Section 19 of the State Constitution. I would like to speak on that."

REPLY BY THE PRESIDENT

The President: "You may speak, Senator Uhlman."

Senator Uhlman: "As you all know the Constitution and our own Senate rules provide and I read as follows: 'No bills shall embrace more than one subject and that shall be expressed in the title'. The reason, of course, for the constitutional prohibition and the reason for our Senate rule construing that prohibition as everyone here knows is to preclude logrolling which was a most reprehensible practice of many state legislatures in early years. This, of course, was the practice where a number of legislators would all get together in a committee somewhere and they would all add a little goodie for each other and they would all come out with about twenty, thirty or fifty different subjects in the same bill.

"I submit to you gentlemen and to you, Mr. President, that this is the classic example of logrolling and is precisely what our State Constitution was designed to preclude and what our Senate rules are designed to preclude.

"I would invite you to quickly dance through this document with me if you would. In fact, we can just look at the title alone. 'AN ACT Relating to highways and the operation of vehicles thereon;' That is fine. That takes us up to section 23. But, there are ninety sections in this bill and when we start getting past section 23 the dance gets faster for then we come to the rules of the road that we are discussing at the present time and has nothing to do with highways or highway operation in the normal sense. It gets wilder.

"In section 49, we are talking about running over a fire department hose. You get to section 55 and we get into tax refunds; over to section 59 we get into overweight permits; section 64 we even get into hovercraft; section 69 we get into gross weight fees and we get

into a number of studies in section 70 which has nothing to do with the original subject matter. Then finally we even get into abandoned vehicle legislation at great length, a totally absolutely different subject matter and I don't think that any wild stretch of the imagination can tell us that this is the same subject matter, it is a different subject matter totally.

"What about safety glass in campers? That is section 80. Now if that isn't the classic example of a totally different subject that has nothing at all to do with the previous subjects and then, gentlemen of the Senate, let's talk about littering. Litterbugs are included in this bill, that is another subject. Can anyone possibly by the wildest stretch of the imagination suggest that building a highway at Peshastin has anything to do with camper safety glass or litterbugs on the highway?"

"Well, I could go on and on but I am not going to waste the Senate's time. I think this is a clear example of exactly what our State Constitution precludes and that is we can't have a committee getting together somewhere behind closed doors and coming out three or four days before the end of the session with a hodgepodge of different subjects which is a classic example of logrolling. I think it is a bad practice. We have done it in the past and I am sure we are going to hear, 'Well, it is always the way it has been done'. It may not be the right way that it has always been done but if any other committee, other than highways, tried to do this, we would be called down immediately and our presiding officer, the President of the Senate, has on many occasions this session and in the past, refused to permit this kind of a practice and I think it is high time we stopped it in this one last area and that is in highways."

Debate ensued.

POINT OF ORDER

Senator Uhlman: "Point of order, Mr. President. My point of order is that my original point of order was regarding Rule 59 and I am not arguing the constitutionality here at all and the Senator is way off the field. I am arguing that this bill contravenes Rule 59 of our Senate Rules and I am not asking the President to construe whether this is constitutional. The Chair would have to go to law school and run against one of those esteemed gentlemen across the street in order to declare what is constitutional and I am not asking him to determine this."

POINT OF INQUIRY

Senator Woodall: "Would Senator Uhlman yield to a question? Senator, I have pending on the desk an amendment to strike out of this bill this portion of subject matter which deals with these other matters. I am wondering if instead of continuing this particular debate, you would be willing to hold it in abeyance and allow this amendment of mine to run its course. Perhaps it might solve this problem without spending all of this time on this delicate constitutional issue."

Senator Uhlman: "Senator, in answer to your question, it isn't just a matter of sections 24 through 43 that is the problem here. It is a much broader and wider problem that I have raised. I would, however, gladly accede to your request that we withhold the determination by the Chair. I am sure that the President would like to have some time to consider this and I would certainly have no objection to our continuing on with these amendments while the President is considering it but I would request that my original point of order be held and that there be a ruling on it."

Senator Woodall: "Senator Uhlman has just agreed that he is withholding this matter at the moment, so being that he is not now asking for an opinion, perhaps the argument concerning it can be withheld until after my amendment is put."

Senator Uhlman: "Senator Woodall in his usual delicate manner has somehow or the other determined that I am willing to withhold it. I am not. I am willing to withhold the President making a determination until these other matters are taken up by the body but I do and very definitely want a ruling on this particular point of order."

Senator Woodall moved adoption of the following amendment:

On page 22, section 24, line 3, strike sections 24-49.

PARLIAMENTARY INQUIRY

Senator Washington: "Parliamentary inquiry, what is the status then of Senator Uhlman's amendment?"

Senator Woodall: "It is under advisement by the President."

Senator Washington: "As I understand Senator Uhlman's amendment is not under advisement, it is only Senator Uhlman's motion that the President rule that the entire bill violates Rule 59 of the Senate Rules."

REPLY BY THE PRESIDENT

The President: "The question before the Senate is the adoption of Senator Uhlman's proposed amendment."

Senator Woodall: "That is true but there is nothing to prevent us, if we wanted to suspend the rules and consider my amendment and return to it. The point is that if my amendment is adopted then of course Senator Uhlman's is unnecessary and that is the point."

MOTION

Senator Woodall moved that the Senate immediately consider Senator Woodall's amendment.

Debate ensued.

POINT OF ORDER

Senator Woodall: "Point of order. My point is that we are talking about whether we should consider it now, not what we did in 1961-2-3."

POINT OF ORDER

Senator Uhlman: "Point of order. Is the motion before us a motion to suspend the rules and to consider Senator Woodall's amendment?"

RULING BY THE PRESIDENT

The President: "The President does not think a suspension of the rules is necessary to put Senator Woodall's motion. The President believes that Senator Woodall's motion is in order."

Senator Uhlman: "Without a suspension of the rules?"

The President: "Yes, Senator Uhlman."

The motion by Senator Woodall carried on a rising vote.

Senator Woodall moved adoption of the following amendment:

On page 22, section 24, line 3, strike sections 24 through 49, and renumber the remaining sections accordingly.

Debate ensued.

Senators Holman, Greive and Stender demanded the previous question and the demand was sustained.

Senator Ridder demanded a roll call. The demand was not sustained.

The motion by Senator Woodall carried and the amendment was adopted.

There being no objection, Senator Uhlman withdrew his amendment to page 29, section 33 striking all of section 33.

There being no objection, Senator Atwood withdrew his amendments to page 31, section 39 and page 36, section 45.

There being no objection, Senator Washington withdrew his amendment to page 36, section 45.

There being no objection, Senator Woodall withdrew his amendments to page 22, section 24 and page 36, section 45.

Senator Walgren moved adoption of the following amendment by Senators Walgren and Twigg:

On page 21, section 22, line 25, after "Bremerton." insert a new section as follows:

"Sec. 23. Section 46.20.390, chapter 12, Laws of 1961 as amended by section 32, chapter 32, Laws of 1967, and RCW 46.20.390, are amended to read as follows:

Any person who has had or may have his driver's license suspended or revoked because he has been convicted of or has forfeited bail for any first offense relating to motor vehicles, other than negligent homicide or manslaughter, or has had or may have his driver's license revoked for refusal to submit to a chemical test under the provisions of RCW 46.20.308, and, if such person is engaged in an occupation or trade making it essential that he operate a motor vehicle, such person may file with any judge of a court of record, justice court, or municipal court having criminal jurisdiction in the county of such person's residence a verified petition, together with the receipt for the fee paid, setting forth in detail his need for operating a motor vehicle. Thereupon, if the petitioner has not been convicted of or has

not forfeited bail for any such offense or has not had his driver's license revoked for refusal to submit to a chemical test under the provisions of RCW 46.20.308 within one year immediately preceding the present conviction or bail forfeiture, which offense or circumstance of revocation in the opinion of the judge is not of such a nature as to preclude the granting of the petition, the judge may order the director to issue an occupational driver's license to such person. A certified copy of the petition together with the order for the license shall be mailed to the director. When the order is issued by such judge, a certified copy thereof shall be given to the petitioner which copy shall serve as a temporary occupational driver's license until the petitioner receives the license issued by the director.

An occupational driver's license shall permit the operation of a motor vehicle not to exceed twelve hours per day and then only when such operation is an essential part of the licensee's occupation or trade. Such license shall be issued for a period of not more than one year.

The order for issuance of an occupational driver's license shall contain definite restrictions as to hours of the day, type of occupation, areas or routes of travel to be permitted under such license and such other conditions as the judge granting the same deems appropriate and that satisfactory proof of financial responsibility has been filed as provided in chapter 46.29.

If such licensee is convicted for operating a motor vehicle in violation of his restrictions, or of a traffic violation which in the opinion of the director is such as would warrant suspension or revocation of such license, or if the judge does not, upon the facts, see fit to permit such person to retain his license, the director shall, upon receipt of notice thereof, revoke such license. Such revocation shall be effective as of the date of such violation, conviction or withdrawal order, and it shall continue with the same force and effect as other revocations under this title."

Re-number remaining sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator McCormack: "Would Senator Walgren yield to a question? Senator, does your amendment in any way amend the language of the implied consent initiative?"

Senator Walgren: "It does not."

Senator McCormack: "Senator Walgren, is there any chance that the amendments you have would tend to amend the law to the effect that we would require a two-thirds vote of the legislature?"

Senator Walgren: "It does not require a two-thirds vote on this amendment."

Senator McCormack: "What I am getting at is you are aware of the fact that to amend an initiative requires a two-thirds vote. We are not amending the language of the initiative. Are we amending the intent of the initiative?"

Senator Walgren: "I don't believe so. I was going to rise to speak to the remarks of Senator Peterson (Ted). He indicated that the people voted for this particular provision. I don't think the people considered this provision at all, that is whether or not an occupational license should be allowed in these circumstances. They did not vote on this. We are amending only the law as it relates to occupational drivers' licenses. We are not considering any amendment to the implied consent law."

PARLIAMENTARY INQUIRY

Senator McCormack: "Point of parliamentary inquiry. I would like to direct to the Chair the question of whether this amendment does in effect amend the implied consent law in any way and if so we would get into the constitutional question of requiring a two-thirds vote?"

Debate ensued.

POINT OF ORDER

Senator McCormack: "Point of order. I would submit notwithstanding the remarks by Senator Walgren and Senator Woodall that the effect of this amendment would be to amend the implied consent law by providing an occupational license in effect removing the suspension of the license provided in the implied consent law. Under Article II, section 4, this would require a two-thirds majority vote of both houses of the legislature."

RULING BY THE PRESIDENT

The President: "The President in ruling on the point as presented by Senator McCormack, the President does not believe that the amendment proposed by Senator Walgren in effect amends Initiative Measure 242."

Senators Day, Walgren and Woodall demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Henry, Greive, McCormack, Ridder, Day, Odegaard, Metcalf, Faulk, Canfield and Andersen.

MOTION

On motion of Senator Greive, Senator Dore was excused.

Senators Mardesich, Greive and Metcalf demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Dore and Pritchard who had previously been excused.

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

ROLL CALL

The Secretary called the roll and the amendment by Senators Walgren and Twigg was not adopted by the following vote: Yeas, 23; nays, 24; excused, 2.

Voting yea: Senators Andersen, Atwood, Cooney, Day, Donohue, Durkan, Elicker, Foley, Greive, Guess, Holman, Keefe, Knoblauch, Lewis (Harry), McCutcheon, Matson, Peterson (Lowell), Stender, Stortini, Twigg, Uhlman, Walgren, Woodall—23.

Voting nay: Senators Bailey, Canfield, Connor, Faulk, Gissberg, Henry, Herr, Huntley, Lewis (Brian), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Sandison, Talley, Washington, Williams, Wilson—24.

Excused: Senators Dore, Pritchard—2.

On motion of Senator Canfield, the following amendment by Senator Day to the amendment by Senators Canfield and Day was adopted:

On page 2, line 1 of the proviso after "except" strike "pickup" and after "trucks" insert "not exceeding 5000 pounds empty scale weight"

The motion by Senator Canfield carried and the amendment by Senators Canfield and Day as amended was adopted.

POINT OF INQUIRY

Senator Mardesich: "Would Senator Washington yield to a question? Senator, in view of the broad scope of this bill and in view of section 21 relating to the creation of a new division within the state highway commission, would an amendment such as this relating to the transportation department be in conflict with your thinking on the bill?"

Senator Washington: "Oh, I think it might stretch it a little."

MOTION

Senator Lewis (Harry) moved that Substitute Senate Bill No. 724 be made a special order of business immediately following the noon recess.

POINT OF INQUIRY

Senator Durkan: "Would Senator Lewis (Harry) yield to a question? Senator, what was the statute that was passed in the regular session?"

Senator Lewis (Harry): "I have asked our caucus attorney to start checking for me all calendar bills to make sure that this doesn't occur and he started this morning. He discovered, I believe he told me it was section 74. I don't have any more information than that but I will have it for you right after lunch. He had advised me that he is working to

prepare this amendment now and it is just to refer to the title on a bill that was passed earlier. I believe it was section 74. I am late on this but I feel that we should make this technical change if we can just wait until after lunch. I have no reason at all to hold it up for any other reason or if you can give me a minute now I can run up to the room."

Senator Durkan: "I have no objection now. I was just thinking if this is a technical correction that Representative Leland I am sure will be making several and it might be done in the House."

The motion by Senator Lewis (Harry) carried, and Substitute Senate Bill No. 724 was ordered held until after the noon recess.

MOTIONS

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

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

REPORT OF CONFERENCE COMMITTEE

April 25, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred House Bill No. 542, removing certain ad valorem taxes on mobile homes or trailers, have had the same under consideration, and we report that we are unable to agree and wish to request the powers of Free Conference.

Signed by Senators Gissberg, McCormack and Peterson (Ted); Representatives Brouillet, McCaffree and Murray.

On motion of Senator McCormack, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

April 28, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 77, providing for the protection of geoducks and hardshell clams, have had the same under consideration, and we report that we are unable to agree and request the powers of Free Conference.

Signed by: Senators Sandison, Elicker and Peterson (Lowell); Representatives Veroske, Hawley and Kink.

On motion of Senator Sandison, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members on the Conference Committee on Substitute House Bill No. 228, Senators Day, Gissberg and Twigg.

On motion of Senator Gissberg, the Conference Committee appointments were confirmed.

SIGNED BY THE PRESIDENT

The President has signed:

SUBSTITUTE HOUSE BILL NO. 349,

HOUSE BILL NO. 635,

SUBSTITUTE HOUSE BILL NO. 828.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 58, Senators Ridder, Odegaard and Guess.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

POINT OF ORDER

Senator Uhlman: "Mr. President, I would request the status of the President's ruling on my point of order."

REPLY BY THE PRESIDENT

The President: "The President will rule in just a moment."

POINT OF ORDER

Senator Gissberg: "Point of order. My point of order is that we are on a different order of business and we should finish that order of business and then proceed."

RULING BY THE PRESIDENT

The President: "Senator Gissberg's point of order is well taken inasmuch as the Senate is presently on the fourth order of business, messages from the House."

MOTION

On motion of Senator Gissberg, the Senate immediately considered the message from the House on Engrossed Substitute Senate Bill No. 169.

MESSAGE FROM THE HOUSE

April 29, 1969.

Mr. President: The House refuses to recede from its amendment on page 4, section 4, line 3 to ENGROSSED SUBSTITUTE SENATE BILL NO. 169 and again asks the Senate for a conference thereon. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate granted the request of the House for a conference on Engrossed Substitute Senate Bill No. 169.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed Substitute Senate Bill No. 169, Senators Gissberg, Lewis (Harry) and Mardesich.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

April 17, 1969.

Mr. President: The House refuses to concur in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 116 and asks the Senate to recede therefrom and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Uhlman the Senate refused to recede from the Senate amendments to Substitute House Bill No. 116, and asks the House for a conference thereon.

MESSAGE FROM THE HOUSE

April 16, 1969.

Mr. President: The House refuses to concur in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 90, and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Uhlman, the Senate receded from the Senate amendments to Substitute House Bill No. 90.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 90, without the Senate amendments, and the bill passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-46.

Absent or not voting: Senator Bailey-1.

Excused: Senators Dore, Pritchard-2.

SUBSTITUTE HOUSE BILL NO. 90, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 21, 1969.

Mr. President: The House has receded from its amendments to section 1, line 10 and to section 1, line 20, and insists upon their amendments to line 4 of the title and to section 1, line 7 of ENGROSSED SENATE BILL NO. 150, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Williams, the Senate concurred in the House amendments to Engrossed Senate Bill No. 150.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 150, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Bailey, Cooney, Durkan-3.

Excused: Senators Dore, Pritchard-2.

ENGROSSED SENATE BILL NO. 150, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SECOND READING

SUBSTITUTE SENATE BILL NO. 724, by Committee on Highways: ,
Providing the 1969 highway act.

SPECIAL ORDER OF BUSINESS

The time having arrived, the Senate resumed consideration of Substitute Senate Bill No. 724 on second reading.

On motion of Senator Canfield, the following amendment to the title was adopted:

On page 4, line 3 of the title, after "664;" insert "amending section 15, chapter 142, Laws of 1915 as last amended by section 1, chapter 118, Laws of 1967 ex. sess. and RCW 46.16.070;"

RULING BY THE PRESIDENT

In ruling on the point of order as raised by Senator Uhlman, the President finds that Substitute Senate Bill No. 724 is a measure which pertains to highway legislation. The subject of highway legislation is broad and historically this body has acted upon highway legislation in the form of omnibus bills which contain many sections of various scopes, objects and purposes. Rule 62 of the Senate rules would prohibit some of the sections from being added to the bill in the form of amendments, but the President must base his decision solely on the principle contained in Rule 59, as applied to a substitute bill. Although the President does not necessarily subscribe to this method of passing highway legislation and does not purport to pass on the constitutionality of Substitute Senate Bill No. 724 in its present form, the President does believe that the bill as it has been amended by the Senate does contain only matters pertaining to the broad general subject of highways. The point of order is, therefore, not well taken.

On motion of Senator Henry, the rules were suspended, Engrossed Substitute Senate Bill No. 724 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 724, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Voting nay: Senators Guess, Mardesich, Newschwander, Peterson (Ted), Uhlman—5.

Absent or not voting: Senators Matson, Ridder—2.

Excused: Senators Dore, Pritchard—2.

ENGROSSED SUBSTITUTE SENATE BILL NO. 724, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Henry, Engrossed Substitute Senate Bill No. 724 was ordered immediately transmitted to the House.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Substitute House Bill No. 116, Senators Uhlman, Elicker and Dore.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

SENATE BILL NO. 397, by Senator Talley:

Increasing benefits for industrial insurance pensioners.

REPORT OF STANDING COMMITTEE

March 21, 1969.

SENATE BILL NO. 397, increasing benefits for industrial insurance pensioners (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

On page 2, section 2, line 16, after "program." insert:

"NEW SECTION. Sec. 3. There is added to chapter 23, Laws of 1961, and to chapter 51.32 RCW, a new section to read as follows:

Notwithstanding any other provision of law, every injured workman receiving temporary total disability compensation under this title, shall after July 15, 1969, be paid:

- (1) If single,.....\$185.00 per month; or
- (2) If married with wife or invalid husband, and
 - (b) one child 252.00 " "
 - (a) no children 215.00 " "
 - (c) two children 283.00 " "
 - (d) three children 306.00 " "
 - (e) four children 329.00 " "
 - (f) five or more children 352.00 " " ; or
- (3) If married with able bodies husband, and
 - (a) no children 175.00 per month
 - (b) one child 212.00 " "
 - (c) two children 243.00 " "
 - (d) three children 266.00 " "
 - (e) four children 289.00 " "
 - (f) five or more children 312.00 " " ; or
- (4) If a widow or widower:
 - (a) with one child 252.00 per month
 - (b) with two children 283.00 " "
 - (c) with three children 306.00 " "
 - (d) with four children 329.00 " "
 - (e) with five or more children 352.00 " "

No part of such additional payments shall be payable from the accident fund or be charged against any class under the industrial insurance law.

The director shall pay monthly to every such temporarily totally disabled workman from the funds appropriated by the legislature such an amount as will, when added to the compensation they are presently receiving, equal the amounts hereinabove specified.

The legislature shall make biennial appropriations to carry out the purposes of this section.

"NEW SECTION. Sec. 4. There is appropriated from the general fund the sum of one million one hundred thousand dollars, or so much thereof as may be necessary to provide for the additional payments for injured workmen covered by the provisions of section 3 of this act."

Renumber the following section.

Signed by: Senators Stortini, Chairman; Bailey, Durkan, Faulk, Herr, Metcalf, Ridder.

The bill was read the second time by sections.

On motion of Senator Stortini, the committee amendment was adopted.

On motion of Senator Stortini, the rules were suspended, Engrossed Senate Bill No. 397 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 397, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-44.

Absent or not voting: Senators Durkan, Holman, Ridder-3.

Excused: Senators Dore, Pritchard-2.

ENGROSSED SENATE BILL NO. 397, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich gave notice that he would at the proper time move for reconsideration of the vote by which the Senate passed Engrossed Senate Bill No. 397.

POINT OF INQUIRY

Senator Talley: "Would Senator Mardesich yield to a question? Senator, would you be in a position to say why?"

Senator Mardesich: "I see the act declares an effective date of July 1 and has no emergency clause and this would be shorter than the ninety-day period."

Senator Talley: "It was an amendment bringing it up, Senator."

Senator Mardesich: "That still isn't ninety days. As I recall the amendment was July 15 and that is still not ninety days. It would have to be July 30th. Today is the thirtieth, is it not? At least all I was doing was holding this over so we could check that out."

HOUSE BILL NO. 362, by Representatives McCaffree and Kiskaddon (by departmental request):

Regulating cigarette sales.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 362 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 362, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—44.

Voting nay: Senators Elicker, Wilson—2.

Absent or not voting: Senator Ridder—1.

Excused: Senators Dore, Pritchard—2.

HOUSE BILL NO. 362, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 486, by Representatives Thompson, Richardson and Charette:

Relating to public employees' collective bargaining.

The bill was read the second time by sections.

Senator Greive moved adoption of the following amendment:

On page 4, section 8, lines 11 through 14 in subsection (1) on line 11 strike "two" and insert "four"; on line 12, strike "one" and insert "two" and on line 12 strike "two" and insert "four" and on line 14 strike "one" and insert "two"

Debate ensued.

There being no objection, Senator Greive withdrew his amendment.

On motion of Senator Stortini, the rules were suspended, Engrossed House Bill No. 486 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 486, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Voting nay: Senator Metcalf—1.

Absent or not voting: Senator Ridder—1.

Excused: Senators Dore, Pritchard—2.

ENGROSSED HOUSE BILL NO. 486, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE JOINT MEMORIAL NO. 3, by Senators Canfield, Atwood and Bailey:

Providing for return to the states of three percent of federal income tax collected therein.

REPORT OF STANDING COMMITTEE

March 28, 1969.

SENATE JOINT MEMORIAL NO. 3, providing for return to the states of three percent of federal income tax collected therein (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, line 22, after "state," and before "an" insert "on a per capita basis"

On page 1, line 23, after "collected" and before "for" strike "from each state."

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Donohue, Dore, Faulk, Foley, Greive, McCormack, Marquardt, Metcalf, Newschwander, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Williams, Wilson.

The memorial was read the second time in full.

On motion of Senator McCormack, the committee amendments were adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Joint Memorial No. 3 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Canfield yield to a question? Senator, if we have Congress tax us, then hand the money back to us, then we won't have to vote an income tax on the state level, will we? We will have Congress tax us, take it away from us then ship it back to us and then that way we won't have to tax ourselves with an income tax."

Senator Canfield: "Does that require an answer, Mr. President?"

REPLY BY THE PRESIDENT

The President: "Not if you don't want to, Senator Canfield."

Senator Canfield: "I would say though, Mr. President, that we are following in a sense that principle which Senator McCutcheon has briefly discussed in sharing state revenues with various lesser bodies in the state, Senator. I think that that is a commendable practice if we do have the money and foresight to do it. I don't think we should refrain from doing so."

POINT OF INQUIRY

Senator Holman: "Would Senator McCutcheon yield to a question? Senator, could you explain to us how you rationalize your position? Senate Joint Memorial No. 6 has to do

with post office employees and what you want Congress to do about it and Senate Joint Memorial No. 8 has to do with coking coal."

Senator McCutcheon: "Yes, we expressed our pious desire as you often do, Senator, that they do something about the coal down in Centralia. I remember that one. I still recognize that that is perhaps calling it to their attention but it is still a sewing circle resolution and you know it and it doesn't get into the business of heavy finance.

"Now, we could memorialize Congress to adopt the Holman amendment to our tax bill and ask them to send to us by pony express or by the most convenient method, something to implement it in the way of financing. I don't think it would get us anywhere. I think we are mixing it up. There are a large number of memorials and I have sponsored one or two. You are not looking at a guiltless man when you are looking down the aisle at me and you don't need to shake your locks at me either."

Senator Holman: "You would think that I would have learned by one hundred days not to ask Senator McCutcheon a question."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Memorial No. 3, and the memorial passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 6; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—40.

Voting nay: Senators Guess, McCutcheon—2.

Absent or not voting: Senators Connor, Dore, Durkan, Henry, Ridder, Washington—6.

Excused: Senator Pritchard—1.

ENGROSSED SENATE JOINT MEMORIAL NO. 3, having received the constitutional majority, was declared passed.

PERSONAL PRIVILEGE

Senator McCutcheon: "Point of personal privilege. Very briefly, you heard how I voted I am sure but I did that because Senator McCormack's committee brought this out as a resolution. It has no power but he also forgot to make any recommendation. I notice that this is without recommendation so I had to just vote 'no.'"

HOUSE JOINT MEMORIAL NO. 7, by Representative Jolly:

Commemorating the inauguration of schedule contract air-mail service from Pasco, Washington to Elko, Nevada.

The memorial was read the second time in full.

On motion of Senator McCormack, the rules were suspended, House Joint Memorial No. 7 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 7, and the memorial passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 9; excused, 1.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Wilson, Woodall—38.

Voting nay: Senator McCutcheon—1.

Absent or not voting: Senators Atwood, Connor, Dore, Durkan, Guess, Matson, Ridder, Washington, Williams—9.

Excused: Senator Pritchard—1.

HOUSE JOINT MEMORIAL NO. 7, having received the constitutional majority, was declared passed.

NOTICE OF RECONSIDERATION WITHDRAWN

On motion of Senator Mardesich, his notice of reconsideration on the vote by which the Senate passed Engrossed Senate Bill No. 397 was withdrawn.

POINT OF INQUIRY

Senator Lewis (Harry): "Point of inquiry. Can that notice of reconsideration be withdrawn if there is an objection on the floor of the Senate?"

REPLY BY THE PRESIDENT

The President: "The President believes that it may be withdrawn, Senator."

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Lewis (Harry) gave notice that he would at the proper time move for reconsideration of the vote by which the Senate passed Engrossed Senate Bill No. 397.

MOTION

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

REPORT OF STANDING COMMITTEE

April 29, 1969.

SENATE CONCURRENT RESOLUTION NO. 29, creating a temporary municipal committee (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Cooney, Donohue, Faulk, Foley, McCormack, Mardesich, Metcalf, Odegaard, Peterson (Ted), Ryder, Sandison, Uhlman, Walgren, Williams, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

April 30, 1969.

Mr. President: The Speaker has signed:

SENATE JOINT MEMORIAL NO. 14,

SENATE CONCURRENT RESOLUTION NO. 15,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 30, 1969.

Mr. President: The House has adopted the report of the Conference Committee on House Bill No. 310 and has granted said committee the powers of Free Conference. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTION

At 3:25 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Thursday, May 1, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FORTY-NINTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, May 1, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Twigg. On motion of Senator Atwood, Senator Twigg was excused.

The Color Guard, consisting of Pages Mike Mirsch, Color Bearer, and Jeanie Holbrook, presented the Colors. Reverend Maurice L. Haehlen, minister of the United Churches, Olympia, offered prayer as follows:

“Almighty God Thou Eternal Father of us all—we pause to acknowledge our need of Thy wisdom and Thy guidance. May we be conscious that Thou art concerned about what is said and done here today, or not done here today, that ought to be done.

Forbid that we should think that when this prayer is prayed our dependence on Thee is over and we can forget Thy councils and precepts the rest of the day.

Save us from being frightened by the problems that confront us but because we have waited before Thee may we be matched and equal to our tasks. Make us part of the answer and save us from being part of the problem. Amen.”

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

REPORTS OF STANDING COMMITTEES

April 29, 1969.

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, providing for changes in certain taxation and revenue statutes (reported by Committee on Ways and Means):

MAJORITY: Without recommendation.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Donohue, Faulk, Foley, Gissberg, Huntley, Lewis (Harry), McCormack, Marquardt, Metcalf, Peterson (Ted), Pritchard, Ryder, Sandison, Stortini, Walgren, Williams, Wilson.

MINORITY recommendation: Do not pass.

Signed by: Senators Day, Greive, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE GOVERNOR

Office of the Governor, April 30, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

SENATE BILL NO. 95: Authorizes granting of certain doctorate degrees at Western Washington State College.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, April 30, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 311: Providing for advance right-of-way acquisition and costs.

SENATE BILL NO. 387: Allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officers' presence.

SUBSTITUTE SENATE BILL NO. 569: Distributing certain justice court income.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Office of the Governor, April 30, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one item, ENGROSSED SENATE BILL NO. 113, entitled:

"An Act relating to counties."

This bill raises the salaries of the county prosecutors and requires full time prosecuting attorneys for nine more counties.

The legal affect of section 1(3) of the bill is to provide that the salaries of part-time prosecutors in all but fourth class counties will receive a basic salary of \$6,000.00 and an additional \$500.00 for each judge of the superior court in the county's judicial district. The practical affect is that two part-time prosecutors, one for a fifth class county and one for a ninth class county, will receive \$7,000.00. Except for fourth class counties, these two salaries are substantially higher than the salaries of part-time prosecutors of any other county, many who represent more people than the prosecutors of the single fifth and single ninth class county. I have, therefore, vetoed the item in section 1(3) establishing a formula for determining the salaries of part-time prosecutors. This will set the salary for all part-time prosecutors for counties other than fourth class counties at \$6,500.00. Under section 1(1), prosecutors in fourth class counties will receive \$10,000.00 per year.

I urge the legislature to consider the status and salaries of part-time prosecutors at the earliest opportunity at the next session. Every effort should be made to provide every county with the services of a full-time prosecutor.

With the exception of that certain item in section 1(3) which I have vetoed, the remainder of Engrossed Senate Bill No. 113 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

LOYALTY DAY MESSAGE

With leave of the Senate, business was suspended to permit Senator Reuben Knoblauch to address the Senate on Loyalty Day as follows:

"Mr. President and members of the Senate, some of you this morning must have wondered as you drove up the avenue here on the way to the capitol building, why the flags were being displayed. Well, let me tell you that today is a day set aside by the Veterans of Foreign Wars to proclaim Loyalty Day, a day to counteract the demonstrations in other parts of the world in opposition to the American way of living, a day to tell our young Americans who are burning flags, who are burning their draft cards, who are demonstrating at colleges against the American way of life, that we do have a wonderful place in which to live and that we are lucky to live in America.

"Just a few weeks ago I was chosen as one of two hundred people to attend the memorial services aboard the U.S.S. Arizona at Pearl Harbor and I couldn't help but think back just a few years where I was on December 7, 1941 at 7:55 a.m. when the first bombs were dropped on Pearl Harbor. I couldn't help but think that more than 2,400 men gave their lives that day in Hawaii, and on this beautiful memorial is a large marble slab with the names listed of the 2,400 men who died that day at Pearl Harbor. This beautiful new white marble memorial is constructed over the sunken and famous U.S.S. Arizona, where lie entombed the bodies of 1,102 of our young men. After this terrible day, I realized even more than before that there were 1,102 sets of parents, brothers and sisters, wives and children, and other relatives who never again would see these loved ones who died on that day of infamy.

"In 1961 I made a return trip to the South Pacific to visit my stations of World War II. I visited the City of Tokyo, now rebuilt, but almost totally destroyed when I arrived there on September 2, 1945. I visited the City of Manila, another city I had seen almost wiped off the map, and went on to Australia to visit my wartime camp and to visit many friends. As long as I live, I shall never forget my visit to the very beautiful and inspiring American Cemetery in Manila. There is a huge hemicycle of large slabs of marble and as you walk around the immense circle, on each side of you, chiseled in large figures, last name first, first name, branch of service and home state, are the names of 34,000 of our young Americans missing in action in the Southwest Pacific. This is hard to comprehend, and to know the tragedy brought to the hearts of so many families of these young men who did not return home after World War II. At this American Cemetery, beautifully kept by our Government, were the graves of 17,000 of our American boys, who gave their lives so that America might live, 17,000 crosses. It was a sight I shall never forget. I forgot to mention that I took the

picture of the name of George Perkins, one of Sumner's finest young men, whose name was amongst those 34,000 mentioned previously.

"Last Sunday I gave a speech at the Sumner City Park on Loyalty Day, and sitting next to me was one of our finest young men, age 21, who lost both legs at Viet Nam. This boy now has wooden legs and he uses crutches, and not once have I heard this former Sumner star athlete complain about the sacrifice he has made. I saw him a few months ago at Madigan Hospital when I was there trying to cheer the boys up at Christmas time and I saw him in a wheelchair, with no legs and he was all smiles because the next day his new legs were going to arrive and he knew that he was going to learn to walk again and he knew that he could learn how to ski again. What a wonderful attitude for a man to have that gave both legs, and yet on our campuses today in America, you know what is going on, and so on Loyalty Day we have so much to be thankful for. We have the right to say what we want. We have the right to go to the church of our choice or not to any church. We have the right to buy what we want. We don't have to stand in line, we can buy what we want. We have the right to drive from Olympia to Podunk and from Maine to Florida without having to get the permission of our government. We have so many things to be thankful for and let me assure you, gentlemen of the Senate and guests in the gallery, that we are so lucky to live in America.

"Now, how can you on Loyalty Day show your gratitude to your country and to the fact that you live here in America? First I would say the most important thing would be to take an active part in government. I would say then that you should be ready at all times to answer those people who are very quick to criticize what we have in our country and one of the main things that I would say you could do to show your gratitude to your country would be to display your flag on holidays. I have driven up the streets of Sumner on purpose on the Fourth of July, Memorial Day and Veterans' Day just to see how many people have displayed their flags, who are showing their gratitude to live in America, and let me tell you it is disappointing to see that only a few people have indicated their gratitude to those who gave their lives so that all of us may enjoy the privileges of being an American. We can buy everything in the world but we don't have the money nor the time to display the flag of our country.

"I saw at Pearl Harbor at the Punchbowl Cemetery along with the many thousands of graves of those boys brought home from World War II, the open graves ready for the bodies of the boys coming from Viet Nam, men again who have given their lives to know that the world can be free, men who knew that if the Communists take over southeast Asia or take over Viet Nam, all of southeast Asia goes to the Communists, open graves for young Americans who have given their lives so that democracy might live. Yes, I saw many graves at this very beautiful and impressive cemetery.

"I couldn't help but think of the day I spent at the Rest and Recreation Center in Hawaii, in which I went to the airport to watch a planeload of 169 of our fine American men arriving on American soil, coming straight from the front lines of Viet Nam more than 10,000 miles away, and the happy smiles on their faces when they greeted their wives and their children, their mothers and fathers, and then a few hours later I stood alongside the graves and the open graves of men who did not come home to greet their loved ones at a reunion for five days in Honolulu. I knelt beside those graves to say a silent prayer for their souls, and a prayer of thanks for the terrible sacrifice that they had made.

"Gentlemen, we are so lucky to live in America and I hope that today, May 1st, Loyalty Day, all day long in your mind you are going to remember that thousands of our young men gave their lives so that you and I might be free, and I want you to say to yourselves all day long, 'I am lucky to live in America'.

"Thank you very much."

MOTION

At 10:20 a.m., on motion of Senator Greive, the Senate was declared to be at ease.
The President called the Senate to order at 10:35 a.m.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 150.

MESSAGE FROM THE HOUSE

April 22, 1969.

Mr. President: The House has passed SUBSTITUTE SENATE BILL NO. 468 with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 6, Laws of 1959 as last amended by section 36, chapter _____, Laws of 1969 (Engrossed Substitute SB 74), and RCW 41.20.050 are each amended to read as follows:

Whenever a person has been duly appointed, and has served honorably for a period of twenty-five years, as a member, in any capacity, of the regularly constituted police department of a city subject to the provisions of this chapter, the board, after hearing, if one is requested in writing, may order and direct that such person be retired, and the board shall retire any member so entitled, upon his written request therefor. The member so retired hereafter shall be paid from the fund during his lifetime a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position held by the retired member for the year preceding the date of his retirement: PROVIDED, That, except as to a position higher than that of captain held for at least three calendar years prior to the date of retirement, no such pension shall exceed the amount equivalent to fifty percent of the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957: PROVIDED FURTHER, That a person hereafter retiring who has served as a member for more than twenty-five years, shall have his pension payable under this section increased by two percent of his salary per year for each full year of such additional service to a maximum of five additional years.

Any person who has served in a position higher than the rank of captain for a minimum of three years may elect to retire at such higher position and receive for his lifetime a pension equal to fifty percent of the amount of the salary at any time hereafter attached to the position held by such retired member for the year preceding his date of retirement: PROVIDED, That such person make the said election to retire at a higher position by September 1, 1969 and at the time of making the said election, pay into the relief and pension fund in addition to the contribution required by RCW 41.20.130; (1) an amount equal to six percent of that portion of all monthly salaries previously received upon which a sum equal to six percent has not been previously deducted and paid into the police relief and pension fund; (2) and such person agrees to continue paying into the police relief and pension fund until the date of retirement, in addition to the contributions required by RCW 41.20.130, an amount equal to six percent of that portion of monthly salary upon which a six percent contribution is not currently deducted pursuant to RCW 41.20.130.

Any person affected by this chapter who at the time of entering the armed services was a member of such police department and has honorably served in the armed services of the United States in the time of war, shall have added to his period of employment as computed under this chapter, his period of war service in the armed forces, but such credited service shall not exceed five years and such period of service shall be automatically added to each member's service upon payment by him of his contribution for the period of his absence at the rate provided in RCW 41.20.130.

Sec. 2. Section 5, chapter 39, Laws of 1909 as last amended by section 37, chapter —, Laws of 1969 (Engrossed Substitute SB 74) and RCW 41.20.060 are each amended to read as follows:

Whenever any person, while serving as a policeman in any such city becomes physically disabled by reason of any bodily injury received in the immediate or direct performance or discharge of his duties as a policeman, or becomes incapacitated for service, such incapacity not having been caused or brought on by dissipation or abuse, of which the board shall be judge, the board may, upon his written request filed with the secretary, or without such written request, if it deems it to be for the benefit of the public, retire such person from the department, and order and direct that he be paid from the fund during his lifetime, a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position which he held in the department at the date of his retirement, but not to exceed an amount equivalent to fifty percent of the salary of captain [(.)] *except as to a position higher than that of captain held for at least three calendar years prior to the date of retirement in which case as to such position the provisions of section 1 of this 1969 amendatory act shall apply*, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957 [, except as to a position higher than that of captain held for at least three calendar years prior to the date of retirement in which case as to such position the provisions of section 36 of this 1969 amendatory act shall apply]: PROVIDED, That where, at the time of retirement hereafter for disability under this section, such person has served honorably for a period of more than twenty-five years as a member, in any capacity of the regularly constituted police department of a city subject to the provisions of this chapter, the foregoing percentage factors to be applied in computing the pension payable under this section shall be increased by two percent of his salary per year for each full year of such additional service to a maximum of five additional years.

Whenever such disability ceases, the pension shall cease, and such person shall be restored to active service at the same rank he held at the time of his retirement, and at the current salary attached to said rank at the time of his return to active service.

Disability benefits provided for by this chapter shall not be paid when the policeman is disabled while he is engaged for compensation in outside work not of a police or special police nature."

On line 2 of the title after "departments;" strike the remainder of the title and insert the following: "amending section 1, chapter 6, Laws of 1959 as last amended by section 36, chapter —, Laws of 1969 (Engrossed Substitute SB 74), and RCW 41.20.050; and amending section 5, chapter 39, Laws of 1909 as last amended by section 37, chapter —, Laws of 1969 (Engrossed Substitute SB 74), and RCW 41.20.060."

On page 3, following section 2, add new sections to read as follows:

"Sec. 3. Section 11, chapter —, Laws of 1969 (Engrossed Substitute SB 74) is amended to read as follows:

(1) All claims for disability made against the retirement system as defined in section 3(1) of this 1969 amendatory act (SSB 74) shall be acted upon and either approved or disapproved by either type of disability board hereafter authorized to be created.

(a) Each city having a population of twenty thousand or more shall establish a disability board having jurisdiction over all members employed by said cities and composed of the following five members: Two members of the city legislative body to be appointed by the mayor, one fire fighter to be elected by the fire fighters employed by the city, one law enforcement officer to be elected by the law enforcement officers employed by the city and one member from the public at large who resides within the city to be appointed by the other four appointed members heretofore designated in this subsection. All members appointed or elected pursuant to this subsection shall serve for two year terms: *PROVIDED, That cities of the first class only, shall retain existing firemen's pension boards established pursuant to RCW 41.16.020 and existing boards of trustees of the relief and pension fund of the police department as established pursuant to RCW 41.20.010 which such boards shall have authority to act upon and approve or disapprove claims for disability by fire fighters or law enforcement officers as appropriate under the Washington Law Enforcement Officers' and Fire Fighters' Retirement System Act.*

(b) Each county shall establish a disability board having jurisdiction over all members residing in the county and not residing within a city in which a disability board is established. The county disability board so created shall be composed of five members to be chosen as follows: One member of the legislative body of the county to be appointed by the county legislative body, one member of a city or town legislative body located within the county which does not contain a city disability board established pursuant to subsection (1) (a) of this section to be chosen by a majority of the mayors of such cities and towns within the county which does not contain a city disability board, one fire fighter to be elected by the fire fighters subject to the jurisdiction of the county disability board, one law enforcement officer to be elected by the law enforcement officers subject to the jurisdiction of the county disability board, and one member from the public at large who resides within the county but does not reside within a city in which a city disability board is established, to be appointed by the other four appointed members heretofore designated in this subsection. All members appointed or elected pursuant to this subsection shall serve for two year terms.

(2) The members of both the county and city disability boards shall not receive compensation for their service upon the boards but said members shall be reimbursed for all travel expenses incidental to such service as to the amount authorized by law.

(3) The disability boards authorized for establishment by this section shall perform all functions, exercise all powers, and make all such determinations as specified in this 1969 amendatory act (SSB 74) and subsequent legislative acts.

Sec. 4. Section 15, chapter —, Laws of 1969 (Engrossed Substitute SB 74) is amended to read as follows:

(1) Whenever any active member, or any member hereafter retired, on account of service, sickness or disability, not caused or brought on by dissipation or abuse, of which the disability board shall be judge, is confined in any hospital or in his home, and whether or not so confined, requires nursing, care, or attention, the employer shall pay for such active member and such member retired for disability the necessary hospital, care, and nursing expenses of such member; and the employer shall pay for such [disability retired member] *member retired on account of service, hospital, care, and nursing expenses as are reasonable, in the disability board discretion.* The salary of such active member shall continue while he is necessarily confined to such hospital or home or elsewhere during the period of recuperation, as determined by the disability board, for a period not exceeding six months; after which period the other provisions of this chapter shall apply: *PROVIDED, That the disability board in all cases may have the active or retired member suffering from such sickness or disability examined at any time by a licensed physician or physicians, to be appointed by the disability board, for the purpose of ascertaining the nature and extent of the sickness or disability, the physician or physicians to report to the disability board the result of the examination within three days thereafter. Any active or retired member who refuses to submit to such examination or examinations shall forfeit all his rights to benefits under this section: PROVIDED FURTHER, That the disability board shall designate the hospital and medical services available to such sick or disabled member.*

(2) The medical benefits payable under this section will be reduced by any amount received or eligible to be received by the member under workmen's compensation, social security including the changes incorporated under Public Law 89-97 as now or hereafter amended, insurance provided by another employer, or any other similar source. Failure to apply for coverage if otherwise eligible under the provisions of Public Law 89-97 as now or hereafter amended shall not be deemed a refusal of payment of benefits thereby enabling collection of charges under the provisions of this 1969 amendatory act (SSB 74).

(3) Upon making such payments as are provided for in subsection (1), the employer shall be subrogated to all rights of the member against any third party who may be held liable for the member's injuries to the extent necessary to recover the amount of payments made by the employer.

NEW SECTION. Sec. 5. If any provision of this 1969 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 6. This 1969 amendatory act is necessary for the immediate

preservation of the public peace, health and safety, the support of the state government and its existing public institutions and shall take effect on July 1, 1969."

On line 4 strike the title amendment and insert the following:

"On line 1 of the title to Substitute Senate Bill No. 468 after 'employment;' strike the remainder of the title and insert the following: 'amending section 1, chapter 6, Laws of 1959 as last amended by section 36, chapter —, Laws of 1969 (Engrossed Substitute SB 74), and RCW 41.20.050; amending section 5, chapter 39, Laws of 1909 as last amended by section 37, chapter —, Laws of 1969 (Engrossed Substitute SB 74), and RCW 41.20.060; amending section 11, chapter —, Laws of 1969 (Engrossed Substitute SB 74); amending section 15, chapter —, Laws of 1969 (Engrossed Substitute SB 74); and declaring an emergency'."

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

On motion of Senator Mardesich, the Senate concurred in the House amendments to Substitute Senate Bill No. 468.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 468, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Elicker, Lewis (Harry), Matson, Metcalf—4.

Excused: Senator Twigg—1.

SUBSTITUTE SENATE BILL NO. 468, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 23, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 477, with the following amendments:

On page 1, line 2, of the title after "RCW 43.100.030;" strike "and"

On page 1, line 3, of the title after "RCW 43.100.080" and before the period, insert "and making an appropriation"

On page 1, section 1, line 7, after "[nine]" and before "members" strike "ten" and insert "eleven"

On page 1, section 1, line 8, after "[Six]" and before "members" strike "Seven" and insert "Eight"

On page 1, section 1, line 26, after "appoint" strike the remainder of subsection (e) and insert the following: "two members from institutions of higher learning involved in the field of law enforcement: PROVIDED, That at least one represents community colleges."

On pages 2 and 3, section 2, line 29 after "to it" strike all of the underlined material down to the period on line 1 on page 3

On page 3, beginning on line 10, insert 2 new sections as follows:

"NEW SECTION. Sec. 3. In addition to the powers set forth in RCW 43.100.080, the commission is authorized and directed to plan for and approve statewide police training facilities for training of law enforcement officers. The commission shall study and report to the forty-first legislature by January 1, 1970, its recommendation. Such study shall include, but not be limited to, consideration of:

- (1) Construction of a new facility;
- (2) Expansion of the Washington state patrol academy;
- (3) Organization, use, and development of any existing community college facility;
- (4) Acquisition, use and development of facilities at Fort Lewis or other suitable sites.

NEW SECTION. Sec. 4. There is hereby appropriated to the Washington law enforcement officers' training commission from the state general fund the sum of five hundred dollars, and such other funds as the agency may authorize as may be necessary to carry out the provisions of section 3 of this act."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Engrossed Senate Bill No. 477.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 477, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Day, Henry, Holman, Lewis (Harry), Matson—5.

Excused: Senator Twigg—1.

ENGROSSED SENATE BILL NO. 477, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 10:45 a.m., on motion of Senator Greive, the Senate recessed until 12:05 p.m.

NOON SESSION

The President called the Senate to order at 12:05 p.m.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side Senator Lewis (Harry) moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 397 passed the Senate.

Debate ensued.

Senators Mardesich, Greive and Bailey demanded a call of the Senate and the demand was sustained.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Twigg who had previously been excused.

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

ROLL CALL ON MOTION FOR RECONSIDERATION

The Secretary called the roll and the motion for reconsideration of the vote by which the Senate passed Engrossed Senate Bill No. 397 lost by the following vote: Yeas, 17; nays, 31; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Pritchard, Ryder, Williams, Woodall—17.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—31.

Excused: Senator Twigg—1.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 30, by Senators Durkan, Atwood and Bailey:

Providing for a forest tax committee and providing for its powers and duties.

On motion of Senator Durkan, the rules were suspended and Senate Concurrent Resolution No. 30 was advanced to second reading and read the second time in full.

MOTIONS

On motion of Senator Durkan, Senate Concurrent Resolution No. 30 was ordered placed at the end of the second reading calendar for today.

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

At 12:25 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

Senators Greive, Stender and McCutcheon demanded a Call of the Senate and the demand was sustained.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present.

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

MOTION

On motion of Senator Greive, the Senate immediately resumed consideration of Engrossed House Joint Resolution No. 42.

SECOND READING

ENGROSSED HOUSE JOINT RESOLUTION NO. 42, by Representatives McCaffree and Kiskaddon:

Amending Article VII of the Constitution relating to taxation.

The Senate resumed consideration of Engrossed House Joint Resolution No. 42 returned to second reading under suspension of the Rules.

PARLIAMENTARY INQUIRY

Senator Holman: "Parliamentary inquiry. There are numerous amendments on the Secretary's desk and my point of parliamentary inquiry is how shall the Chair take them up. Some of them are long and some of them are short. I think we need to have some sort of a procedure developed to take them up in order."

REPLY BY THE PRESIDENT

The President: "Senator Holman, the President has been advised by the Secretary that the procedure to be followed will be that Senator Greive's motion will be considered first and then your amendment will be considered and then as they appear on the resolution in order. The President hopes that is clear."

Senator Greive moved adoption of the following amendment by Senators Greive, Donohue, Day, Ridder, Herr, Peterson (Lowell), Connor and Odegaard:

On page 1, line 8 after "(1)" and before "Except as" insert "*Nothing in this section shall infringe upon the right of the people to initiate laws pursuant to powers reserved to them by Article II, section 1 of this Constitution.*"

On page 3, line 17, beginning with "*PROVIDED FURTHER,*" strike all the matter

down to and including the period after "petition" on line 23 and insert "PROVIDED FURTHER, That one of the types of tax herein specified first to take effect pursuant to this amendment may be changed to one of the other types of tax as follows: (i) By a majority of at least sixty percent of the members elected to each of the two houses of the legislature, in which case the bill making such change may be referred to the people by the legislature for their approval or rejection or shall be subject to referral to the people by referendum petition; or (ii) Pursuant to an initiative petition filed and acted upon in accordance with Article II, sections 1 and 1(A) of this Constitution, and laws enacted to facilitate its operation."

Debate ensued.

POINTS OF INQUIRY

Senator Stender: "Would Senator McCormack yield to a question? Senator McCormack, I don't know if I understood you correctly. You are talking about the different types of tax here. Are you referring to subsection (a)?"

Senator McCormack: "Yes, I am referring to lines 5 down to about line 15 on page 3."

Senator Stender: "Then under the present proposal it is in this particular House Joint Resolution that is being stricken by this amendment, there is already a referendum in there, is there not?"

Senator McCormack: "By sixty percent majority of both houses. This is what the amendment would modify."

Senator McCutcheon: "Would Senator Ryder yield to a question? Senator, the words that you use with reference to this referral, you say that we have not modified the right of referendum by the people. Now you read in line 17 'PROVIDED FURTHER, That one of the types of tax herein specified first to take effect pursuant to this amendment may be changed to one of the other types of tax only by a majority of at least sixty percent of the members elected to each of the two houses.'

"I am now referring to what could be done if authorized by House Joint Resolution No. 42. That is a restriction. It is an abridgement of the present law, is it not? Is that the only way you can do it? They don't say that the second power reserved by the people shall be reserved only in a certain way but it does restrict it here providing I am reading my language correctly. That is my question."

Senator Ryder: "The question is whether or not there is a restriction here, you mean?"

Senator McCutcheon: "Yes."

Senator Ryder: "Certainly there is a restriction. There is a restriction in our present Constitution which says that it takes two-thirds of both houses to amend it and a reference to the people. This says that it must take sixty percent to amend this particular section if it goes into the Constitution. At the same time then it may or may not be referred to the people by the legislature but if they do not refer it then the people have a right to get up a petition which would take about fifty thousand signatures and refer it themselves. So we are keeping within the Constitution through House Joint Resolution No. 42 restrictions on the amendment to the Constitution which is only just a small amount less than the present restriction on the rest of the Constitution."

Senator McCutcheon: "Just a small amount, is that right?"

Senator Ryder: "That is correct."

Senator Woodall: "Would Senator Washington yield to a question? Senator, you made a remark that this impinges the right of initiative, I believe. Is that your statement? Those of you who voted the other day not to submit clean to the voter the matter of holding the real estate tax down to twenty-five percent, you kind of impinged on the right of initiative just a little bit."

Senator Washington: "No, we didn't."

Senator Woodall: "You feel that you have a right in that instance not to trust the voters to vote on a clean-cut matter?"

Senator Washington: "I have a perfect confidence in submitting a well-rounded complete constitutional package to the people for them to adopt. Not a piecemeal, willy-nilly type of approach but a well thought out complete tax program. In other words, I oppose giving them your-cake-and-eat-it-too approach. I think if we are going to cut taxes, they should also face up to the responsibility of adding some additional taxes to take the place of that which we cut. I think that we are entitled to give them a package which cuts but at the same time a complete package which allows them to put back something in a form more to their liking and I feel we have the right to give them a whole package."

Senator Woodall: "In other words, you reserve the right to decide what is a rounded out program to hand to them?"

Senator Washington: "This is the right that has been given us by the Constitution to attempt to put out something that we feel will take care of the entire financial program of the state of Washington. We don't have to send out to the people a package that we are convinced is only going to, by itself, perhaps put us into difficulty."

Senator Woodall: "Nor do we have to send out the particular package that you are now proposing."

Senator Washington: "No, and very possibly if two-thirds of the people don't agree with me, we won't do it."

Senator Woodall: "Have you carefully studied this proposed amendment?"

Senator Washington: "I believe I have."

Senator Woodall: "Are you not stating when you pass this that by initiative the B&O tax could be put on some of the farmers over in your country?"

Senator Washington: "I believe this is absolutely true. If the majority of the people feel that the farmers should have the B&O tax, they could pass out a petition and they could put it on the ballot and the majority of the people could put a B&O tax on the farmers right now."

Senator Woodall: "I was very hopeful of getting an answer. I got more than I asked for. I asked for an answer and I got a speech."

Senator Washington: "Senator Woodall, I was trying to get the floor to make that speech and you just helped me out."

Senator Metcalf: "I have a question for any member, perhaps Senator McCutcheon or Senator Greive. I haven't made up my mind how I am going to vote on this issue. This is a real tough one for me. Right now does the power of initiative extend to tax laws? That is, can the people now initiate new taxes or remove taxes by the initiative process?"

Senator Greive: "Yes."

Senator Metcalf: "If this amendment is adopted that would still apply?"

Senator Greive: "Yes."

Senator McCutcheon: "I would like to clarify that a little bit and in answer to Senator Atwood awhile ago, the words I read in lines 20 and 21 are that any law enacted under this House Joint Resolution No. 42 may be referred to the people by the legislature. Now the people heretofore, have never had to come up and ask us whether or not they could refer one of our acts. They just went ahead and did it so I claim that you have deprived them of the right of referendum because that is the second right reserved to the people."

"Getting back to your initiative, of course you don't propose constitutional amendments by initiative but I remember when I came to the legislature about 1941 we were initiating the forty mill limit and we did it every two years so they couldn't repeal it within the two years and we did that time and time again. Matters of taxation as statutes, not in the Constitution but finally they came around to it and put it in as a constitutional amendment so they wouldn't have to go out and get the signatures every two years."

"That is the history if that helps you any, Senator Metcalf, in making up your mind how to vote here. Just follow your good conscience and do what you know the people want you to do here. They want the right reserved, I can tell you that."

Further debate ensued.

Senator Peterson (Lowell) moved adoption of the following amendment to the amendment by Senators Greive, Donohue, Day, Ridder, Herr, Peterson (Lowell), Connor and Odegaard:

On line 7 of the second part of the amendment, strike the following matter: "*of at least sixty percent*"

Debate ensued.

POINT OF INQUIRY

Senator Pritchard: "Would Senator Peterson (Lowell) yield? Senator, is it your intention then and your wish that all constitutional amendments should go out of this body and out of the House on a straight fifty percent vote?"

Senator Peterson (Lowell): "I would think that when these measures have to go to the people for their ratification that this is the fair and equitable way of enacting legislation that could be had. Yes, this would be my position."

Further debate ensued.

The motion by Senator Peterson (Lowell) failed and the amendment to the amendment was not adopted on a rising vote.

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

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Uhlman, Donohue, Metcalf, Faulk, Peterson (Lowell), Wilson, Connor and Odegaard.

ROLL CALL

The Secretary called the roll and the amendment by Senators Greive, Donohue, Day, Ridder, Herr, Peterson (Lowell), Connor and Odegaard was adopted by the following vote: Yeas, 28; nays, 21.

Voting yea: Senators Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—28.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Elicker, Faulk, Gissberg,

Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams, Woodall--21.

Senator Dore moved adoption of the following amendment by Senators Dore, Donohue, Walgren, Connor, Herr, Greive, Day, Peterson (Lowell) and McCutcheon:

On page 1, beginning with "Article VII," in line 8 strike all of the matter down to and including the period after "state" on page 4, line 20 and insert the following:

"Article VII, section 2. (1) Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty] one per centum of the true and fair value of such property in money: PROVIDED, HOWEVER, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district.

The term 'taxing district' for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, HOWEVER, That, during the time there is imposed a state income tax on individuals and corporations, the provisions of this paragraph (a) shall not be deemed to permit the submission of such proposition to levy an additional tax by any school district for purposes of maintenance and operation unless the governing body of such school district, prior to the adoption of the proposition, shall have determined in accordance with regulations prescribed by the superintendent of public instruction, such determination to be so stated in the proposition, that funds theretofore appropriated by the legislature, and distributable in accordance with applicable law to such school district during the year during which the additional tax would be payable, are insufficient together with other revenues available to such districts to maintain and operate the district during such year at a level at which the average annual expenditure per student for such year is less than six percent greater than the average annual expenditure per student for the preceding year, and in no event shall such additional tax exceed the lesser of (i) the amount of additional tax required to maintain and operate the district at such level, or (ii) the amount of tax permitted to be levied by such district for such year without submission to the electors thereof;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein: AND PROVIDED FURTHER, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

(2) Notwithstanding any other provision of this Constitution, the legislature shall have the power,

(a) To impose a tax upon income from whatever source derived, at a rate or rates in excess of that permitted by subsection (1) of this section: PROVIDED, That the first income tax statute to take effect pursuant to this amendment shall impose one of the following types of taxes based upon income: Type (1)—a tax upon income of all taxpayers at one single uniform rate; or Type (2)—a tax at a single uniform rate upon the income of corporations which may be different from the single uniform rate imposed upon other income; or Type (3)—a tax which may be graduated as to rates and in which the graduated rates applicable to income of corporations may be different from the graduated rates applicable to other income: PROVIDED FURTHER, That the electorate shall determine the type of tax which the legislature is authorized to impose by a proposition submitted to them at the election at which this constitutional amendment is submitted, which ballot

proposition shall be prepared by the secretary of state in such a manner that the electorate may determine which of the three types of income tax above enumerated shall be imposed: AND PROVIDED FURTHER, That thereafter the type of tax then currently in force may be changed to one of the other types of tax only by a simple majority elected to each of the two houses of the legislature and may thereafter be referred to the people by the legislature for their approval or rejection or shall be subject to referral to the people by referendum petition.

(b) To provide for allowance of credits, exclusions, inclusions, exemptions, and deductions to be used in determining the amount of income subject to tax or in computing such tax: PROVIDED, That a personal exemption of at least six hundred dollars shall be allowed to each taxpayer and dependent; and to provide further for direct payments to an individual or corporation to the extent that (i) insufficient income tax liability exists for full application of an otherwise applicable credit, and (ii) such credit is granted for the purpose of providing direct or indirect relief from other state or local taxes;

(c) To coordinate the administration and collection of state income taxes with the income tax laws and procedures of the United States, and to delegate to such state administrators as it may designate the authority to prescribe the means of coordination of state and United States tax laws and methods for the allocation of income for taxing purposes. The legislature may adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

During the time there is imposed a state net income tax on individuals, no tax shall be imposed upon the retail sale, use or consumption of food and food items sold for human consumption off the premises where sold or of prescription drugs: PROVIDED, HOWEVER, That the legislature shall have the power by appropriate legislation to define the terms "food", "food items" and "prescription drugs" for the purpose of this exemption: PROVIDED FURTHER, That the legislature shall have the power by appropriate legislation to impose a retail sales tax on food items and to allow such amounts as it may determine as a credit against any state net income tax.

During the time there is imposed a state net income tax upon the income of individuals and corporations, the full amount of any tax imposed by the state upon an individual or corporation for the act or privilege of engaging in business activity and measured by gross income or receipts shall be allowed as a credit against any state net income tax liability incurred by such individual or corporation. Such credit shall be given only for the year in which the tax upon such activity is imposed and shall not be carried over to a succeeding year or years. The legislature shall provide by law for the apportionment of tax liability for the purposes of such credit:

BE IT FURTHER PROVIDED, That the foregoing amendment shall be construed as a single amendment within the meaning of Article XXIII, section 1 (Amendment 37) of this Constitution.

The legislature finds that the changes contained in the foregoing amendment constitute a single integrated plan for a balanced revision of the tax structure for state and local government. It is the intention of the legislature that in the event the foregoing amendment is held to be separate amendments, this house joint resolution shall be void in its entirety and shall be of no further force and effect.

BE IT FURTHER RESOLVED, That the secretary of state shall cause the proposition whereby the electorate shall be given the opportunity to choose the type of income tax which the legislature is first authorized to impose to be prepared and placed upon the same ballot upon which the foregoing amendment to authorize an income tax appears.

Each voter may vote for or against the adoption of this constitutional amendment, and whether he votes "yes" or "no" upon this issue he may further vote for the type of income tax which shall be first adopted by the legislature in order to implement this amendment.

The proposition for the adoption or rejection of this amendment and for the choice of the type of tax to be first imposed shall be presented on the ballot as follows:

"A. For the imposition of an income tax yes
no

B. The first income tax to be imposed by the legislature pursuant to this constitutional amendment shall be (vote for one)

Type 1 - A tax upon income of all taxpayers at one single rate and a tax at a single uniform rate upon the income of corporations which may be different from the single uniform rate imposed upon other income

Type 2 - A tax which may be graduated as to rates and in which the graduated rates applicable to income of corporations may be different from the graduated rates applicable to other income . . .

If the proposition for the imposition of an income tax shall be affirmed by a simple majority of the electors voting on the proposition, then the type of tax receiving a simple majority of all of the votes cast for the choice of the type of tax to be imposed, shall be the

type of income tax first imposed by the legislature: PROVIDED, That if none of the three types aforesaid shall receive such majority, then the two types receiving the highest number of votes shall again be presented to the electorate at the next general election or at a special election which may be called by the legislature for this purpose.

AND BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators McCormack, Greive, Bailey, Sandison, Stender, Walgren, Holman, Ridder and Foley:

ROLL CALL

The Secretary called the roll and the amendment by Senators Dore, Donohue, Walgren, Connor, Herr, Greive, Day, Peterson (Lowell) and McCutcheon was not adopted by the following vote: Yeas, 11; nays, 38.

Voting yea: Senators Connor, Day, Dore, Greive, Herr, McCutcheon, Mardesich, Peterson (Lowell), Talley, Walgren, Wilson—11.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Washington, Williams, Woodall—38.

Senator Wilson moved adoption of the following amendment by Senators Wilson, Durkan and Donohue:

On page 1, beginning with "PRO-" on line 16, strike all the matter down to and including "this article" in line 19

The motion carried and the amendment was adopted.

There being no objection, Senator Durkan withdrew his pending amendment on the Secretary's desk to page 2, line 11.

Senator Stender moved adoption of the following amendment:

On page 2, line 11, after "election" insert "PROVIDED, That in any calendar year in which a tax upon net income is imposed by the state, school districts may not propose any special levy for maintenance and operations other than special school programs authorized by the people as a part of the special levy proposal.

Debate ensued.

POINTS OF INQUIRY

Senator McCormack: "Would Senator Stender yield to a question? Senator Stender, will you please explain to us the words 'other than special school programs authorized by the people as a part of the special levy proposal'?"

Senator Stender: "The proposed amendment outlaws the special levy for maintenance and operation except in the case where a special school program may be desired on the part of a school and with the approval of the people. Those levies could be run and it would of course be run and the people would be advised as to what the purpose of the levy was, particularly as to what program was to be carried by that type of funding."

Senator McCormack: "Well, Senator, isn't it true that voting on a special levy is what determines whether these programs should be authorized for the people?"

Senator Stender: "Yes, that is true but the program must be submitted as a program to the people requesting their authorization for the financing of it."

Further debate ensued.

POINTS OF INQUIRY

Senator Stender: "Would Senator Ridder yield to a question? Senator, in listening to your remarks are you telling us that it is your feeling that this tax reform is going to leave the school districts in the dire need of additional money to be raised by special levies?"

Senator Ridder: "I have a great fear that if we do not have tax reform in its ultimate you are not going to raise enough money. This is a great fear that we have. In our conservative sphere where the responsibility the people have to fund the services that we need in this state, we are going to back down and go easy on them to sell a package. By doing so we are going to do exactly what we have been doing for years, not supporting the services like we should."

Senator Stender: "Senator, one further question. If the door is left wide open under this proposal we have on our desks, wouldn't it be natural then that the schools would be compelled and the legislature would allow them to go back to the financing of schools by special levy?"

Senator Ridder: "Yes, but you got into this problem originally by putting on a forty mill limit and a sixty-forty provision. This was a limitation to hold down local school sources and you did this and what happened? Your sales tax started going up and then your special levies boiled out over it because the need was there to support and you couldn't support them so you went to these other regressive ways to do the supporting.

"We are asking here for reform to broaden the tax base to take the pressure off of the lower income groups and to spread out the cost of government and services over more people."

Further debate ensued.

Senator Canfield: "Would Senator Ridder yield to further question? Senator, I want to be sure I heard you correctly. I understood you to say in reply to Senator Stender's question that this bill, if passed, would yield \$155 million?"

Senator Ridder: "According to this sheet that I have, this is what it would yield."

Senator Canfield: "Senator Ridder, what I think you probably meant to say is that this bill in itself would yield nothing except as it is implemented by these two or something equivalent to that, is that not correct? The two of them are a package. What you are saying is the package as it is now will yield approximately \$155 million."

Senator Ridder: "Right. It is a package."

Senator Stender demanded a roll call and the demand was sustained by Senators Greive, Metcalf, Sandison, Stender, Newschwander, Faulk, Guess, Peterson (Lowell), Connor, Herr, and Talley.

ROLL CALL

The Secretary called the roll and the amendment by Senator Stender was not adopted by the following vote: Yeas, 15; nays, 34.

Voting yea: Senators Durkan, Elicker, Greive, Guess, Henry, Huntley, Lewis (Brian), McCutcheon, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Stender, Twigg—15.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Gissberg, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—34.

Senator Day moved adoption of the following amendment:

On page 3, line 17, before "PROVIDED" and after the colon, insert "PROVIDED FURTHER, That the state taxable income shall be the same as federal taxable income:"

Debate ensued.

Senator Day demanded a roll call and the demand was sustained by Senators Metcalf, Herr, Stortini, Ridder, McCutcheon, Greive, Stender, Cooney, Bailey and Pritchard.

ROLL CALL

The Secretary called the roll and the amendment by Senator Day was not adopted by the following vote: Yeas, 18; nays, 31.

Voting yea: Senators Connor, Cooney, Day, Donohue, Greive, Guess, Herr, Keefe, McCutcheon, Marquardt, Newschwander, Peterson (Lowell), Peterson (Ted), Stortini, Talley, Twigg, Wilson, Woodall—18.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Metcalf, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stender, Uhlman, Walgren, Washington, Williams—31.

Senator Durkan moved adoption of the following amendment:

On page 3, line 23, after the word "petition", strike the period and insert:

"PROVIDED FURTHER, That (1) In the event an income tax is imposed under Type (2) above on income of corporations at a higher rate than is applicable to other income under a single rate tax, then the Type (2) income tax shall not be levied upon the income of corporations which is derived from gross income or receipts used as the measure of any state tax upon the act or privilege of engaging in business activity, unless the full amount of the tax upon the act or privilege of engaging in business activity is allowed as a credit against the Type (2) income tax; and

(2) In the event an income tax is imposed under Type (3) above upon income at graduated rates, then the income tax shall not be levied upon income which is derived from gross income or receipts used as the measure of any state tax upon the act or privilege of engaging in business activity, unless the full amount of the tax upon the act or privilege of engaging in business activity is allowed as a credit against the Type (3) income tax."

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Senator Durkan, would you yield to a question? You have a lot of knowledge concerning them but in case we did go to these other taxes then do you have any estimate on fiscal impact?"

Senator Durkan: "Senator, the only answer that I can give you is that it would depend exactly upon the rate of the tax at the time that we moved from Type (1) to Type (2) and then you would have to determine the fiscal impact at that time."

Further debate ensued.

The motion by Senator Durkan failed and the amendment was not adopted on a rising vote.

Senator Odegaard moved adoption of the following amendment:

On page 4, line 6, after the period insert a new paragraph to read as follows:

"During the time there is imposed a state income tax on individuals the legislature shall have no power to impose a tax upon the retail sale of food and prescription drugs: PROVIDED, HOWEVER, That the legislature shall have the power: (a) to define the terms "food" and "prescription drugs" for purposes of this exemption; (b) to impose a tax upon the retail sale of food items, consumption of which is allowed on the premises of the seller, and (c) to provide, in lieu of this exemption, for a method of credits against net income tax liability, a method of sales tax refunds, or both, so as to effectively eliminate a tax upon the retail sales of food as a revenue source for the state."

Debate ensued.

POINTS OF INQUIRY

Senator Guess: "Would Senator Odegaard yield to a question? Senator, I have the estimated impact of House Bill No. 582 and House Joint Resolution No. 42 and I wonder if you had a computation made on what the fiscal impact of this amendment would be?"

Senator Odegaard: "I don't think there is any at all because it is already a part of the bill. It came over from the House as I understand it."

Senator Guess: "That is in the nature of a credit of fifteen dollars per capita in lieu of a food exemption and that was \$104 million but now you are going further than that and we are going to collect the sales tax off the tourists coming into the state on incidental food because they are not going to take a credit. It takes a person residing within the state for six months in order to be able to claim the per capita tax."

Senator Odegaard: "Senator Guess, section (c) of this amendment says that to provide in lieu of this exemption for a method of credit against the net income tax liability or method of sales tax refund or both would be up to the legislature to decide how they would want to handle that particular aspect."

Senator Guess: "You don't have the slightest idea what this would do?"

Senator Odegaard: "Not other than what is in that bill."

Senator Holman: "In answer to Senator Guess' question, the language of Senator Odegaard's amendment is identical language which I have prepared in an amendment you will have later. It is as he says, strictly written around the bill so there is no fiscal impact. What this does, it says that in the first place no sales tax on prescription drugs, giving the legislature the power to define those, and that of course is in House Bill No. 582.

"As far as food and food items are concerned it says that there shall either be no tax on them at all or you can have in lieu of that a method of exemption and this is in accordance with House Bill No. 582 which will eliminate as a revenue source sales tax on food and food items to the residents of the state thereby permitting the state constitutionally to tax food but not give a credit to non-residents. The fiscal impact that was shown to the Committee on Ways and Means last night on House Bill No. 582 is what this fiscal impact would be, as I read it."

Further debate ensued.

Senator Odegaard demanded a roll call and the demand was sustained by Senators Ridder, Dore, Wilson, Stortini, Greive, Herr, Uhlman, Donohue, Sandison, Stender, Metcalf, Holman and Pritchard.

ROLL CALL

The Secretary called the roll and the amendment by Senator Odegaard was adopted by the following vote: Yeas, 26; nays, 23.

Voting yea: Senators Connor, Cooney, Day, Donohue, Dore, Greive, Henry, Herr, Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Washington, Wilson—26.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Matson, Metcalf, Peterson (Ted), Pritchard, Ryder, Twigg, Walgren, Williams and Woodall—23.

SIGNED BY THE PRESIDENT

The President has signed:
SUBSTITUTE SENATE BILL NO. 468,
SENATE BILL NO. 477,

Senator Stender moved adoption of the following amendment:

On page 4, line 7, strike lines 7-16 and insert:

“BE IT FURTHER RESOLVED, That the foregoing proposal to amend Article VII, section 2, as amended by Amendment 17, shall be submitted at the election in such a manner that the people may vote for or against subsections (1) and (2) separately.”

Debate ensued.

Senator McDougall moved that the amendment by Senator Stender be laid upon the table.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Connor, Greive, Stender, Sandison, Washington, Holman, Guess, Wilson and Bailey.

ROLL CALL

The Secretary called the roll and the motion by Senator McDougall carried and the amendment by Senator Stender was laid upon the table by the following vote: Yeas, 29; nays, 20.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Gissberg, Holman, Huntley, Knoblauch, Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams—29.

Voting nay: Senators Connor, Cooney, Day, Donohue, Dore, Greive, Guess, Henry, Herr, Keefe, Lewis (Brian), McCutcheon, Matson, Newschwander, Peterson (Lowell), Stender, Talley, Twigg, Wilson, Woodall—20.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Marquardt gave notice that he would at the proper time move for reconsideration of the amendment by Senator Odegaard that was adopted by the Senate.

POINT OF ORDER

Senator Greive: “Point of order. I would like to point out to the good Senator that there has been intervening business and if you will look at Rule 31 it points out that in case of reconsideration of an amendment it may be made at once. The reason for that is when you go on to other business it is almost impossible with each amendment.

“I would like to mention the distinction that we made last night. If you will remember in the case of Senator Durkan and Senator Lewis, we had a motion but we cut off with a motion to adjourn and the next day it was in the same position and I don’t think under our rules that this is a motion viable at this time.”

RULING BY THE PRESIDENT

The President: "The President in ruling upon the point of order as presented, the President believes that the assembly has the privilege and the right to perfect legislation as they see fit; therefore, the President believes that the motion by Senator Marquardt is in order."

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Marquardt moved that the Senate do now reconsider the vote by which the Senate adopted the amendment by Senator Odegaard.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Uhlman, Herr, McCutcheon, Connor, Bailey, Talley, Stender, Metcalf, Cooney and Mardesich.

ROLL CALL ON RECONSIDERATION

The Secretary called the roll and the motion by Senator Marquardt to reconsider the vote by which the Senate adopted the amendment by Senator Odegaard carried by the following vote: Yeas, 27; nays, 22.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Talley, Twigg, Walgren, Williams, Woodall—27.

Voting nay: Senators Connor, Cooney, Day, Donohue, Dore, Greive, Henry, Herr, Holman, Keefe, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Uhlman, Washington, Wilson—22.

Debate ensued.

Senators Gissberg, Durkan and Ryder demanded the previous question.

Senator Greive demanded a roll call on the previous question and the demand was sustained by Senators Stender, Metcalf, Connor, Dore, McCormack, Stortini, Odegaard, Day, Ridder and Cooney.

ROLL CALL

The Secretary called the roll and the demand for the previous question was sustained by the following vote: Yeas, 33; nays, 16.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Sandison, Talley, Twigg, Uhlman, Walgren, Williams, Woodall—33.

Voting nay: Senators Connor, Day, Donohue, Dore, Greive, Herr, Lewis (Brian), McCormack, McCutcheon, Odegaard, Peterson (Lowell), Ridder, Stender, Stortini, Washington, Wilson—16.

Debate ensued.

The question before the Senate is the adoption of the amendment proposed by Senator Odegaard.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Greive, Stortini, Uhlman, Donohue, Talley, Canfield, Bailey, McCormack and Washington.

ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senator Odegaard and on reconsideration the Senate failed to adopt the amendment by the following vote: Yeas, 24; nays, 25.

Voting yea: Senators Connor, Cooney, Day, Donohue, Dore, Greive, Henry, Herr,

Holman, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Washington, Wilson—24.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Walgren, Williams, Woodall—25.

Senator Woodall moved adoption of the following amendment:

On page 3, line 2, after "outstanding on" strike "December 6, 1934" and insert "the effective date of this amendment"

Debate ensued.

The motion failed and the amendment was not adopted.

Senator Holman moved adoption of the following amendment by Senators Holman and McCormack:

On page 1, line 5, of the joint resolution, after "rejection," strike all matter down to and including the period on page 4, line 6, and insert:

"an amendment to Article VII of the Constitution of the state of Washington amending section 2 thereof, as amended by Amendment 17, so that said section will read as follows:

Article VII, section 2. *Limitations on Taxing Power.*

(1) *Income Taxation.*

Except as hereinafter provided and notwithstanding any other provision of this Constitution, no tax may be levied or imposed upon or measured by income. The legislature may for state purposes only, including the discharge of the duty imposed upon the state by Article IX, Section 1, of this Constitution, authorize a tax upon or measured by income from whatever source derived. Income shall not be deemed property within the meaning of this article, and a tax imposed upon or measured by income shall not be deemed an ad valorem tax. In carrying out the provisions hereof, the legislature is further authorized to enact appropriate legislation including the adoption by reference of applicable federal statutes as now existing and as from time to time hereafter amended, the delegation, to such state administrators as it may designate, of authority to promulgate regulations for administration and collection of such tax not inconsistent herewith, and provisions for direct payments to an individual or corporation to the extent that (a) insufficient income tax liability exists for full application of an otherwise applicable credit, and (b) such credit is granted for the purpose of providing direct or indirect relief from other state or local taxes. The rates of such tax on income, together with provisions for allowance of credits, exclusions, exemptions and deductions to be used in computing such tax or in determining the amount of income subject thereto, shall not be limited by this article or by any other provision of this Constitution, except that the amount of such credits, exclusions, exemptions and deductions may not be determined solely by the amount of income otherwise subject to tax, and such tax may be imposed only at a rate or rates which shall be single and uniform for (a) corporations, and (b) for taxpayers other than corporations, respectively: PROVIDED, HOWEVER, That the foregoing limitations as to rate or rates shall not apply if a majority of the electorate voting thereon shall approve a referendum bill suspending the operation of such limitation, which bill may be adopted by a simple majority of the members of each house at any legislative session and submitted by the legislature to the electorate at any general or special election, including the election at which this constitutional amendment is submitted to them, and such suspension shall remain in effect until such limitation is reinstated by the electorate pursuant to a subsequent referral: PROVIDED FURTHER, That in the event such referendum election shall not have been previously held, the secretary of state shall conduct a referendum election at the general election in November, 1972, to the same effect and in accordance with the same procedures thereunto applicable as in the case of a referendum bill adopted by the legislature pursuant to the foregoing proviso.

(2) *Property Taxation.*

Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty] one per centum of the true and fair value of such property in money: PROVIDED, HOWEVER, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve-month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total

number of votes cast in such taxing district at the last preceding general election: *PROVIDED, HOWEVER, That, during the time there is imposed a state income tax on individuals and corporations, the provisions of this paragraph (a) shall not be deemed to permit the submission of such proposition to levy an additional tax by any school district for purposes of maintenance and operation, if the amount of such additional tax in the year payable exceeds the amount of such tax permitted to be levied by such district for such year without submission to the electors thereof, unless the additional tax to the extent of such excess shall have been submitted to the electors as a separate proposition at such special or regular election and shall have been approved by a majority of at least two-thirds of such electors and such election otherwise meets the requirements of this paragraph (a);*

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: *PROVIDED, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein: AND PROVIDED FURTHER, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;*

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on [December 6, 1934] *the effective date of this amendment; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.*

(3) Excise Taxation.

During the time there is imposed a state income tax on individuals, no tax shall be imposed upon the retail sale, use or consumption of food and food items sold for human consumption off the premises where sold or of prescription drugs: PROVIDED, HOWEVER, That the legislature shall have the power by appropriate legislation: (a) to define the terms "food", "food items" and "prescription drugs" for the purpose of this exemption; and (b) to provide, in lieu of this exemption as to food and food items, for a method of credits against income tax liability, a method of sales tax refunds, or both, so as effectively to eliminate as a revenue source for the state and its political subdivisions a tax upon the retail sale of food and food items to the residents thereof. Any tax imposed by the state upon the retail sale, use or consumption of tangible personal property shall be established at a rate which is equal to either (a) the same rate as that applicable to individuals under a state income tax, if such tax is then subject to the limitation of a single uniform rate as required in subsection (1) of this section, or (b) one-half of the difference between the lowest and highest rates applicable to individuals under a state income tax, if such tax is not then subject to such limitation: PROVIDED, That nothing herein shall prevent the legislature from providing for the exemption of certain types of property, services or transactions from such sales or use tax. Nothing contained in this article shall be deemed to limit the power of the state or its political subdivisions by appropriate legislation to impose a tax upon the act or privilege of engaging in business and measured by gross income or receipts: PROVIDED, HOWEVER, Such tax may not be imposed by the state to the extent measured by gross income and receipts includable within the determination of income of any person, corporation, or business organization of any type subject to a state income tax.

MOTION

Senator Mardesich moved that Engrossed House Joint Resolution No. 42 hold its place on the second reading calendar for Friday, May 2, 1969.

Debate ensued.

Senator Mardesich demanded a roll call and the demand was sustained by Senators Connor, McCormack, Greive, Odegaard, Henry, Metcalf, Peterson (Lowell), Talley and Wilson.

ROLL CALL

The Secretary called the roll and the motion by Senator Mardesich failed by the following vote: Yeas, 13; nays, 36.

Voting yea: Senators Canfield, Day, Greive, Holman, Keefe, McCormack, Mardesich, Matson, Metcalf, Peterson (Lowell), Talley, Twigg, Woodall—13.

Voting nay: Senators Andersen, Atwood, Bailey, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—36.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Holman yield to a question? Senator, I think you have done a very creditable piece of work and my question is directed to the possible unconstitutionality of the entire amendment. Engrossed House Joint Resolution No. 42 had a question raised about its constitutionality, by Senator McCutcheon, on account of embracing two subjects. You referred in your discussion of this measure to the fact that it categorizes into different types of taxation. Those were your words. Then you go ahead and explain how it includes income, property, excise and sales. In other words, it appears to me that this is a sort of a gateway amendment.

"I am now asking you then after this long harangue, is this in fact a gateway amendment and is it in your opinion constitutional in view of that fact?"

Senator Holman: "Senator Canfield, I can only tell you that in my opinion it is constitutional but you shouldn't take my word for this. This will be determined, if at all, by the supreme court of the state of Washington and my opinion is that they will determine that it is constitutional and I can't say any more than that.

"Even House Joint Resolution No. 42 as sent over by the House has the same question that you have raised as to this because it deals with income taxation as well as property taxation and Senator McCutcheon pointed this out quite early. I can only say that the attorney general thinks it is constitutional but his views aren't going to have any more weight with the courts than some taxpayer who goes to the supreme court with his attorney and maybe it will be Senator McCutcheon, so I can't answer your question except to give you my opinion."

Further debate ensued.

Senator Williams: "Would Senator Holman yield to a question? Senator Holman, at the very last part of your constitutional amendment you provided there shall be no B&O tax on any corporation or person who pays an income tax, is that not correct?"

Senator Holman: "Yes."

Senator Williams: "Can you tell me what corporate rate income tax we would have to have to replace the B&O now coming from corporations?"

Senator Holman: "Eight and one-half percent."

Senator Williams: "And would be higher than any state in the country, would it not?"

Senator Holman: "I believe so."

Senator Williams: "One more question. Also, by taking this B&O tax off individuals, we would have to have a higher individual income tax or sales tax in House Bill 582 to replace that, would we not?"

Senator Holman: "No, we can still stay with the three and one-half percent in both instances according to the drafters of the legislation."

Senator Williams: "As I understand the eight and one-half percent and I agree with that figure, replaces the corporate B&O tax but about one quarter of the B&O tax comes from non-corporate sources, partnerships, etc., how would that be replaced?"

Senator Holman: "Last night the Committee on Ways and Means had a meeting. We always receive this yellow sheet showing the impact of House Bill No. 582. If you will notice the first item there. Reduced B&O tax to twenty-two or one-half present rate; gross tax loss there is 147 minus eight for the manufacturer's sales tax credit or a net of 139. If you just double that loss, the 147 then becomes 294 and you get a net of 286.

"This then gives you a general fund reduction of somewhere around \$764 million and if you continue to the middle of the page that says 'Corporations income tax rate at 3.5%' and you substitute 8.5%, you then produce instead of \$97.3, \$235.7 million and if you add that back in you will find that you are coming up with almost identical net general fund gain of \$155 million. I believe that Tim Malone worked it out that way only he went backwards. I asked him to come up with the rate which would be applicable to corporations, keep the individual rate and the sales tax rate the same as in the bill and still produce the same amount of revenue and he came up with the 8.5% and I worked it out backwards and it seems to jell."

Further debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Herr, Donohue, Stortini, Walgren, McCormack, Peterson (Ted), Metcalf, Henry, Sandison, Mardesich, Cooney and Connor.

ROLL CALL

The Secretary called the roll and the amendment by Senators Holman and McCormack was not adopted by the following vote: Yeas, 20; nays, 29.

Voting yea: Senators Day, Donohue, Elicker, Greive, Henry, Herr, Holman, McCormack, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—20.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Dore, Durkan, Faulk, Foley, Gissberg, Guess, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Peterson (Ted), Pritchard, Riddér, Ryder, Stender, Twigg, Williams, Woodall—29.

Senator McCutcheon moved adoption of the following amendment:

On page 1, line 7 after “as follows:” strike the remainder of the resolution down to and including the period on page 4, line 20, and insert:

“Article VII, section 2. Except as hereinafter provided and notwithstanding any other provisions of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed forty mills on the dollar of assessed valuation, which assessed valuation shall be [fifty] *twenty-five* per centum of the true and fair value of such property in money: PROVIDED, HOWEVER, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term “taxing district” for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve-month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein: AND PROVIDED FURTHER, That the provisions of this section shall also be subject to the limitations contained in Article VIII, section 6, of this Constitution;

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

AND BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.”

Debate ensued.

MOTION

Senator Pritchard moved that the amendment by Senator McCutcheon be laid upon the table.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Greive, Sandison, Guess, Lewis (Brian), Twigg, Day, Connor, Cooney and Keefe.

ROLL CALL

The Secretary called the roll and the motion by Senator Pritchard carried and the

amendment by Senator McCutcheon was laid upon the table by the following vote: Yeas, 29; nays, 20.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Stortini, Uhlman, Walgren, Washington, Williams—29.

Voting nay: Senators Connor, Cooney, Day, Donohue, Dore, Durkan, Greive, Guess, Herr, Keefe, McCutcheon, Mardesich, Matson, Peterson (Lowell), Sandison, Stender, Talley, Twigg, Wilson, Woodall—20.

On motion of Senator Durkan, the rules were suspended, Engrossed House Joint Resolution No. 42, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Uhlman: "I rise to a point of parliamentary inquiry. Is the motion before us Senator Durkan's motion to suspend the rules and the second reading be considered the third and the advance to third reading and final passage?"

REPLY BY THE PRESIDENT

The President: "There were no objections to the motion to advance, Senator Uhlman. Engrossed House Joint Resolution No. 42, as amended by the Senate, is on final passage."

POINTS OF INQUIRY

Senator Washington: "Would Senator Williams yield to a question? Senator, calling your attention to item 2(b) starting on line 24, the wording is to provide for allowance of credits, exclusions, exemptions, deductions to be used in determining the amount of income subject to tax or in computing said tax.

The question, Senator Williams, is it your understanding that this wording allows exemptions and deductions to be graduated solely on the basis of the amount of income of the taxpayer?"

Senator Williams: "That is covered by your types above and when you speak of a Type (1) being a single uniform rate, I would think that that would not indicate that these allowances or credits would be based solely on the income alone."

Senator Mardesich: "Would Senator Williams yield? Senator, in addition to allowing the legislature to provide for allowances, credits, exclusions, etc., it says in the language of the resolution 'to provide further for direct payment to an individual or corporation to the extent that (1) insufficient income tax liability exists for full application of an otherwise applicable credit'. Now, the way I read that, it is possible, it is a constitutional requirement that such credit be given and it would seem to me that credit could extend to a person on welfare under that strict interpretation and he would get a cash rebate for all tax he paid if any was payable, even though he had gotten his income from welfare."

Senator Williams: "Senator Mardesich, you will notice that this entire section starts off with 'the legislature shall have the power', so this is not a requirement of any of these things. These are merely authorizations and I think that the specific question is handled in House Bill No. 582 where they do give certain credits for people in low income, on property taxes, etc., but specifically do not allow them for people receiving public assistance for those purposes for various reasons relating to the federal part in the grant so the bill itself indicates that is not the interpretation and since this is a power only, I would think that would not be required."

Senator Newschwander: "I wonder if Senator Williams would yield? Senator, I asked this question to several people and I still haven't gotten the answer. On line 12 you crossed off forty mills on the dollar of such evaluation, etc. You add the line, 'one percent of true and fair value'."

Senator Williams: "That has been taken out by the amendment."

Senator Newschwander: "Is it twenty-five or forty percent now?"

Senator Williams: "No, I am sorry, that is in. You are right."

Senator Newschwander: "By leaving that one percent in, they are increasing the evaluation to one hundred percent. Doesn't it take the lid off the bonding capacity and raise it maybe four or five times where we have twenty percent in a district now and you are going to one hundred percent, doesn't that change the bonding capacity of a district?"

Senator Williams: "I am not sure I am qualified to answer that one fully."

Senator Newschwander: "That is the answer I have been getting all day."

Senator Woodall: "Would Senator Williams yield? Senator, am I correct that this proposed Amendment as it now reads has no limit whatsoever on what taxation can be

placed or what rates can be placed in the future should this become the law so this particular amendment if it passes opens up a new field of taxation with no limitations contained, correct?"

Senator Williams: "I think essentially it does, yes, but it would give us a balanced tax structure where we now have unlimited sales tax and B&O tax this would just . . ."

Senator Woodall: "I didn't want a speech, I just wanted an answer."

Senator Williams: "I was trying to give you an answer."

Senator Woodall: "And so there are no limits and it does not eliminate any present taxes, does it?"

Senator Williams: "No, it puts on some limitations on the property tax, of course, it does add a limitation there."

Senator Woodall: "But that is the only limit that is restricted?"

Senator Williams: "Yes."

Senator Washington: "Would Senator Greive yield to a question? Senator, I will ask you if it was not your understanding as the majority leader and was it not the opinion in general agreement of the Democratic Caucus after reading the language which I read to Senator Williams that it would provide a power in the legislature to graduate the deductions and exemptions solely on the basis of the income of the taxpayer?"

Senator Greive: "I can certainly say it is a clear and unequivocal majority of us and furthermore that those of us who are voting for the measure, and I am one of them, feel would not vote for it if we did not so believe and understand."

Further debate ensued.

Senators Keefe, Durkan and Ryder demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Joint Resolution No. 42, as amended by the Senate, and the resolution passed the Senate by the following vote: Yeas, 33; nays, 16.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—33.

Voting nay: Senators Connor, Cooney, Day, Donohue, Dore, Guess, Keefe, McCormack, McCutcheon, Mardesich, Matson, Newschwander, Stender, Talley, Twigg, Woodall—16.

ENGROSSED HOUSE JOINT RESOLUTION NO. 42, as amended by the Senate, having received the constitutional two-thirds majority, was declared passed.

MOTION

At 7:10 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Friday, May 2, 1969.

JOHN A. CHERBERG, President of the Senate.

WARD BOWDEN, Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, May 2, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Williams. On motion of Senator Ryder, Senator Williams was excused.

The Color Guard, consisting of Pages John Wick, Color Bearer, and Vicki Conner presented the Colors. Reverend Maurice L. Haehlen, minister of the United Churches, Olympia, offered prayer as follows:

"Almighty God Thou Eternal Father of us all—Thou who doest make the trees to grow straight and tall and to break forth into flower and fruit—Thou who doest teach the birds how to build their nests, Thou who doest guide every living thing along its way—do Thou direct and guide our doings this day so that Thy will can be done among us. And then, O God, by Thy help, may we become better than we are, wiser than we think and stronger than we dream and thus may our great state achieve her manifest destiny. Amen."

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

REPORTS OF STANDING COMMITTEES

April 29, 1969.

SENATE BILL NO. 778, authorizing three new ferries (reported by Committee on Highways):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Washington, Chairman; Bailey, Connor, Donohue, Elicker, Faulk, Foley, Herr, Huntley, Keefe, Knoblauch, McDougall, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

May 1, 1969.

ENGROSSED HOUSE BILL NO. 382, determining responsibility for burial expenses for public assistance recipients (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Durkan, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

April 29, 1969.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 21, requesting study of cost of living increases (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Bailey, Durkan, Faulk, Herr, Matson, Metcalf, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

Office of the Governor, May 1, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill, entitled:

SENATE BILL NO. 35: Eliminating certain special motor vehicle license plates.

Sincerely,
JOHN SHERWOOD,
Legislative Counsel.

MESSAGES FROM THE HOUSE

May 1, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 150, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 1, 1969.

Mr. President: The House has passed ENGROSSED SENATE JOINT MEMORIAL NO. 3, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE JOINT MEMORIAL NO. 3.

May 1, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 183 and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

May 1, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 710 and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

May 2, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE SENATE BILL NO. 468,
SENATE BILL NO. 477,
SENATE JOINT MEMORIAL NO. 3,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 2, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE HOUSE BILL NO. 90,
HOUSE BILL NO. 183,
HOUSE BILL NO. 362,
HOUSE BILL NO. 486,
HOUSE BILL NO. 710,
HOUSE JOINT MEMORIAL NO. 7,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 1, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 77, and has granted said committee the powers of Free Conference. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 1, 1969.

Mr. President: The House has adopted the report of the Conference Committee on HOUSE BILL NO. 542, and has granted said committee the powers of Free Conference. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 1, 1969.

Mr. President: The House has granted the request of the Senate for a conference on SUBSTITUTE HOUSE BILL NO. 116 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Chapin, Hurley, Curtis. MALCOLM McBEATH, Chief Clerk.

May 1, 1969.

Mr. President: The Speaker has appointed new House members of the Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 169 and the House amendments thereto: Representatives Julin, Chapin, Haussler. MALCOLM McBEATH, Chief Clerk.

May 1, 1969.

Mr. President: The House has granted the request of the Senate for a conference on SUBSTITUTE HOUSE BILL NO. 228 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Farr, Gallagher, Hubbard. MALCOLM McBEATH, Chief Clerk.

May 1, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE BILL NO. 58 and the Senate amendment thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Jolly, Hoggins, Zimmerman. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 2, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 58, and has granted said committee the powers of Free Conference. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 1, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SENATE BILL NO. 498, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTION

On motion of Senator Sandison, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

MESSAGE FROM THE HOUSE

May 1, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SENATE BILL NO. 199, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTION

On motion of Senator Mardesich, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

May 1, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 58, providing code revision of Title 28 RCW, education, have had the same under consideration, and we report that we are unable to agree and wish to request the powers of Free Conference.

Signed by: Senators Ridder, Odegaard and Guess; Representatives Hoggins, Zimmerman and Jolly.

MOTION

On motion of Senator Ridder, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

REPORT OF CONFERENCE COMMITTEE

April 30, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Substitute House Bill No. 116, providing for disposition of criminal records, have had the same under consideration, and we report that we are unable to agree and wish to request the powers of Free Conference.

Signed by: Senators Uhlman, Elicker and Dore; Representatives Chapin, Curtis and Hurley.

MOTION

On motion of Senator Uhlman, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

REPORT OF FREE CONFERENCE COMMITTEE

April 25, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred House Bill No. 542, removing certain ad valorem taxes on mobile homes or trailers, have had the same under consideration, and we recommend that House Bill No. 542 be amended to read as follows:

On page 1, section 1, beginning on line 9, strike all the material down to and including "tion," on line 12, and insert:

"No mobile home or travel trailer which is a part of the inventory of mobile homes or travel trailers held for sale by a dealer in the course of his business and no mobile home or travel trailer with respect to which the excise tax imposed by this chapter is payable shall be listed and assessed for ad valorem taxation."

Signed by: Senators Gissberg, McCormack and Peterson (Ted); Representatives Brouillet, McCaffree and Murray.

Senator McCormack moved adoption of the report of the Free Conference Committee on House Bill No. 542.

POINT OF INQUIRY

Senator Canfield: "Would Senator McCormack yield to a question? Senator, I want to be very careful. I understand this bill because I had a number of telegrams yesterday on it and I understand that the travel trailers that are being held by the dealer for sale on his lot will not be subject to the ad valorem tax, is that correct?"

Senator McCormack: "That is correct."

The motion carried and the report of the Free Conference Committee on House Bill No. 542 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 542, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 4; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Waigren, Washington, Wilson, Woodall-44.

Absent or not voting: Senators Gissberg, Guess, Henry, Pritchard-4.

Excused: Senator Williams-1.

HOUSE BILL NO. 542, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection the title of the bill was ordered to stand as the title of the act.

REPORT OF CONFERENCE COMMITTEE

May 2, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Substitute House Bill No. 228, giving basic science exams conditionally, have had the same under consideration and we report that we are unable to agree and wish to request the powers of Free Conference.

Signed by: Senators Day, Gissberg and Twigg; Representatives Farr, Gallagher and Hubbard.

MOTION

On motion of Senator McCormack, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 31, by Senators Day, Peterson (Ted) and Greive:

Authorizing and directing study of health costs and facilities.

On motion of Senator Day, the rules were suspended, Senate Concurrent Resolution No. 31 was advanced to second reading and read the second time in full.

On motion of Senator Day, Senate Concurrent Resolution No. 31 was ordered placed on the second reading calendar for Saturday, May 3, 1969.

MOTIONS

On motion of Senator Ridder, the Senate returned to the fourth order of business.

Senator Ridder moved that the Senate consider the message from the House concerning House Bill No. 32.

POINT OF ORDER

Senator McCutcheon: "Point of order. That has just come over and I haven't had a chance to get it out of the file. It is about twelve feet long and it covers a great number of subjects with reference to and greatly enlarges the scope and object of the original bill. I, at this time, raise the point challenging the consideration of this measure at this or any other time because it enlarges the scope and object of the original bill which was a very simple bill relating to the election of school directors."

POINT OF INFORMATION

Senator Woodall: "Point of information. Are we now discussing House Bill No. 32?"

REPLIES BY THE PRESIDENT

The President: "Considering the message relating to House Bill No. 32."

Senator Woodall: "Well then, there has been nothing added since it left the Senate. We are discussing the amendments which we put on over here in the first instance?"

The President: "Actually, Senator Woodall, the Secretary has not read the message as yet. Senator McCutcheon was making remarks about the measure."

Senator Woodall: "Then I think before we hear what they have done to it, I think it is a little premature."

The President: "Senator Woodall, the motion before the Senate is the one by Senator Ridder moving that the Senate consider the measure relating to House Bill No. 32. The question has not been put as yet."

MOTION

On motion of Senator McCutcheon, the message relating to House Bill No. 32 was made a special order of business for Saturday, May 3, 1969.

SENATE RESOLUTION: 1969-EX-45

By Senators Wilson, Faulk, Ridder, Marquardt, Washington, Odegaard, Stortini and Dore:

WHEREAS, Public libraries as well as school, college, special and other libraries in the state of Washington are an essential element of education; and

WHEREAS, Many of these libraries do not meet appropriate standards; and

WHEREAS, Many rural areas, county and city institutions, handicapped and disadvantaged persons are not adequately served by libraries; and

WHEREAS, Due to the information explosion and the population explosion it is imperative that libraries meet the increased demands of all citizens in the state; and

WHEREAS, A proposed library information network program involving interlibrary cooperation, subject reference centers, automated programming and retrieval is under consideration;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington in extraordinary session of the Forty-First Legislature assembled, That the Joint Committee on Education be and is hereby requested to:

- (1) appraise the role, adequacy and availability of libraries in the state;
- (2) consider programs for maximum effective use of these libraries;
- (3) review and evaluate financial support of libraries;
- (4) make a report and recommend appropriate legislation;
- (5) submit such report and recommendations to the next session of the legislature; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be directed to transmit a copy of this Resolution to the Joint Committee on Education.

On motion of Senator Faulk, the resolution was adopted.

Senator Stender moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-46

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall:

WHEREAS, The Forty-First Legislative Session, in conjunction with the extraordinary session has been in session over 105 days; and

WHEREAS, The Governor has given notice of his intent to call an additional extraordinary session in January, 1970; and

WHEREAS, Many of the members of the Senate have postponed their private and personal business matters so as to be present during the current extraordinary session; and

WHEREAS, The session is continuing on well beyond the predicted length of time;

NOW, THEREFORE, BE IT RESOLVED, That this extraordinary session be adjourned *sine die* no later than May 3, 1969; and

BE IT FURTHER RESOLVED, That the Senate and House leadership immediately begin finalizing the matters requiring legislative attention.

MOTIONS

On motion of Senator Bailey, all members of the Democratic Caucus were added as sponsors.

On motion of Senator Atwood, all members of the Republican Caucus were added as sponsors.

The motion by Senator Stender carried and the resolution was adopted.

SENATE RESOLUTION: 1969-EX-47

By Senators Holman, Woodall and Uhlman:

WHEREAS, The United States Supreme Court decisions in *KENT v. UNITED STATES*, 383 U. S. 541, and *Application of Gault*, 387 U. S. 1 have indicated that the constitutional safeguards afforded to criminal defendants will henceforth be applied to juvenile court matters; and

WHEREAS, These decisions have led to a nationwide reexamination by the several states of their respective juvenile court codes; and

WHEREAS, The widespread adoption by the states of the Interstate Compact on Juveniles, and the increasing mobility of our citizens, make the adoption of a uniform juvenile court act both desirable and necessary; and

WHEREAS, The National Conference of Commissioners on Uniform State Laws, with the advice of many eminent authorities in this field has promulgated the Uniform Juvenile Court Act and has urged its adoption by the several states; and

WHEREAS, This Uniform Act was introduced in the 1969 session of the 1969 Legislature as Senate Bill No. 145 and the determination was made that it should receive further study;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the Judicial Council, in cooperation with the Legislative Council and this state's Uniform Law Commissioners, is

requested to study the Uniform Juvenile Court Act (1969 SB No. 145) during the ensuing interim and to report its findings and recommendations to the legislature by January 1, 1971; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to the aforesaid councils and commission.

On motion of Senator Holman, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-48

By Senator Uhlman:

WHEREAS, The plight of the economically disadvantaged black and white within this nation should be of concern to every citizen regardless of his own residence; and

WHEREAS, The Negro Voters' League, Inc. of Seattle has initiated a drive for the adoption of Sunflower County, in rural Mississippi, by King County, for purposes of special assistance to all the poor and needy therein; and

WHEREAS, Sunflower County has families therein whose total income for 1968 was \$200, \$58 a month being the welfare allotment in this, Senator Eastland's resident county; and

WHEREAS, Presently contemplated is a program which will include churches throughout King County taking up a special collection each month which will then be transmitted by a financial committee to the Mississippi Freedom Farm Co-op, to be used in part for one hundred forty acres of land for growing vegetables; part of this drive shall be the procurement of clothing, books, powdered milk, vitamins, seeds, preservable food and the like; and

WHEREAS, This project has received endorsements from such individuals and groups as Seattle University, the University of Puget Sound, St. Martin's College BSU, Western Washington State College, the Greater Seattle Chamber of Commerce, the Tacoma Urban League, the Weyerhaeuser Company, Olympia High School, St. John's Episcopal Church, Olympia, the Seattle Council of Churches, the Washington State Council of Churches, and from the following members of Congress: Lloyd Meeds (Washington), Lewis Stokes (Ohio), Brock Adams (Washington), Adam Clayton Powell (New York), Senators Warren G. Magnuson and Henry M. Jackson (Washington), Thomas S. Foley (Washington), Emanuel Celler (New York), and also from the Reverend Channing Phillips, and Archbishop Connolly;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That our firm wishes for a most successful effort in this project sponsored by the Negro Voters' League, Inc. be thus made of record and the project so endorsed by this body; the unselfish and concerned action of the citizens of King County reflect highly upon all the state and its citizens and, quoting Congressman Lloyd Meeds, "It is this kind of human concern, spanning state and regional boundaries, that exemplifies the best in the human spirit"; and

BE IT FURTHER RESOLVED, That a copy of this Senate Resolution be transmitted by the Secretary of the Senate to the offices of the Negro Voters' League, Inc. of Seattle.

On motion of Senator Uhlman, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-49

By Senators Donohue, Durkan and McCormack:

WHEREAS, The citizens of the state of Washington since its pioneer settlements, and through its territorial stage, early statehood, and up to the present, have endeavored to build a model industrial-agricultural state, and this based on a broad program of public education within the state; and

WHEREAS, The citizens of the state give continued recognition to the importance of education in the state's cultural and economic growth, as evidenced by the amount of tax dollars being utilized therefor; and

WHEREAS, The Dayton Elementary School at Dayton, Washington, was established in 1869, and has thus been in operation for 100 years; and

WHEREAS, The early citizens of Dayton, in their recognition of the importance of education, first elected a school board in 1880, founding the first territorial school; and

WHEREAS, These same pioneer citizens of Dayton founded the first territorial high school within the borders of our present state, thus envisioning and believing in the great future of the state of Washington now reaching realization; and

WHEREAS, This first high school in the old Washington Territory became a guide to those that followed and aided in the development of a pride in and a responsibility to youth seeking education in this state; and

WHEREAS, The citizens of Dayton have accepted the responsibilities of this leadership in education throughout the passing years and thus have provided continued, concerned interest in scholarship throughout the state, including promoting the healthful competitive competition found in interscholastic sports; and

WHEREAS, Graduates of Dayton High School have made illustrious marks in the state's commerce, government, education, finance and agriculture, thereby personally justifying the belief of the founding Dayton Fathers;

NOW, THEREFORE, BE IT RESOLVED, That the members of the Senate do hereby congratulate the citizens of the community of Dayton, Washington, those present and past members of the school board, the school staff, and the students of the Dayton Elementary School and of Dayton High School for their present and past achievements, and more particularly, for their great contribution to the advancement of education within our state; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate prepare copies of this Senate Resolution for distribution to members of the communications media for its further dissemination to the public.

On motion of Senator Donohue, the resolution was adopted.

Senator Odegaard moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-50

By Senators Odegaard, Bailey and Dore:

WHEREAS, A recent announcement has been made by Secretary of Labor, George P. Shultz, that many Conservation and Job Corps Centers in the nation will be closed on July 1, 1969; and

WHEREAS, The Cispus Job Corps Center at Randle, Washington, in Lewis County, is among those scheduled to be closed; and

WHEREAS, The Cispus Job Corps Center, one of the top 15 out of 109 centers in the nation, presently has 202 young men in training to acquire the skills of heavy equipment operation, welding, carpentry, mechanics, and physical education, with classes in remedial reading, writing and for general educational development toward high school equivalency; and

WHEREAS, The Cispus Job Corps Center has an outstanding record in job placement, 51 percent in fiscal year 1968, and 70 percent for the first half of fiscal year 1969, percentages much higher than the national figures; and

WHEREAS, The Cispus Job Corps Center dropout rate is only 11 percent compared with the national average of 19 percent; and

WHEREAS, The Cispus Job Corps Center's average cost per student is about \$4,800, a cost which is \$1,500 lower than the national average; and

WHEREAS, The Cispus Center from June, 1965, through February, 1968, did forestry work, including reforestation projects and construction of badly needed forest roads, valued at \$771,778; and

WHEREAS, The Cispus Center now consists of 20 permanent structures on the camp grounds, plus a mobile welding shop, all of which have cost the federal government a total of \$1.1 million over the past four years;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, That the Secretary of Labor be urged to retain the Cispus Job Corps Center, in consideration of its record of achievement; and

BE IT FURTHER RESOLVED, That copies of this resolution be forwarded to the Honorable Richard M. Nixon, President of the United States, the Secretary of Labor, the Speaker of the United States House of Representatives, the President of the Senate, and each member of the Washington State Delegation in Congress.

Senators Greive, Donohue and Uhlman demanded a Call of the Senate.

Senator Greive demanded a roll call on the Call of the Senate and the demand was sustained by Senators Talley, Stender, Metcalf, Uhlman, Herr, Washington, McCutcheon, Bailey, and Knoblauch.

ROLL CALL

The Secretary called the roll on the motion for a Call of the Senate and the demand was sustained by the following vote: Yeas, 27; nays, 20; absent or not voting, 1; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—27.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Woodall—20.

Absent or not voting: Senator Stender—1.

Excused: Senator Williams—1.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Williams who had previously been excused.

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

Debate ensued.

Senator Odegaard demanded a roll call and the demand was sustained by Senators Durkan, Dore, Metcalf, Sandison, Talley, Uhlman, Cooney, Foley, Gissberg and McCutcheon.

ROLL CALL

The Secretary called the roll and the motion by Senator Odegaard carried and the resolution was adopted by the following vote: Yeas, 28; nays, 20; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—28.

Voting nay: Senators Andersen, Atwood, Canfield, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Stender, Twigg, Woodall—20.

Excused: Senator Williams—1.

SENATE RESOLUTION: 1969-EX-51

By Senators Mardesich, Foley:

WHEREAS, Fiscal notes are presently being prepared by the Legislative Budget Committee or by the Central Budget Committee upon request of legislative committees predicting the fiscal impact of particular legislative measures; and

WHEREAS, Revenue estimates are presently being prepared by certain departments and agencies of the state upon request of legislative committees or legislators predicting the amount of revenue accruing to the state under certain specified conditions; and

WHEREAS, No legislative agency has investigated the accuracy of any such fiscal determinations as against actual results;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the Legislative Budget Committee begin an immediate study as to the actual results compared to estimates made by the aforesaid fiscal notes and revenue estimates insofar as the same may be determinable at this time with recommended changes for the same, and report thereon to the Legislature prior to the next session thereof, regular or special; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate send a copy of this Senate Resolution to the Chairman of the Legislative Budget Committee.

On motion of Senator Mardesich, the resolution was adopted.

Senator Woodall moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-52

By Senators Knoblauch and Woodall:

WHEREAS, May 1 is a day set aside by the Veterans of Foreign Wars to proclaim Loyalty Day to pause and reflect that we live in, not a perfect union, but one constantly striving to become a more perfect union, a union established to insure domestic tranquillity, to promote the general welfare, and to secure the blessings of liberty to ourselves and our posterity; and

WHEREAS, May 1 is also celebrated as Law Day to proclaim to the world, that we are a nation, under God, ruled by laws not men, wherein personal and individual liberty is preserved, protected and defended, by a Bill of Rights, enforced by a judiciary independent of the executive branch of government; and

WHEREAS, On May 1, an article appeared in the Seattle Post-Intelligencer calling attention to the public and the legislature that one John Field, a conscientious objector, has been hired by the University of Washington at taxpayers' expense to advise students their rights, privileges and immunities with respect to the draft and to the avoidance of the draft as conscientious objectors; and

WHEREAS, Those counseled with respect to ways and means of draft avoidance will take their place in society as teachers, tradesmen and professionals, themselves counseling others in the ways and means of avoiding and evading their duty, and inculcating in them a lack of loyalty contrary to the best traditions of this country;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in legislative session assembled that the Senate condemn the action of the University in expending state funds for the purpose of hiring any draft counselors at all, and vigorously object to the hiring as a draft counselor, a conscientious objector, and demand that wasting state funds in this way cease immediately; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate send a copy of this resolution to the President of the University of Washington and to each member of the Board of Regents thereof.

MOTIONS

Senator McCormack moved that Senate Resolution No. 1969-EX-52 be referred to the Committee on Higher Education and Libraries.

Debate ensued.

POINT OF ORDER

Senator Woodall: "Point of order. Is a motion to commit debatable?"

RULING BY THE PRESIDENT

The President: "The point of order is well taken. A motion to commit is not debatable, with instructions it is."

MOTION

Senator Gissberg moved that Senate Resolution No. 1969-EX-52 be referred to the Committee on Higher Education and Libraries with instructions that it be returned to the Senate floor no later than the second working day from this date.

POINT OF ORDER

Senator Greive: "Point of order. I think if you will look at Rule 120 of Reed's you will find that the motion to commit is debatable. The scope of the bill isn't debatable. In other words, what Senator McCormack was doing, he thought procedurally it should be and certainly that is all open to discussion. Now the merits of the original question would be the only thing that isn't open."

RULING BY THE PRESIDENT

The President: "The remarks of Senator Greive are well taken."

PARLIAMENTARY INQUIRY

Senator Sandison: "Point of parliamentary inquiry. Was the motion of Senator Gissberg recognized?"

REPLY BY THE PRESIDENT

The President: "No, Senator, it was not. The motion is the one by Senator McCormack."

MOTION

Senator McCormack amended his original motion to refer Senate Resolution No. 1969-EX-52 to the Committee on Higher Education and Libraries to direct the Committee to report back on this resolution, Tuesday, May 6, 1969.

The motion carried.

SIGNED BY THE PRESIDENT

The President has signed:
 SUBSTITUTE HOUSE BILL NO. 90,
 HOUSE BILL NO. 183,
 HOUSE BILL NO. 362,
 HOUSE BILL NO. 486,
 HOUSE BILL NO. 710,
 HOUSE JOINT MEMORIAL NO. 7.

MOTIONS

On motion of Senator Greive, the Senate returned to the second order of business.
 On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

REPORT OF FREE CONFERENCE COMMITTEE

May 2, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 58, providing code revision of Title 28 RCW, education, have had the same under consideration, and we recommend that Engrossed House Bill No. 58 be amended to read as follows:

On page 1, line 4 of the title, after "Washington;" strike "and declaring an emergency" and insert "and prescribing an effective date"

On page 273, beginning on line 30, strike all of section 28A.98.080 and substitute the following:

"NEW SECTION. Sec. 28A.98.080. EFFECTIVE DATE. This act shall be effective July 1, 1970."

On page 436, line 9, strike all the material after "28B.98.080." down to and including "immediately," on line 12 and insert "EFFECTIVE DATE. This act shall take effect on July 1, 1970."

Signed by: Senators Ridder, Odegaard and Guess; Representatives Hoggins, Jolly and Zimmerman.

Senator Ridder moved that the report of the Free Conference Committee on Engrossed House Bill No. 58 be adopted.

Debate ensued.

POINTS OF INQUIRY

Senator Mardesich: "Would Senator Ridder yield to a question? Senator, during the discussion of this bill in the session it was my recollection that we came across an issue in which we disagreed and that issue being as to whether or not there was anything in this measure resulting in a shortening of the school year and an increase in school costs. There was a debate as to whether there was an increase in costs. Some of us felt that there was. Is there anything in this measure that now seeks to do what at that time the Senate was somewhat hesitant to do?"

Senator Ridder: "Senator Mardesich, this is the reason we have put it off for a year. This gave us an opportunity to go into this thing and take a good, healthy look at it. We have the interim committee and we will be able to really dig into it and I think this is what you requested and I think this is what we have effectively done."

Senator Mardesich: "I didn't get what I thought was too much of an answer from Senator Ridder. He said that they were going to study it but I would like him to tell us 'yes' or 'no'. Is there in effect a reduction of the school year such as we discussed earlier on this floor?"

Senator Ridder: "If you just want to look at the cockeyed bill yourself, I read through this thing a couple of times and I couldn't tell you exactly what is in it and I think that this putting me on the spot to say that this is or isn't so at this moment, I am not going to say that this is true or this isn't."

Senator Gissberg: "Maybe if we put the question to you this way, Senator, did the Free Conference Committee do anything about the reducing of the length of the school year to require it to be 180 days?"

Senator Ridder: "The committee did not delve into the body of the bill whatsoever. We dealt only with the amendments as such so it is completely unchanged from what it was before."

Senator Sandison: "Mr. President, in answer to Senator Gissberg's question, this was

put on in the House as an amendment to Senate Bill No. 556, a community college bill. They put on several K-12 amendments and it is still in the developmental stage in the committee."

Senator Andersen: "Would Senator Ridder yield to a question? Senator Ridder, my only question is, it is my understanding that what the Free Conference Committee has done is simply to agree to postpone the effective date of this new educational code until July 1, 1970, is that correct?"

Senator Ridder: "That is right. That is all we have done."

Further debate ensued.

Senator Huntley: "Would Senator Ridder yield to a question? Senator Ridder, I believe that Senator McCutcheon asked you the question when the bill was before us previously, is there anything in that bill that pertains to forced school consolidation?"

Senator Ridder: "Nothing has been changed in the body of the bill and if there is anything on forced consolidation, it snuck in I am sure without any help from us."

Senator Huntley: "That is kind of what I fear. Your answer then to Senator McCutcheon when the bill was previously before us still stands?"

Senator Ridder: "Yes, I believe there is nothing in there at all concerning forced consolidation."

Further debate ensued.

MOTION

At 12:00 noon, on motion of Senator Greive, the Senate was declared to be at ease.

At 12:30 p.m., the President called the Senate to order.

The motion by Senator Ridder carried and the report of the Free Conference Committee on Engrossed House Bill No. 58 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 58, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 45; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—45.

Absent or not voting: Senators Faulk, Henry, Pritchard—3.

Excused: Senator Williams—1.

MOTION

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

The President: "Honored members of the Senate, due to the untimely and unfortunate passing of the beloved Ward Bowden, Secretary of the Senate, the Senate will adjourn at this time until 12:00 noon tomorrow."

Senator Ryder so moved.

At 2:05 p.m. the Senate adjourned until 12:00 noon, Saturday, May 3, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-FIRST DAY

NOON SESSION

Senate Chamber, Olympia, Wash., Saturday, May 3, 1969.

The Senate was called to order at 12:00 noon by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Williams. On motion of Senator Ryder, Senator Williams was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Marta Metcalf, presented the Colors. Dr. Henry S. Rahn, pastor of the First Baptist Church, Olympia, offered prayer as follows:

"O Lord, our Lord, Thou hast been our dwelling place in all generations, from everlasting to everlasting Thou art God. Thou art our refuge and strength, a very present help in time of trouble.

Thy hand is upon the helm, upon the tides and the stars. Thou hast made the suns and doest guide them in their courses. Thou hast molded the granite of the mountains, and hast brought life to birth. Thou hast created us in tender human relationships, binding us together in the bundle of life with those who love us and whom we love.

We mourn the passing of our friend and colleague, Ward Bowden. Bless his memory. Comfort and sustain his wife and family and grant to us all a new and abiding sense of Thy fatherly compassion. Help us to discern the invisible and the eternal realities behind the fleeting shadows of sense and time.

Guide our steps in our service for Thee and for our fellow man. Through Christ our Lord. Amen."

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

President Cherberg read the following resolution:

SENATE RESOLUTION: 1969-EX-53

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall;

Lieutenant Governor John A. Cherberg, President of the Senate; Temporary Secretary of the Senate Donald R. Wilson, Sergeant at Arms Charlie Johnson, Verne E. Sawyer, Dorothy B. Greeley, Elmo Fading, Florence Kenderesi, Mary Diede, Marian Rohrbeck, Pat Knowlton, Dolores McLennen, Cheryl Stewart, Iris Williams, Sheryl Wilson, Betty Young, E. John Crowley, Mary Lou Bammert, Mary Kay Krinbring;

Members of the Olympia Press Corps: Herb Altschul, Lyle Burt, Robert C. Cummings, Donald S. Dickson, Adele Ferguson, Jack E. Fischer, Michael Flynn, Mike Layton, John J. Lemon, Dale Nelson, Jack Pyle, Shelby Scates and Jay VanDyke.

WHEREAS, Ward Bowden, the Secretary of the Senate, left us yesterday morning; and WHEREAS, The said Ward Bowden, a native son and a former news publisher in Snohomish County, served the state of Washington and its people capably, well and honorably, over a period of more than a quarter of a century, first as Assistant Chief Clerk of the House of Representatives in the sessions of 1941, 1943, 1951, and 1955 and since the 1957 session served to the present time as Secretary of the Senate by unanimous election; and

WHEREAS, Being always a dedicated, loyal, and effective member of the Democratic party, his tenure as Assistant Chief Clerk of the House and as Secretary of the Senate was marked throughout and regardless of party by an even courtesy and scrupulous fairness to all of the members and employees of the legislative bodies, the third house, and the public he served; and

WHEREAS, Words and their multiplication can effectively do no more than express

the regard in which all of the members and staff of this chamber held him, the sorrow all know in his passing and the sympathy all feel for his family and friends;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington in extraordinary session of the Forty-First Legislature assembled, that the lamentable and untimely death of its universally respected and appreciated Secretary, the Honorable Ward Bowden of Olympia, Washington, be noted with the utmost regret, and the condolences of the entire membership and staff of the said Senate be extended to his wife, Doris Anne Bowden, to his family, and to the people of the state of Washington; and

BE IT FURTHER RESOLVED, That this resolution be spread upon the journal and a copy thereof suitably inscribed be transmitted to Mrs. Bowden and their family.

Senator Greive moved that the resolution be adopted.

Senator Greive:

"I assume that I am only the first of a series of people who are going to say some very kind things about a dear departed friend. I would like to start by saying that as I look at it, every journey starts with the first step no matter how long or how short.

"Ward Bowden, obviously, has embarked upon a journey, a new field to conquer, he has gone to his honest reward. From the Senate's point of view, we certainly didn't create Ward Bowden. His tenure was long with us. He came from the House of Representatives where he had served as Assistant Chief Clerk to Si Holcomb. Prior to that he worked in various jobs starting with the bill room. As a natural matter, our esteemed Senator Knoblauch and he started in the bill room together many, many years ago.

"We certainly can't claim credit for creating him. We certainly can't claim credit for any part of him. All we can say is that I think every member of this body recognized that he was an efficient, wonderful friend, a very fair arbitrator and always willing, within the limits of his ability, to do a favor and to extend a courtesy and to efficiently see that the job was performed.

"I think that he was one man, if there is such a person in this body, that rose above politics even when there was discussion of change in the leadership of the Senate. I can say that the Republicans, almost to a man, felt that Ward Bowden should be retained. He was really more than an institution, he was somebody that we respected. We felt very strongly that his efficiency was the strong, right arm of all of us, that he backed us up with the facts, the figures, the staff and the many things that were necessary. He was a fine man. He was a courageous man, and he is one that we are all proud to have known.

"At a time like this there is very little that we can do to overcome or to erase the sorrow and the loss which everyone, particularly his own personal staff, felt. The only thing that I can say is that there are two things in a time of tragedy like this. There is sympathy and there is time, and of course there are prayers to the Almighty. The prayers are individual things that each one will have to say in his own way. The sympathy is certainly there. Time and time alone will erase the hurt and soften the blow of his loss.

"I'm sure that there is no one on this floor that we would miss more than we will Ward Bowden. Each of us represents a district and each of us have a part, but no one person is something to all of us in the sense that he was. We're going to miss him. There is going to be a great void until such time, as it does, heals the breach and we can function smoothly again. I would say that if God did one thing for us, at least He postponed the loss until the very end when it is more easily handled than it would have been had this happened in mid-session.

"May God have mercy on his soul."

Senator Ryder:

"Mr. President and members of the Senate, if you will permit me I would like to repeat a portion of the seconding speech for Ward Bowden made in 1965 by former Senator, now Supreme Court Justice Marshall Neill, and I quote . . . 'We feel that it is incumbent upon us when purely political offices are at stake that we disregard our personal feelings and high esteem for certain members on the other side of the aisle and nominate our own people for offices because this is the way American government works. We out here on the floor of the Senate operate in a political arena. We are all aware of this. It is give and take. We get bloodied once in awhile but we live through it, go home and laugh about it later. While we are out here doing this, making our purely political plays, our partisan plays, our geographical plays, or whatever you may want to call them, somebody has to keep the ship going, somebody has to keep the backroom operating. We on this side of the aisle have enjoyed working with Mr. Ward Bowden. We have seen fit not to nominate anyone in opposition to Ward Bowden for the very reasons I have just outlined. He has not operated his office in a political manner. Our offices in this arena are political. Our presiding officer is a politician, and I mean this in the highest sense, Mr. President. Our temporary president, when he presides is a political officer, but the person who keeps the wheels of state operating and makes the administrative machinery go is not exactly a political officer, that person serves all of us, either Republican or Democrat. I know party affiliation makes no difference in the Secretary's office. He has served us well in his time here.'

"These words are just as true today as they were four years ago when Senator Neill uttered them. Ward Bowden was admired and loved by each member of the Republican Caucus. Our loss is great and our loss is deep and our sorrow unbounded."

Senator McCutcheon:

"Mr. President and members of the Senate, I feel deeply about the loss of Ward

Bowden. It came so suddenly. We had a friend yesterday and the day before and in the past, but where is that kindly friend now? We will miss him as we go up and down these halls. We will miss his unfailing courtesy, his desire to help, and we all leaned on him. He was a splendid father, a splendid citizen and a splendid man. I can't say much more than that, I feel too deeply about it.

"Yesterday morning it was a terrific shock, one of the worst, for we who work together here. Our brother and our friend, we can no longer feel the touch of his hand, and we feel if there was every anyone who was worthy of reward both on earth and in the unknown hereafter, and there is a God in Heaven, I am sure that he will be there helping as usual, growing larger and greater from day to day in his new field.

"I will say no more, but I wish he was here this morning. He is not here. He has been struck down in the battlefield while the sun's shadow is still falling toward the west. There never was a finer, a kindlier, better man than Ward Bowden."

Senator Gissberg:

"Other members of the Senate this session have felt the touch of tragedy and the loss of ones who have been close and loved by them, and they say things like this happen in three's, if you are superstitious, and this is the third. That personal sorrow that has been felt by two members of this Senate on prior occasions during this session is now felt by I think every member of the Senate in the loss of Ward.

"Various personal feelings come to us at a time like this. I remember all the good times that Ward and I have had together, quite outside the legislative halls. Going back to the time when I was a very young man interested in learning about politics, Ward taught me much of what I know about politics and fairness and his quiet efficiency and above all his friendship will be sorely missed by all of us. I know that as long as I am a member of the Senate I will continue to mention his name at the time the Secretary of the Senate is nominated.

"My heart goes out particularly to Doris and the children and to the staff members who have worked even closer with Ward on intimate day to day, minute to minute basis. I know how difficult it is for them and my heart goes out to them."

Senator Peterson (Ted):

"Mr. President and members of the Senate, I rise to express my feelings toward Ward. I had the good fortune of being patronage chairman and working with him on the selection of some of the employees and working with him on the hiring of pages. I was shocked when after having my lunch I went up to my office and the expressions in the faces of the secretaries I am sure mirrored everything that is the feeling of all of us.

"The thing that I remember and always will remember so well was Ward's telephone calls to me on the problems. Just the day before he knelt beside my desk here and we had a little problem together that we had to resolve. Just the morning before I sat and had breakfast with him. He spent time at breakfast because that seemed to be the only time that he could really relax, and he told me of his new home here in Olympia and how he started out thirty-five years ago in a little cabin over here and how things just had pyramided and escalated, and still he had problems as we all do.

"I want to say in my relationship and contact for our side of the aisle with you Senators on that side and all the people in the Senate, that I never met a person more fair and not once have I had anything reflect on our operations here from any of the members on our side, and I know they appreciate him and the fairness with which he has dealt with all the employees and the selection of our employees all through this session and in the past sessions.

"It is with regret that I have to stand and say these things, and I say them with feeling because we are all going to miss Ward."

Senator Holman:

"Mr. President and members of the Senate, I feel that a few words should be spoken on behalf of the newer members of the Senate, those of us in the back two rows on both sides of the aisle. I think nothing impressed me more coming down here than the dignity and yet the majesty of the Senate in the person of Ward Bowden. His courtesy, his unfailing devotion to duty, his willingness to go out of his way to help those of us freshman members who were learning the ropes will never be forgotten.

"I don't feel that I knew Ward Bowden very well as a man, but I was just beginning to know him. It just happened that last Thursday night, the night before his passing, I spent about an hour with him in the lounge just visiting. We talked about his acquisition of the newspaper in Monroe. He told me about transactions he went through, how he sold the paper, moved to Olympia with the hopes of perhaps having a little more relaxation in the later years of his life, and then the next day he's gone. Certainly those of us back here will miss him."

Senator Woodall:

"Mr. President and members of the Senate, it does the departed no particular service to laud him. It is only intended to remind ourselves of the loss which we need not remind ourselves because each of us knows it and each of us feels it personally.

"On the brighter side, if there can be a bright side to death at all, I am reminded of an expression the President likes to use when he says that we let someone smell the flowers. Senator Andersen has made the remark how nice it is that sometimes people know during their lifetime the way he was esteemed. All of us on this side of the aisle, and I know you are happy that we did, let him smell the flowers during his lifetime; the speech that Senator

Neill gave when he was chosen by our caucus to present our viewpoint that morning, subsequent occasions when our party has seen fit to second his nomination or move that the nominations be closed, and at times when the President has had occasion to mention the esteem in which Ward is held by other Secretaries of the Senate in other states.

"Those to me are the things I want to think of at this hour. I don't want to be reminded any more about our loss, but I do like to recall that we were a part of letting him smell the flowers while yet he was with us."

Senator Dore:

"Mr. President and members of the Senate, 'By his acts you shall know him' . . . It has been said that Ward was a very kind and considerate man of his fellowmen, and how true was that.

"I think an example I have is that some three days ago about eight o'clock in the evening I was in the lounge and Ward came in. He said a friend of his had called from Sultan, and of course this was after a very hard, arduous day here on the floor of the Senate. Ward had been here for probably twelve hours and the friend said his son had gone to Ellensburg and he was in jail there. He had a high bail and could I possibly make some calls. We went in and made the calls and of course the judge had gone home. We couldn't get the boy out of jail but arranged that the following morning we would make the calls to get the man released. I thought, 'What a considerate man, what a kind man' . . . even though he was not in good health, and he was not, he had the time to help a friend who was not even associated with the legislature. He could easily have said, 'I am very tired, I am in poor health, I have had a busy day,' but no, he did everything possible to accomplish the purpose.

"I think that illustrates the kind and thoughtful man he was of his fellowman. I'm like Perry, we can lament perhaps the loss of a good friend and leader and the expert in state government, but we shall remember him mostly for what he really was. He was probably one of the most informed men in state government as far as the machinery of government went.

"I had the privilege of serving with him on the Facilities and Operations Committee, as did Senators Lewis (Harry), Woodall and Herr. He was continually concerned about the importance of government, which is of course the largest business of the state and how it was operating under the antiquated tools that we had, and he was dedicated that this would be changed. I think that the reason that we now have a more efficient system . . . now that we have our offices and our secretaries and staff and our dictating machines, etc., is because Ward took the leadership in that particular field.

"I remember in particular the trip that he set up for us when we visited eight state legislatures in seven days around the country. He was a detail man who operated the highest level of government, and we joined at the time with the Ford Foundation to set up this particular trip. I know that he made the details for visiting the legislatures of California, New Mexico and Texas, and the other gentlemen had the responsibility of the other capitols. Well, it was like night and day. His work, his timing and his dedication to detail impressed us in those first three capitols, for when we went to the others of course the caliber of work fell off. I won't make any comment on it now but you could see that he was a giant among the Secretaries of the Senate as we went around the country because he really knew government.

"A little humorous incident occurred. I remember in North Carolina when we got on the plane they had fifty seats and they sold fifty-two tickets. Ward and I had the good fortune, or the bad fortune, to be the two that didn't get on the plane, and he laughed about it in good humor. I knew he was anxious to get home too but he had the good humor to laugh at ourselves in that particular situation.

"I think that we could say many, many other things but I think, like Senator Woodall says, we have a legacy here. He has left us this beautiful chamber in excellent condition, our microphones, our desks, our offices, our staff, the new machines, the data processing which was one of the things that he pushed. Even though we will miss him on a personal basis because he will not be up front, I think the legacy he has left us here in the legislature, especially in the Senate, will remain on. I think today of course all of us realize that we have lost not only a friend but state government has lost one of its most gifted and talented members."

Senator Wilson:

"Mr. President and members of the Senate, I should like to say only that Ward will be equally missed by the members of the newspaper fraternity of this state, not only by the capitol corps correspondents seated in the front of this room, but also by some hundreds of weekly newspaper editors and publishers scattered through the breadth and length of this state who knew, admired, respected and truly loved Ward Bowden."

Senator Knoblauch:

"Mr. President and members of the Senate, now that I have had my cry, I, too, want to say a few words about a real good friend.

"My acquaintance with Ward Bowden goes back thirty years when both he and I came to Olympia as young men. Ward was in the House bill room and I was in the Senate bill room, and I learned to know him and watch him grow into a mature and fine man. Ward knew that as a young man in the bill room my ambition was to be elected as a member of the House of Representatives and it took some time before that dream came true, but it did.

"Throughout those years my respect for this man grew and I can smile when I think

about the many phone calls that I made to Olympia to ask Ward a favor or perhaps to ask for some advice. He was a most unusual person. He had a very deep respect for all the members of the Senate. Never once in all the years, and I wanted him to do this, did he call me Reuben . . . it was always Senator. Ward Bowden had an extremely deep feeling and pride in each and every member of the Senate and he was always there ready to help.

"Even though this is a sad occasion we can smile today because this is a better world because of the privilege we have had of knowing one of the finest men that God ever put upon this earth."

Senator Lewis (Harry):

"I think many things that we could say about Ward Bowden would be his respect for government, his love for his country, for what he has done for this legislature. But his inspiration to me, and I think to all of us, has been his ability to earn the love of many friends from both sides of the aisle, from both parties, from many positions. His steadiness in his work, unflagging steadiness, his complete dedication to his work, his performance, have always inspired me.

"To Doris and his children and to all of us, if ever it could be said of a man that he has completed a job well done, it must be said of Ward Bowden."

Adele Ferguson:

"I think in the convening of a legislative session there is probably a gathering of a great family: you, us the press, the employees, the representatives, the pages, everyone. Ward was one of our family and we feel the loss, too."

The resolution was adopted May 3, 1969.

MOTIONS

On motion of Senator Greive, an appropriate wreath was ordered sent to the funeral of Ward Bowden.

On motion of Senator Uhlman, a transcription of the comments made today were ordered at the appropriate time to be transmitted to the family of Ward Bowden.

At 12:35 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

On motion of Senator Greive, Senator Herr was excused.

On motion of Senator Bailey, Senator Washington was excused.

MOTION

At 2:05 p.m., on motion of Senator Greive, the Senate recessed subject to the Call of the Chair.

SECOND AFTERNOON SESSION

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

REPORTS OF STANDING COMMITTEES

April 2, 1969.

HOUSE JOINT MEMORIAL NO. 13, memorializing Congress to add to taxes permitted to be levied against national banks by the states (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Cooney, Faulk, Gisberg, Huntley, Mardesich, Marquardt, Metcalf, Odegaard, Pritchard, Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

May 1, 1969.

HOUSE JOINT MEMORIAL NO. 18, requesting federal government to continue supervision and support of vocational-agriculture organizations (reported by Committee on Agriculture and Horticulture):

MAJORITY recommendation: Do pass.

Signed by: Senators Donohue, Chairman; Canfield, Day, McDougall, Matson, Odegaard, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

Senators McCormack, Bailey and Mardesich demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Herr, Washington and Williams who had previously been excused.

On motion of Senator Gissberg, the Senate proceeded subject to roll call.

SECOND READING

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, by Committee on Revenue and Taxation:

Providing for changes in certain taxation and revenue statutes.

REPORT OF STANDING COMMITTEE

April 29, 1969.

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, providing for changes in certain taxation and revenue statutes (reported by Committee on Ways and Means):

MAJORITY report with the following amendments without recommendation:

On page 2A, section 4, line 3, strike the period after "corporations" and insert "or small business corporations not subject to federal income tax pursuant to sections 1371 through 1378 of the internal revenue code."

On page 3, section 4, line 21, after "individual" strike "domiciled" and insert "who has resided"

On page 5, section 7, subsection 7, insert "() Add the amount excluded from gross income for federal income tax purposes under section 103(a)(1) of the internal revenue code."

On page 6, section 12, line 19, after "and (2)" and before "of section" insert "and ()"

On page 7, section 14, line 24, after "and (2)" and before "of section" insert "and ()"

On page 5, section 8, line 13 after "foreign country" and before "on income," insert "or political subdivision thereof"

On page 7, section 16, line 32, beginning with "(1) The amount" strike everything down to and including the period following "82.04 RCW" on page 8, line 7, and insert:

"(1) The amount of any sales tax or use tax which qualifies under RCW 82.04.435 for credit against business and occupation taxes, shall be allowable as a credit against taxes imposed by this chapter, but only to the extent such amount has not been taken as a credit under RCW 82.04.435: PROVIDED, HOWEVER, That the amount of the credit allowable under this subsection may not exceed for any taxable year one hundred percent of the credit allowable under RCW 82.04.435 for such taxable year."

On page 8, section 16, line 8 after "has been" strike "domiciled in this state for not less than one hundred eighty-two days" and insert "a resident"

On page 8, section 16 (2) after line 26 add "subject to the three year limitation prescribed in section 6511 of the internal revenue code"

On page 9, section 16, after line 9 add a new subsection as follows:

"(4) An amount constituting ten percent of property taxes paid on business inventories, as defined in section 40 of this 1969 act, held primarily for sale by a person exempt from business and occupation tax pursuant to RCW 84.04.330, and with respect to the sale of which RCW 84.04.330 is applicable, shall be allowed as a credit against taxes imposed by this chapter for the same taxable year in which said property taxes were paid."

On page 10, section 20, line 23, after "prescribed" strike ", prepared and furnished" and insert "and/or furnished"

On page 11, section 24, line 21, after "return" insert "including a return of estimated tax"

On page 12, section 25, line 4 beginning with "tax return" strike everything down to and including the period after "hereunder" in line 12 and insert "federal tax return which he has filed."

On page 24, section 40, lines 32 and 33, strike "property which is being leased or rented, nor shall it include"

On page 24A, section 42, line 12, change "41" to "43" and "57" to "59"

On page 27, beginning on line 18, strike all of section 47 and substitute the following: "NEW SECTION. Sec. 47. No credit or refund shall be allowed pursuant to section 46 of this 1969 amendatory act unless such credit is claimed on a return filed for the taxable year in which the property taxes accrued or the rent constituting property taxes accrued, as the case may be, were paid, subject to the three year limitation prescribed in section 6511 of the internal revenue code."

On page 24, section 40, line 28 after "livestock," and before "furbearing" insert "except those unweaned."

On page 29, section 50, line 33, strike the period after "\$50" and insert "PROVIDED, That in no case shall the claim exceed the amount of the property taxes accrued or rent constituting property taxes accrued."

On page 38, strike all of section 70 and insert the following:

"NEW SECTION. Sec. 70. The provisions of this 1969 amendatory act shall take effect as follows:

(1) If the proposed amendment to Article 7 of the state Constitution (Engrossed House Joint Resolution No. 42) authorizing the legislature to impose a tax upon net income is validly submitted and is approved and ratified by the voters at a general election held in November, 1969:

(a) The provisions of this act authorizing the department to make rules and regulations and prescribe forms shall take effect January 1, 1970; and

(b) All other provisions of this act shall take effect January 1, 1971.

(2) If the proposed amendment to Article 7 of the state Constitution (Engrossed House Joint Resolution No. 42) authorizing the legislature to impose a tax upon net income is validly submitted and is approved and ratified by the voters at a general election held in November, 1970:

(a) The provisions of this act authorizing the department to make rules and regulations and prescribe forms shall take effect January 1, 1971; and

(b) All other provisions of this act shall take effect January 1, 1972.

In the event this act does not take effect as provided in this section, this act shall be null and void."

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Donohue, Faulk, Foley, Gissberg, Huntley, Lewis (Harry), McCormack, Marquardt, Metcalf, Peterson (Ted), Pritchard, Ryder, Sandison, Stortini, Walgren, Williams, Wilson.

MINORITY recommendation: Do not pass.

Signed by: Senators Day, Greive, Ridder.

The bill was read the second time by sections.

On motion of Senator McCormack, all of the committee amendments were adopted except the amendments to page 10, section 20, line 23; page 11, section 24, line 21; and page 24, section 40, line 28.

There being no objection, those amendments were withdrawn.

On motion of Senator McCormack, the following amendment was adopted:

On page 12, section 26, line 15, after "revenue code" and before "and the" insert "including sections 6153 and 6154 thereof (installment payments of estimated income tax)"

On motion of Senator Wilson, the following amendment was adopted:

On page 10, section 20, line 23, after "prescribed" and before "furnished" strike "prepared" and insert "upon request"

On motion of Senator Lewis (Harry), the following amendment was adopted:

On page 10, section 20, line 24, after "the" and before "manner" insert "identical" and on line 25 after "the" strike "department" and insert "internal revenue code"

Senator Elicker moved adoption of the following amendment by Senators Durkan and Elicker:

On page 38, section 70, line 10, insert as section 70:

"NEW SECTION. Sec. 70. There is added to chapter 84.52 RCW a new section to be known as RCW 84.52.053 as follows:

The amount of any special levy which a school district may impose for maintenance and operations under the procedure prescribed by RCW 84.52.052 in any calendar year in which a tax on income is imposed by the state may not exceed the amount of any regular levy which a school district may impose in the same calendar year without a vote of the electors of the district: PROVIDED, That the foregoing limitation may be exceeded only by a proposition submitted to the electors of the district as a separate proposition, approved by two thirds of the electors voting thereon, and otherwise complying with the requirements of RCW 84.52.052."

Renumber section 70 of the bill as section 71.

Debate ensued.

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

POINT OF INQUIRY

Senator Canfield: "Would Senator Holman yield to a question? Senator, are you saying that because the amendment to page 38 says that the majority must be at least three-fifths that we could make it sixty-six and two-thirds or seventy-five percent or ninety percent or any figure up to one hundred percent?"

Senator Holman: "Yes, in effect that is what it comes to."

PARLIAMENTARY INQUIRY

Senator Bailey: "Point of parliamentary inquiry. I would like to know whether or not putting something like this in the bill would be in violation of Amendment 17 of the Constitution which relates to the forty mill limitations and the methods for providing for special levy elections. Maybe some lawyer in the Senate can tell me if they think this is in conflict with the amendment to the Constitution that provides how you have special levies and the way you have to have them with the sixty percent vote it says in the Constitution and you're saying sixty-six here and I just don't think you can do that by statute."

Senator Gissberg: "I don't know if Senator Bailey is really serious on his point of order but I don't think the President should rule on whether or not any such matter as this is constitutional or not in any event unless it relates to the title and subject matter of the bill."

Senator Bailey: "Mr. President, I'll withdraw that. I just merely wanted to find out if I was thinking wrong or somebody else is thinking wrong."

RULING BY THE PRESIDENT

The President: "The President believes that Senator Gissberg is correct in his remarks and also is of the opinion that Senator Holman is also correct in his particular statement."

On motion of Senator Durkan, the following amendment was adopted:

On page 38, strike section 70 and insert the following:

"NEW SECTION. Sec. 71. The provisions of sections 1 through 69 of this 1969 amendatory act shall take effect as follows:

(1) If the proposed amendment to Article 7 of the state Constitution (Engrossed House Joint Resolution No. 42) authorizing the legislature to impose a tax upon net income is validly submitted and is approved and ratified by the voters at a general election held in November, 1969:

(a) The provisions of sections 1 through 69 of this act authorizing the department to make rules and regulations and prescribe forms shall take effect January 1, 1970; and

(b) All other provisions of sections 1 through 69 of this act shall take effect January 1, 1971.

(2) If the proposed amendment to Article 7 of the state Constitution (Engrossed House Joint Resolution No. 42) authorizing the legislature to impose a tax upon net income is validly submitted and is approved and ratified by the voters at a general election held in November, 1970:

(a) The provisions of sections 1 through 69 of this act authorizing the department to make rules and regulations and prescribe forms shall take effect January 1, 1971; and

(b) All other provisions of sections 1 through 69 of this act shall take effect January 1, 1972.

In the event that sections 1 through 69 of this act do not take effect as provided in this section, sections 1 through 69 of this act shall be null and void.

Senator Durkan moved adoption of the following amendment by Senators Durkan and Uhlman:

On page 39, line 10, after section 71, insert the following new sections:

"NEW SECTION. Sec. 72. As used in sections 72 through 89 of this 1969 amendatory act, unless a different meaning is plainly required by the context:

(1) "Population" means the number of residents listed in the most recent census or estimate by the state planning and community affairs agency.

(2) "Principal board of county commissioners" means the legislative authority of the most populous county within a taxing district.

(3) "Taxing district" means an area comprising one or more counties, and the cities and towns situated therein, which is established for the purpose of imposing a tax under this chapter.

(4) "Taxing district authority" means a body composed of delegates named by the legislative bodies of cities, towns, and counties within a taxing district.

NEW SECTION. Sec. 73. A taxing district authority may impose a tax upon persons within its jurisdiction taxable by the state pursuant to chapter 82.08 RCW and upon persons within its jurisdiction taxable by the state pursuant to chapter 82.12 RCW as either of those chapters now exists or is later amended for the occurrence of any tax incident on which a state tax is imposed under chapters 82.08 or 82.12 RCW as either of those chapters now exists or is later amended. The collection and administration of any tax imposed under authority of this section shall be in accordance with chapters 82.08 and 82.12 RCW as now exists or are later amended and the rules and regulations of the department of revenue of the state of Washington applicable thereto.

NEW SECTION. Sec. 74. The tax which may be imposed by a particular body under the authority granted by section 73 of this 1969 amendatory act shall be of one single rate as imposed by that body for all persons and/or tax incidents within the jurisdiction of the taxing district authority and the rate of taxes imposed under sections 72 through 89 of this 1969 amendatory act shall not exceed a total of three tenths of one percent on any tax incident.

NEW SECTION. Sec. 75. Whenever any city, town, or county desires to establish a

taxing district, its legislative body shall adopt a resolution calling for the formation of a taxing district and containing a description of the area to be included within the proposed taxing district. The resolution shall also include a tax proposition to be considered by the proposed taxing district authority. A resolution adopted by the legislative body of a city or town shall be transmitted to the legislative authority of the county in which the city or town is located.

After the filing with the legislative authority of the county of the first resolution by a city or town, or upon the adoption of a resolution by a county before the filing of any other resolution, action by the legislative authority shall be deferred on any subsequent resolution until it is determined whether or not the taxing district proposed in the first resolution will be established as provided in section 76 of this 1969 amendatory act. If such taxing district is not so established, subsequent resolutions shall be considered, one at a time in like manner, according to their date of adoption.

NEW SECTION. Sec. 76. The legislative authority of the county within five days after the receipt or adoption of the first resolution shall set a time and place for the initial meeting of the proposed taxing district authority. It shall notify the legislative body of each city and town within the county of the appointed time and place, and of the purpose of the meeting. The date for such initial meeting shall be not more than thirty days after a county's adoption of its own resolution or its receipt of a resolution adopted by a city or town. The board also shall notify the legislative authority of every other county proposed for inclusion within the taxing district, and every legislative authority so notified shall in turn notify the legislative body of each city and town within that county of the date, place, and purpose of the meeting. Public notice of the meeting shall be given to the communications media within the proposed taxing district, and a notice of meeting shall be published at least once in the official newspaper of each county proposed for inclusion within the taxing district, which publication or publications shall be at least ten days prior to the date of meeting and at the expense of the county wherein the newspaper is published.

NEW SECTION. Sec. 77. Each city and town within the taxing district is entitled to be represented at the meeting by one delegate who shall be appointed by the legislative body of that city or town. Each county within the taxing district is entitled to be represented at the meeting by one delegate who shall be appointed by the legislative authority of that county. The attendance of delegates representing a majority of the population within the taxing district shall be sufficient to establish a taxing district authority.

In the event a county, city, or town is included in more than one taxing district so established, it shall be included only in that district the formation resolution for which was adopted on the earliest date.

NEW SECTION. Sec. 78. The chairman of the principal board of county commissioners shall preside over the meeting of the taxing district authority. The presiding officer shall not be the delegate from his county to the authority, and shall have neither vote nor voice in the proceedings, except as may be necessary to fulfill his administrative duties as presiding officer. In addition to presiding over the meeting, he shall prepare a detailed report of the meeting, including a record of all motions and votes, and shall submit his report within ten days after adjournment of the meeting to the state department of revenues.

NEW SECTION. Sec. 79. The presiding officer of the formation meeting of a taxing district authority, shall first determine if there is in attendance delegates representing a majority of the population within the proposed taxing district. If so he shall declare the district formed. Thereupon, the authority shall vote on the tax proposition. If the vote on the tax proposition is negative, any delegate may submit for similar consideration and vote any other tax proposal in accordance with the authorization granted by sections 72 through 89 of this 1969 amendatory act.

NEW SECTION. Sec. 80. On any proposition, the vote of each city, town, or county shall be by weighted vote. The vote of a city or town shall be weighted according to the ratio of its population to the total population within the taxing district. The vote of a county shall be weighted according to the ratio of the population within its incorporated areas to the total population within the taxing district. An affirmative vote of delegates representing a majority of the population within the taxing district shall be necessary to enact a tax as provided in sections 72 through 89 of this 1969 amendatory act. An oral vote shall be taken on each proposition, and each delegate's vote duly recorded. Except as otherwise provided in sections 72 through 89 of this 1969 amendatory act, Robert's Rules of Order, Revised, shall govern the conduct of all meetings of the taxing district authority.

NEW SECTION. Sec. 81. Any meeting of the taxing district authority shall be concluded within two days of its convening, and no more than two meetings shall be held during the year following any meeting in which a tax is levied.

NEW SECTION. Sec. 82. Any tax imposed under the authority of sections 72 through 89 of this 1969 amendatory act on or before August 31st of any year, shall become effective on January 1st of the following year. Any taxes so imposed after August 31st of any year shall not become effective until January 1st of the second year following the imposition of the tax.

NEW SECTION. Sec. 83. The state department of revenue shall administer and collect the taxes imposed under sections 72 through 89 of this 1969 amendatory act, and shall deduct an amount not to exceed two percent of the taxes collected for collection and administrative expenses incurred by the department. The remainder of the taxes collected shall be deposited by the department of revenue in a local government revenue revolving fund, hereby created, in the state treasury.

NEW SECTION. Sec. 84. The state treasurer shall distribute bimonthly from the local government revolving fund to each city and town and to each county within which a tax is imposed under sections 72 through 89 of this 1969 amendatory act the revenue collected minus the amount deducted by the department of revenue for its collection and administration expenses. Apportionment shall be on a per capita basis according to the population of each city, town and total population of unincorporated areas of the county for revenue collected by imposition of a tax under sections 72 through 89 of this 1969 amendatory act by a county or taxing district authority.

NEW SECTION. Sec. 85. A taxing district authority may increase, reduce, or eliminate any tax it has previously imposed, but any such change must be made no later than May 1st of any year if the change is to take effect the following year. Any meeting of the taxing district authority for the purpose of increasing, reducing, or eliminating any tax shall be initiated, convened, or conducted in the same manner as is provided in sections 72 through 89 of this 1969 amendatory act for the formation meeting of the authority.

NEW SECTION. Sec. 86. If at the formation meeting of a taxing district authority no tax is levied, the taxing district is automatically dissolved. A taxing district is dissolved automatically if a previously levied tax is eliminated.

NEW SECTION. Sec. 87. Any tax imposed by a taxing district authority under sections 72 through 89 of this 1969 amendatory act shall for all purposes preempt a tax imposed under sections 72 through 89 of this 1969 amendatory act by a county, city or town: PROVIDED, That no county, city or town is limited in its power to impose a tax under section 73 of this 1969 amendatory act, the cumulative effect of which not exceeding a tax rate of three tenths of one percent.

Any tax imposed by a county under sections 72 through 89 of this 1969 amendatory act shall preempt any tax imposed by a city or town under such sections: PROVIDED, That no city or town is limited in its power to impose a tax under section 73 of this 1969 amendatory act, the cumulative effect of which not exceeding a tax rate of three tenths of one percent.

NEW SECTION. Sec. 88. As an exclusive procedure of referendum on any tax imposed under sections 72 through 89 of this 1969 amendatory act the following shall apply:

(1) Such issue may be put to a vote of the persons registered as voters within the city, town, county or taxing district by petition signed by a number of such registered voters equal to five percent of the number of persons voting in the last general election in such city, town, county or total of such in a taxing district area.

(2) Such completed referendum petition must be presented to the secretary of state with sufficient valid signatures, on forms as near as practicable to those used for state referendum measures, within sixty days of the enactment of the resolution or ordinance which imposes a tax under sections 72 through 89 of this 1969 amendatory act.

(3) Within thirty days of presentation of the complete petition to the secretary of state he shall have established by the procedures and standards then authorized to his office for state wide referendum whether sufficient valid signatures are present on the petition. The result shall be certified by the secretary of state and transmitted to the body which enacted the tax.

(4) If sufficient valid signatures were not delivered to the secretary of state the tax shall be imposed as if no referendum petition had been presented.

(5) If sufficient valid signatures are presented to the secretary of state the body enacting the tax shall place the question on the ballot of the next general election or if the body enacting the tax is a taxing authority then the county legislative authority of each county included in the taxing district shall take appropriate steps to place the question on the ballot at the next general election.

(6) A referendum petition certified to carry sufficient valid signatures shall suspend the imposition of a tax under section 73 of this act. If a tax imposed under sections 72 through 89 of this 1969 amendatory act is approved by a majority of those persons voting on the question then the tax shall be imposed as if the taxing body had determined imposition of the tax on the day of the election.

Sec. 89. Section 82.02.020, chapter 15, Laws of 1961 as amended by section 16, chapter 236, Laws of 1967 and RCW 82.02.020 are each amended to read as follows:

Except only as expressly provided in RCW 67.28.180 and 67.28.190 and sections 72 through 89 of this 1969 amendatory act the state preempts the field of imposing taxes upon retail sales of tangible personal property, the use of tangible personal property, conveyances, and cigarettes, and no county, town, or other municipal subdivision shall have the right to impose taxes of that nature.

NEW SECTION. Sec. 90. If any provision of sections 72 through 89 of this 1969 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Debate ensued.

POINT OF INQUIRY

Senator Peterson (Ted): "Would Senator Durkan yield to a question? Senator, in sessions past we have thought that something like this would work for the cities but they

seem to have refused that. In Seattle and King county with your shopping areas and your districts, it seems like for any kind of a tax the people just walk on beyond a certain shopping center and would go into Snohomish county or if it is outside the city limits they would go to the Aurora Village, etc. It was my impression that you said you had talked to different taxing districts. Have you talked to King county and the city of Seattle? Are they in accord with you on this?"

Senator Durkan: "Senator, this resolves the problem which you talked about because it is county-wide. It would be distributed on a per capita basis so the question of just having a sales tax in cities and then having all business move outside of the city limits, we have corrected that by saying that regardless of where you go the tax is going to be uniform within that taxing area and that means if it is in King county it would be total King county; if it was Snohomish, as I said, you can make your taxing area more than one county."

Further debate ensued.

Senator Durkan demanded a roll call and the demand was sustained by Senators Talley, Connor, Uhlman, Bailey, Pritchard, Keefe, Holman, Twigg, Elicker and Andersen.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan carried and the amendment by Senators Durkan and Uhlman was adopted by the following vote: Yeas, 33; nays, 13; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Holman, Huntley, Keefe, Knoblauch, Lewis (Harry), McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Pritchard, Ridder, Ryder, Sandison, Twigg, Uhlman, Walgren, Woodall—33.

Voting nay: Senators Dore, Foley, Henry, Lewis (Brian), McCormack, Mardesich, Odegaard, Peterson (Lowell), Peterson (Ted), Stender, Stortini, Talley, Wilson—13.

Excused: Senators Herr, Washington, Williams—3.

On motion of Senator Durkan, the following amendment to the amendment by Senators Durkan and Uhlman was adopted:

Strike all of section 87, renumbered section 88, and insert the following:

"NEW SECTION. Sec. 88. Before any moneys are collected as a consequence of sections 72 through 89 of this 1969 amendatory act the voters within the jurisdiction of the body imposing the tax shall have approved its imposition by majority vote at the next general election at which the issue may be practicably be put on the ballot or a special election called for that purpose. However, if a tax is imposed by a taxing district authority under sections 72 through 89 of this 1969 amendatory act the county government of any county in the taxing district shall place the issue on the ballot at the next general election."

On motion of Senator Durkan, the following amendment was adopted:

Add a new section following section 90 as follows:

"NEW SECTION. Sec. 91. Sections 72 through 89 of this act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

MOTIONS

On motion of Senator Greive, Engrossed Substitute House Bill No. 582, as amended by the Senate, was ordered placed on the second reading calendar for Sunday, May 4, 1969.

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

At 4:50 p.m., on motion of Senator Greive, the Senate adjourned until 3:00 p.m., Sunday, May 4, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-SECOND DAY

AFTERNOON SESSION

Senate Chamber, Olympia, Wash., Sunday, May 4, 1969.

The Senate was called to order at 3:00 p.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Stender. On motion of Senator Andersen, Senator Stender was excused.

The Color Guard, consisting of Pages John Wick, Color Bearer, and Barb Bowman, presented the Colors. Dr. Henry S. Rahn, pastor of the First Baptist Church, Olympia offered prayer as follows:

"Thou Infinite and Eternal God, who dost hold in the hollow of Thy hand the destiny of each of us—as life began with Thee and returns again to Thee—like those who have sought Thee age after age so we come and seek Thy counsel.

Amid the constantly changing scenes of life, in an age that sorely needs direction, help us to see Thee as the one unchanging reality and undimmed beacon.

As influence and deeds extend beyond life itself, we ask that our wills may be inspired to do Thy will, that our purposes may be large enough to include Thy purpose.

As body and mind become fatigued keep us from being weary in well doing. Grant now to these leaders in state government the joy of achievement in this day's efforts.

Through Christ our Lord, Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Gissberg, Keefe, Ryder and Atwood to escort Senator Reuben A. Knoblauch to the rostrum. Business was suspended to permit Senator Knoblauch to present summer hot house rhubarb to President Cherberg and members of the Senate.

SECOND READING

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, by Committee on Revenue and Taxation:

Providing for changes in certain taxation and revenue statutes.

The Senate resumed consideration of Reengrossed Substitute House Bill No. 582.

Senator Durkan moved adoption of the following amendment to the amendment by Senator Durkan adopted the previous day:

On page 5, after section 85, strike all of section 86 and renumber the remaining sections consecutively.

POINT OF INQUIRY

Senator Ryder: "Would Senator Durkan yield to a question? Senator, are we amending the amendment that we put on?"

Senator Durkan: "Yes, Senator."

Senator Ryder: "Mr. President, is this in order?"

Senator Durkan: "Not if you raise a point of order, it isn't."

Senator Ryder: "I am merely asking a question."

Senator Durkan: "I am trying to clean up a little language is all."

REPLY BY THE PRESIDENT

The President: "The President would believe that a suspension of the rules would be necessary otherwise reconsideration by which the amendment was adopted and bring the amendment back before the body."

MOTION

On motion of Senator Gissberg, the rules were suspended for the purpose of consideration of the amendment to the amendment by Senator Durkan.

The motion carried and the amendment to the amendment was adopted.

The amendment as amended was adopted.

Senator McCormack moved adoption of the following amendments:

On page 4, section 5, line 5, after "three and" and before "percent" strike "one-half" and insert "six-tenths"

On page 6, section 11, line 11, after "three and" and before "percent" strike "one-half" and insert "six-tenths"

On page 8, section 16, line 15 after "fifteen dollars" and before "for each" insert "and fifty cents"

On page 16, section 31, lines 22 and 23, after "three and" and before "percent" in line 23 strike "one-half" and insert "six-tenths"

On page 17, section 32, line 22 after "three and" strike "one-half" and insert "six-tenths"

On page 18, section 33, line 3, after "rate of" and before "one-" strike "twenty-two" and insert "twenty-five"

On page 18, section 34, line 20, after "rate of" and before "one-hun-" strike "twenty-two" and insert "twenty-five"

On page 19, section 35, line 3, after "of" and before "one-hundredths" strike "twenty-two" and insert "twenty-five"

On page 20, section 36, line 32, after "rate of" and before "one-hundredths" strike "twenty-two" and insert "twenty-five"

On page 21, section 36, line 9 before "one-hundredths" strike "twenty-two" and insert "twenty-five"

On page 21, section 37, line 32, after "rate of" and before "one-hundredths" strike "twenty-two" and insert "twenty-five"

On page 22, section 37, line 15, after "multiplying" and before "one-hundredths" strike "twenty-two" and insert "twenty-five"

On page 23, section 38, line 29, before "one-hundredths" strike "twenty-two" and insert "twenty-five"

On page 24, section 39, line 9, before "one-hundredths" strike "twenty-two" and insert "twenty-five"

POINT OF INQUIRY

Senator Bailey: "Would Senator McCormack yield to a question? Senator, I have about a dozen of these amendments on one sheet and they look like they are all inter-connected. If they are could you possibly explain what they all mean and how they are connected? I think it would be easier than taking one at a time."

Senator McCormack: "Senator Bailey, in answer to your question, the amendments all on these two sheets you have had delivered to your desks are related together. They are all one package. What they would do would be to change the tax rate for the income tax from 3.5% to 3.6% and the tax rate for the sales tax from 3.5% to 3.6% and the tax rate for the B&O tax from .22% to .25%.

"The purpose of this is to raise additional revenue with this bill, Reengrossed Substitute House Bill No. 582. As the bill now stands, it will raise approximately \$155 million during the 1971-73 biennium. With this amendment changing the rate from 3.5% to 3.6% the revenue to the state general fund will be \$215 million, more accurately the projections are \$214.7 million.

"The reason for this amendment then is to provide enough money to eliminate or substantially eliminate all required special levies that we are trying to eliminate with tax reform. My whole point is simply this. I think it should be understood that I do not intend to support this bill with or without the amendment on final passage but for all those persons who are interested in passing the bill, who are interested in having tax reform, I think it is far better to establish rates that will do the job now than try to do it after the fact.

"With these tax rates, this simple change, it will be possible in a campaign on tax reform to go to the people and say that there will be enough money raised with this tax package to eliminate or to substantially eliminate all special levies in the state of Washington. This is not true as the bill is presently written. It will also avoid the necessity if we should pass tax reform this November, of coming back immediately afterwards and having to raise taxes immediately after the passage of tax reform to raise the very rates on tax reform that we have submitted to the people.

"Now, you will remember that when the original bill was presented in the House of

Representatives it provided for about this much revenue, about \$200 million but it was amended on the House floor in two ways. In the first place the two-mill was shifted from the state back to the counties and in the second place the circuit breaker provisions were put on. The result was that the revenue that was originally conceived of from tax reform is no longer in the bill and so what this amendment would do would be to correct this.

"In my mind, it is just as simple to pass tax reform with tax rates of 3.6% as it is at 3.5% and by so doing we would be keeping faith with the people and we would be avoiding the necessity of raising taxes when we come back at the next session of the legislature if tax reform passes. So, this is the sense of all these amendments."

Debate ensued.

MOTION

Senator Durkan moved that the amendments by Senator McCormack be laid upon the table.

The motion carried and the amendments were laid upon the table.

Senator Day moved adoption of the following amendment by Senators Day and Dore:

On page 5, section 7, after line 9, insert "() Subtract the amount paid for medical care during the taxable year by the taxpayer, his or her spouse, and dependents and allowed as a deduction for federal income tax purposes under section 213 of the internal revenue code;"

Debate ensued.

POINT OF INQUIRY

Senator Huntley: "Would Senator Day yield to a question? Senator, if we should pass this amendment, I assume that you are going to vote for the final passage of the bill?"

Senator Day: "No, I am not, Senator Huntley, but I think that it will make it possible for some people out in the boondocks who are going to consider House Joint Resolution No. 42 to maybe at least give it some reasonable consideration which they most assuredly are not going to do without some of these amendments."

Senator Huntley: "You think that will do it?"

Senator Day: "It might help it but I doubt if it will do it."

Senator Dore demanded a roll call and the demand was sustained by Senators Greive, Metcalf, Durkan, Herr, Lewis (Brian), Mardesich, Peterson (Lowell), Keefe and Day.

ROLL CALL

The Secretary called the roll and the amendment by Senators Day and Dore was adopted by the following vote: Yeas, 25; nays, 22; absent or not voting, 1; excused, 1.

Voting yea: Senators Canfield, Connor, Cooney, Day, Donohue, Dore, Greive, Guess, Herr, Keefe, Lewis (Brian), McCutcheon, Mardesich, Marquardt, Matson, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Wilson, Woodall—25.

Voting nay: Senators Andersen, Atwood, Bailey, Durkan, Faulk, Foley, Gissberg, Henry, Holman, Huntley, Knoblauch, Lewis (Harry), McCormack, McDougall, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Walgren, Washington, Williams—22.

Absent or not voting: Senator Elicker—1.

Excused: Senator Stender—1.

Senator Day moved adoption of the following amendment by Senators Day and Woodall:

On page 5, section 7, after line 9, insert "() Subtract the amount of interest paid by a taxpayer during the taxable year and allowed as a deduction for federal income tax purposes under section 163 of the internal revenue code."

POINTS OF INQUIRY

Senator Lewis (Brian): "Would Senator Day yield to a question? Senator, would your amendment allow the same deductions and upon the same basis as the federal deductions on medical insurance?"

Senator Day: "Yes, my amendment would allow exactly the same deductions and upon the same basis as the federal deductions. In other words, it would be not more than \$150 for premiums paid in one year plus any additional amount over three percent of the adjusted gross income on line 9 that were paid. Some insurance policies don't cover all the payments."

Senator Bailey: "Would Senator Day yield to another question? Senator, in reading the amendment, does this confine it to interest on the home?"

Senator Day: "No, it confines it to interest paid and with the high cost of money nowadays I think you can understand that with interest paid at eight and one-half percent and sometimes nine percent that this can be a pretty important item and I imagine that is why the impact is so great."

MOTION

On motion of Senator Atwood, the amendment by Senators Day and Woodall was laid upon the table on a rising vote.

There being no objection, Senator Day withdrew his pending amendment from the Secretary's desk.

Senator Holman moved adoption of the following amendments:

On page 6, section 11, line 11, after "be" strike "three" and insert "eight" and on page 17, section 33, line 24, strike all of sections 33, 34, 35, 36, 37, 38, 39 and 40. Insert as section 33 the following:

"Sec. 33. Section 82.04.030, chapter 15, Laws of 1961 as amended by section 1, chapter 28, Laws of 1963 ex.sess., and RCW 82.04.030 are each amended to read as follows:

(1) "Person" or "company", herein used interchangeably, means any individual, receiver, administrator, executor, assignee, trustee in bankruptcy, trust, estate, firm, copartnership, joint venture, club, company, joint stock company, business trust, municipal corporation, political subdivision of the state of Washington, corporation, association, society, or any group of individuals acting as a unit, whether mutual, cooperative, fraternal, nonprofit, or otherwise and the United States or any instrumentality thereof.

(2) Upon and after the effective date of the provisions of this amendatory act which impose a tax upon net income, the term "person" for the purposes of RCW 82.04.220 through 82.04.290 shall mean a "person" as defined in subsection (1) of this section who is also an organization exempt from net income taxation by reason of section 18(1) of this act, an organization within the scope of section 1381 of the internal revenue code, or a municipal corporation or political subdivision of the state. The definition of "person" set forth in this subsection shall have no application to any other sections of this title."

POINTS OF INQUIRY

Senator Williams: "Would Senator Holman yield to a question? Senator, I am having a little trouble following this amendment. Do I understand that by your amendment you would be eliminating the B&O tax for corporations only, is that what the amendment does?"

Senator Holman: "No, I don't intend that."

Senator Williams: "You eliminate all B&O tax?"

Senator Holman: "Eliminate all B&O tax on those taxpayers who are subject to an income tax, yes."

Senator Canfield: "Would Senator Holman yield to another question? Senator, you are striking a number of sections here and you have addressed yourself only to B&O taxes and to the corporate tax but section 40 which you also strike has nothing to do with B&O. It has to do with inventory taxes and you have stricken it and we were working for amendments on that yesterday and now they have gone down the tube if we adopt your amendment."

Senator Holman: "Senator Canfield has raised a very good point. I did not intend to strike section 40. I only intended to strike those sections which purport to change the rate from what it is at the present time down to a new rate usually from .44 to .22 so I would be willing to delete that '40' in the amendment if that is satisfactory."

MOTION

Senator Lewis (Harry) moved that the amendments by Senator Holman be laid upon the table.

PARLIAMENTARY INQUIRY

Senator Holman: "Point of parliamentary inquiry. I am inquiring if it is understood on the tabling motion of Senator Lewis that section 40 is not in the amendment, could that be made clear? That was the intent. The reference to section 40 should be deemed deleted or amended out of the amendment when you are voting on the question to table."

REPLY BY THE PRESIDENT

The President: "With the permission of the Senate, the Secretary will strike it out."

Senator Holman demanded a roll call and the demand was sustained by Senators Metcalf, Uhlman, Greive, McCutcheon, McCormack, Walgren, Donohue, Elicker and Ridder.

ROLL CALL

The Secretary called the roll and the amendments by Senator Holman were laid upon the table by the following vote: Yeas, 27; nays, 21; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Durkan, Faulk, Foley, Gissberg, Guess, Henry, Huntley, Keefe, Knoblauch, Lewis (Harry), McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ryder, Sandison, Stortini, Twigg, Williams—27.

Voting nay: Senators Cooney, Day, Donohue, Dore, Elicker, Greive, Herr, Holman, Lewis (Brian), McCormack, McCutcheon, Matson, Metcalf, Peterson (Lowell), Ridder, Talley, Uhlman, Walgren, Washington, Wilson, Woodall—21.

Excused: Senator Stender—1.

PARLIAMENTARY INQUIRY

Senator Lewis (Brian): "Was the roll call announced?"

REPLY BY THE PRESIDENT

The President: "The tabulation was announced, Senator, but the Senators have the opportunity to change their votes if they so desire."

Senator Lewis (Brian) moved adoption of the following amendment by Senators Lewis (Brian) and Holman:

On page 9, section 16, line 10, insert as subsection (4):

"(4) Commencing January 1 of the second year following imposition of a tax pursuant to paragraphs 5 and 11 of this act, an amount constituting a percentage of property taxes paid on business inventories as defined in section 40 of this act shall be allowable as a credit against taxes imposed by this chapter for the same taxable year in which said property taxes were paid. The percentage of property taxes allowable as a credit shall be as follows, for each taxable year to which this subsection is applicable:

1st taxable year	10 percent
2nd taxable year	20 percent
3rd taxable year	30 percent
4th taxable year	40 percent
5th taxable year	50 percent
6th taxable year	60 percent
7th taxable year	70 percent
8th taxable year	80 percent
9th taxable year	90 percent
10th taxable year	100 percent

For purposes of this subsection, the term "taxable year" shall not include a period of less than three hundred sixty-five days: PROVIDED, That during the period this proviso is in effect it shall be in lieu of all other provisions allowing credit against net income taxes for property taxes paid on business inventories."

On page 24, section 40, line 25, after "paid" insert "until January 1 of the second year following imposition of a tax pursuant to sections 5 and 11 of this act."

Debate ensued.

Senator Lewis (Brian) demanded a roll call and the demand was sustained by Senators Talley, Metcalf, Holman, Keefe, Henry, Cooney, Guess, Peterson (Lowell), and Connor.

ROLL CALL

The Secretary called the roll and the amendments by Senators Lewis (Brian) and Holman were adopted by the following vote: Yeas, 27; nays, 19; absent or not voting, 2; excused, 1.

Voting yea: Senators Cooney, Day, Donohue, Durkan, Elicker, Faulk, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Odegaard, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—27.

Voting nay: Senators Andersen, Atwood, Bailey, Canfield, Dore, Foley, Gissberg, McCormack, McCutcheon, Mardesich, Newschwander, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Williams—19.

Absent or not voting: Senators Connor, Huntley—2.

Excused: Senator Stender—1.

On motion of Senator Durkan, the following amendments to the title were adopted:

On page 1, line 3 of the title after "82.04 RCW;" and before "amending" insert "authorizing the establishment of local taxing districts; empowering local taxing districts and cities and towns and counties to levy a retail sales and use tax; amending section 82.02.020, chapter 15, Laws of 1961 as amended by section 16, chapter 236, Laws of 1967 and RCW 82.02.020;"

On page 2, line 4 of the title, after "effective dates" insert "and declaring an emergency"

On motion of Senator McCormack, the rules were suspended, Reengrossed Substitute House Bill No. 582, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Substitute House Bill No. 582, as amended by the Senate, and the bill failed to pass the Senate by the following vote: Yeas, 13; nays, 35; excused, 1.

Voting yea: Senators Atwood, Canfield, Elicker, Faulk, Holman, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Pritchard, Sandison, Williams—13.

Voting nay: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Henry, Herr, Huntley, Keefe, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Matson, Newschwander, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Woodall—35.

Excused: Senator Stender—1.

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, as amended by the Senate, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Ryder gave notice that at the proper time tomorrow he would move to reconsider the vote by which Reengrossed Substitute House Bill No. 582, as amended by the Senate, failed to pass the Senate.

Debate ensued.

POINT OF ORDER

Senator Dore: "Point of order. After the fiftieth day, I understand this is the fifty-second day, we have to have immediate reconsideration so Senator Ryder's notice is out of order."

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Lewis (Harry) gave notice that the rules be suspended and that at the proper time tomorrow he would move to reconsider the vote by which Reengrossed Substitute House Bill No. 582 failed to pass the Senate.

POINT OF INFORMATION

Senator Greive: "I think you are getting yourself into a parliamentary snarl. In the first place under Rule 31 you can only reconsider that day. In the second place a motion to suspend the rules is of a lot lower rank than a motion to reconsider, it is next to adjourn and so I don't think what you are trying to do can be done quite that way. I don't think I helped you too much."

MOTION

At 4:25 p.m., on motion of Senator Greive, the Senate recessed subject to the Call of the Chair.

SECOND AFTERNOON SESSION

The President called the Senate to order at 4:50 p.m.

MOTION

At 4:50 p.m., on motion of Senator Greive, the Senate recessed until 7:30 p.m.

EVENING SESSION

The President called the Senate to order at 7:30 p.m.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Greive moved that the Senate do now reconsider the vote by which Reengrossed Substitute House Bill No. 582, as amended by the Senate, failed to pass the Senate.

Debate ensued.

Senators Talley, Atwood and Bailey demanded the previous question and the demand was sustained.

Senator Dore demanded a roll call and the demand was sustained by Senators Connor, Greive, Herr, Holman, Talley, Metcalf, Elicker, Cooney and Ridder.

ROLL CALL FOR RECONSIDERATION

The Secretary called the roll and the motion by Senator Greive for reconsideration carried by the following vote: Yeas, 30; nays, 13; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Talley, Uhlman, Walgren, Washington, Williams—30.

Voting nay: Senators Connor, Cooney, Day, Donohue, Dore, Guess, McCormack, Matson, Newschwander, Stortini, Twigg, Wilson, Woodall—13.

Absent or not voting: Senators Gissberg, Keefe, Mardesich, Peterson (Lowell), Sandison—5.

Excused: Senator Stender—1.

Senators Atwood, Ryder and Henry demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Stender who had previously been excused.

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

Debate ensued.

Senators Atwood, Henry and Ryder demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Reengrossed Substitute House Bill No. 582, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 28; nays, 20; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Durkan, Elicker, Faulk, Foley, Gissberg, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Uhlman, Washington, Williams—28.

Voting nay: Senators Connor, Cooney, Day, Donohue, Dore, Greive, Guess, Keefe, McCormack, McCutcheon, Mardesich, Matson, Newschwander, Peterson (Lowell), Stortini, Talley, Twigg, Walgren, Wilson, Woodall—20.

Excused: Senator Stender—1.

REENGROSSED SUBSTITUTE HOUSE BILL NO. 582, as amended by the Senate, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ryder, Reengrossed Substitute House Bill No. 582, as amended by the Senate, was ordered immediately engrossed and transmitted to the House.

POINT OF INQUIRY

Senator Woodall: "Point of inquiry. It is impossible to again reconsider. What is the effect of the motion, makes the girls work all night or can it be transmitted the next working day. What is the effect of his motion?"

REPLY BY THE PRESIDENT

The President: "The President believes that there is no particular effect, Senator." Senator Woodall: "That is what I thought."

MOTION

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

MESSAGES FROM THE HOUSE

May 3, 1969.

Mr. President: The House has passed:
 SUBSTITUTE HOUSE BILL NO. 84,
 ENGROSSED HOUSE BILL NO. 514,
 HOUSE JOINT MEMORIAL NO. 1,
 HOUSE JOINT MEMORIAL NO. 6,
 HOUSE JOINT MEMORIAL NO. 8,
 HOUSE JOINT MEMORIAL NO. 14,
 HOUSE CONCURRENT RESOLUTION NO. 19,
 HOUSE CONCURRENT RESOLUTION NO. 20,
 HOUSE CONCURRENT RESOLUTION NO. 22,
 HOUSE CONCURRENT RESOLUTION NO. 24,
 HOUSE CONCURRENT RESOLUTION NO. 28,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 3, 1969.

Mr. President: The House has passed:
 SENATE BILL NO. 176,
 SENATE BILL NO. 196,
 SENATE BILL NO. 256,
 SENATE BILL NO. 363,
 SENATE JOINT MEMORIAL NO. 8,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 3, 1969.

Mr. President: The House has adopted:
 SENATE CONCURRENT RESOLUTION NO. 10,

SENATE CONCURRENT RESOLUTION NO. 11,
and the same are herewith transmitted, MALCOLM McBEATH, Chief Clerk.

May 2, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 556, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.
SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

May 1, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred Engrossed Senate Bill No. 556, providing tenure and leave provisions for community colleges, have had the same under consideration, and we are unable to agree and request the powers of Free Conference.

Signed by: Senators Sandison, Williams and McCormick; Representatives Lynch, Smythe and King.

MOTION

On motion of Senator Sandison, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

REPORT OF FREE CONFERENCE COMMITTEE

April 29, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 77, providing for the protection of geoducks and hardshell clams, have had the same under consideration, and we recommend that Engrossed House Bill No. 77 be amended to read as follows:

On page 1, line 16 of the printed bill, being line 15 of the engrossed bill, after "(0.0 ft.)" and before the period insert " , or which lie in an area bounded by the line of ordinary high tide (mean high tide) and a line one-quarter mile seaward from and parallel to said line of ordinary high tide"

On page 1, section 1, line 22 of the printed bill, being line 20 of the engrossed bill, after "harvest." insert "All harvesting shall be done with hand held, manually operated water jet or suction device guided and controlled from under water by scuba or other diver."

On page 3, section 4, line 1 of both the printed and engrossed bills, strike all the material beginning with "A license" on line 1 down through "controlled." on line 8 and insert:

"A license is required for gear in which the harvesting head is directly guided or controlled by hand, the fee for which license shall be one hundred dollars per annum.

A license is required for each and every mechanical and/or hydraulic device operated for the purpose of taking clams other than geoduck clams for commercial purposes from tidelands and beds of navigable waters of the state of Washington, the fee for which license shall be three hundred dollars per annum."

and that the amended bill do pass.

Signed by: Senators Sandison, Elicker and Peterson (Lowell); Representatives Veroske, Hawley and Kink.

POINTS OF INQUIRY

Senator Greive: "Would Senator Sandison yield to a question? Senator, is it necessary for us to read this report? Couldn't you explain it just as well?"

Senator Sandison: "Yes, as you recall the original bill allowed for a mechanical type operation for dredging. The bill as now amended allows only manually held suction gear operated by scuba divers no closer than 440 yards from the beach and that is pretty much the sense of the bill. Senator Peterson (Lowell) can probably explain further."

Senator Peterson (Lowell): "Mr. President and members of the Senate, this has been worked out basically to the satisfaction that everyone here on the floor can live with. All of the principal objections that were raised have been compromised and I would move that we accept the report of the Free Conference Committee."

MOTIONS

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

On motion of Senator Peterson (Lowell), the report of the Free Conference Committee on Engrossed House Bill No. 77 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 77 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senators Uhlman, Walgren—2.

Excused: Senator Stender—1.

ENGROSSED HOUSE BILL NO. 77 as amended by the Free Conference Committee, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

May 2, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on HOUSE BILL NO. 542 and has passed the bill as amended by the Free Conference Committee.

MALCOLM McBEATH, Chief Clerk.

May 2, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SUBSTITUTE HOUSE BILL NO. 344 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

May 2, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 58 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 2, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 228, and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 2, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 116, and has granted the committee the powers of Free Conference.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 2, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SENATE BILL NO. 199 and has passed the bill as amended by the Free Conference Committee,

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

April 22, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SENATE BILL NO. 199, authorizing state departments and agencies to lease public lands from each other, have had the same under consideration, and we recommend that the House recede from its amendment to the bill and that the Senate and House pass the bill with the following amendments:

Add a new section following section 1 as follows:

"NEW SECTION. Sec. 2. The department of natural resources shall not rescind the withdrawal of public land in any existing and future state park nor sell any timber or other valuable material therefrom or grant any right of way or easement thereon, except as provided in the withdrawal order or for off-site drilling, without the concurrence of the state parks and recreation commission.

The department of natural resources shall have reasonable access across such lands in order to reach other public lands administered by the department of natural resources."

Signed by Senators Mardesich, Gissberg and McDougall; Representatives Flanagan, Chapin and Bagnariol.

On motion of Senator Mardesich, the report of the Free Conference Committee on Senate Bill No. 199 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 199 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Stender—1.

SENATE BILL NO. 199, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 2, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SENATE BILL NO. 498, and has passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

April 30, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SENATE BILL NO. 498, relating to county budgets, have had the same under consideration, and we recommend that the House recede from its amendment to page 3 adding a new section, and that the following new section be substituted therefor:

"NEW SECTION. Sec. 3. There is added to chapter 4, Laws of 1963 and to chapter 36.32 RCW a new section to read as follows:

The board of county commissioners of the several counties may employ such staff as deemed appropriate to serve the several boards directly in matters including but not limited to purchasing, poverty and relief programs, parks and recreation, civilian defense, budgetary preparations set forth in RCW 36.40.010—.050, code enforcement and general administrative coordination. Such authority shall in no way infringe upon or relieve the county auditor of responsibilities contained in RCW 36.22.010(9) and RCW 36.22.020."

Signed by: Senators Wilson, Elicker and Gissberg; Representatives Amen, Brown and Haussler.

On motion of Senator Wilson, the report of the Free Conference Committee on Senate Bill No. 498 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 498 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—48.

Excused: Senator Stender—1.

SENATE BILL NO. 498, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 2, 1969.

Mr. President: The House adheres to its position on the House amendments to SENATE BILL NO. 336 and asks the Senate to concur in the House amendments, and said bill together with the House amendments are herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Ridder, the Senate concurred in the House amendments to Senate Bill No. 336.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 336, as amended by the House and the bill passed the Senate by the following vote: Yeas, 34; nays, 11; absent or not voting, 3; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Marquardt, Matson, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Twigg, Walgren, Williams, Woodall—34.

Voting nay: Senators Canfield, Gissberg, Guess, Huntley, McCutcheon, Mardesich, Metcalf, Talley, Uhlman, Washington, Wilson—11.

Absent or not voting: Senators Cooney, Newschwander, Ryder—3.

Excused: Senator Stender—1.

SENATE BILL NO. 336, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 2, 1969.

Mr. President: The House insists on its position on its amendments to page 11, and to pages 12 and 13 striking sections 16 and 17 and again asks the Senate to concur in the House amendments to ENGROSSED SUBSTITUTE SENATE BILL NO. 168, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Uhlman moved that the Senate concur in the House amendments to Engrossed Substitute Senate Bill No. 168.

POINT OF INQUIRY

Senator Greive: "Would Senator Uhlman yield to a question? Senator, what are the amendments from which we are receding?"

Senator Uhlman: "Senator Greive and members of the Senate, this is the garnishment bill. This is the continuing lien provision which we debated here and I was one of the very strong advocates for maintaining it in the bill. I still believe it is a good idea but I do believe that the bill is very important and frankly I would be very strongly in favor at this time of going ahead and concurring in the House amendments."

The motion carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 168, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; absent or not voting, 1; excused, 1.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—42.

Voting nay: Senators Andersen, Day, Guess, Twigg, Woodall—5.

Absent or not voting: Senator Matson—1.

Excused: Senator Stender—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 168, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 3, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 377 with the following amendments:

On page 1, beginning with line 9, strike everything after the enacting clause and insert the following:

"Section 1. Section 1, chapter 75, Laws of 1963, as last amended by section 1, chapter 135, Laws of 1967, and RCW 41.04.180 are each amended to read as follows:

Any department, division, or separate agency of the state government, and any county, municipality or other political subdivision of the state acting through its principal supervising official or governing body may, whenever funds shall be available for that purpose as determined by the budget director as respects to state agencies provide for all or a part of hospitalization and medical aid for its employees and their dependents through contracts with regularly constituted insurance carriers or with health care service contractors as defined in chapter 48.44 RCW, for group hospitalization and medical aid policies or plans: PROVIDED, That any department, division or separate agency of state government, and any county, municipality or other political subdivision of the state acting through its principal supervising official or governing body shall provide the employees thereof a choice of policies or plans through contracts with not less than two regularly constituted insurance carriers or health care service contractors: AND PROVIDED FURTHER, That any county may provide such hospitalization and medical aid to county elected officials and their dependents on the same basis as such hospitalization and medical aid is provided to other county employees and their dependents: PROVIDED FURTHER, That the contributions of any department, division or separate agency of the state government shall be limited to [not to exceed fifty percent of any premium therefor, or] ten dollars per month per employee covered, [whichever is less] except that such limitation shall not apply to employees employed under chapter 47.64 RCW: PROVIDED FURTHER, That provision for school district and higher education personnel [employees] shall not be made under this section but shall be as provided in RCW 28.76.410 (or sections 28A.58.420 and 28B.10.660 of the 1969 education code).

Sec. 2. Section 1, chapter 187, Laws of 1959 as amended by section 2, chapter 135, Laws of 1967 and RCW 28.76.410 are each amended to read as follows:

The regents, trustees, or board of directors of any of the state's educational institutions or school districts may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of, the enumerated types of insurance for the regents, trustees, members of boards of directors, students and employees of the institution or school district, and their dependents. Whenever funds shall be available for these

purposes, the regents, trustees or boards of directors of any of the state's educational institutions or school districts may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid, for the employees of their respective institutions or school districts and their dependents in an amount not to exceed [fifty percent of the premiums therefor, or] ten dollars per month per employee covered [, whichever is the lesser]. The premiums due on such liability insurance shall be borne by the university, college or school district. The premiums due on such life, health, accident, or disability and salary insurance shall be borne by the assenting regent, trustee, member of board of directors, or student.

Sec. 3. Section 28A.58.420, chapter —, Laws of 1969 ex. sess. (HB No. 58) and RCW 28A.58.420 are each amended to read as follows:

The board of directors of any of the state's school districts may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of the enumerated types of insurance for the members of the boards of directors, the students, and employees of the school district, and their dependents. Whenever funds shall be available for these purposes the board of directors of the school district may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid for the employees of their respective school districts and their dependents in an amount not to exceed [fifty percent of the premiums therefor, or] ten dollars per month per employee covered [, whichever is the lesser]. The premiums on such liability insurance shall be borne by the school district. The premiums due on such life, health, accident, or disability and salary insurance shall be borne by the assenting school board member, student or employee.

Sec. 4. Section 28B.10.660, chapter —, Laws of 1969 ex. sess. (HB No. 58) and RCW 28B.10.660 are each amended to read as follows:

The regents or trustees of any of the state's institutions of higher education may make available liability, life, health, accident, disability and salary insurance or any one of, or a combination of, the enumerated types of insurance for the regents or trustees, students and employees of the institution, and their dependents. Whenever funds shall be available for these purposes, the regents or trustees of any of the state's institutions of higher education may contribute toward the cost of such life, health, accident, disability and salary insurance, including hospitalization and medical aid, for the employees of their respective institutions and their dependents in an amount not to exceed [fifty percent of the premiums therefor, or] ten dollars per month per employee covered [, whichever is the lesser]. The premiums due on such liability insurance shall be borne by the university or college. The premiums due on such life, health, accident, or disability and salary insurance shall be borne by the assenting regent, trustee or student.

NEW SECTION. Sec. 5. There is added to chapter 75, Laws of 1965 and to chapter 41.04 RCW a new section to read as follows:

The department of personnel shall administer and be the trustee of health benefit programs for state employees as provided by RCW 41.04.180, as now or hereafter amended. The department shall consult with state agencies and employee organizations once each contract period in the development of the content and coverage of health benefit programs.

NEW SECTION. Sec. 6. There is added to chapter 75, Laws of 1965 and to chapter 41.04 RCW a new section to read as follows:

The department of general administration shall procure for all state agencies health benefit programs as designated in accordance with the provision of section 5 of this 1969 amendatory act through contracts as provided by RCW 41.04.180, as now or hereafter amended. Contracts for health benefit programs shall be awarded and rebid periodically.

NEW SECTION. Sec. 7. There is added to chapter 75, Laws of 1965 and to chapter 41.04 RCW a new section to read as follows:

Any governmental entity other than state agencies, may use the services of the department of general administration upon the approval of the director, in procuring health benefit programs as provided by sections 1 through 4 of this 1969 amendatory act: PROVIDED, That the department of general administration may charge for the administrative cost incurred in the procuring of such services.

NEW SECTION. Sec. 8. There is hereby created a state employees' insurance and health care advisory committee to be composed as follows: The governor or his designee; the state directors of general administration and personnel; one member representing an association of state employees and one member representing a state employees' union, who shall be appointed by the governor; one member of the senate appointed by the president of the senate; and one member of the house of representatives appointed by the speaker of the house. All appointments shall be made effective July 1, 1969. The first meeting of the committee shall be held as soon as possible thereafter at the call of the director of personnel. The committee shall elect its own officers and prescribe rules for the conduct of its business. The advisory committee shall study all matters connected with the providing of adequate health care coverage for state employees covered under the provisions of RCW 41.04.180 on the best basis possible with relation both to the welfare of the employees covered and to the state. The committee shall report its recommendations to the next regular or special session of the legislature at the commencement thereof. Members of the committee shall receive no compensation for their services, but legislative members shall receive allowances provided for in RCW 44.04.120. This section shall expire July 1, 1971.

NEW SECTION. Sec. 9. Notwithstanding any other provision of this 1969 amendatory act, the provisions of section 2 hereof shall be effective only until the proposed educational

code of 1969 (HB 58) becomes effective, at which time section 2 shall no longer be effective and sections 3 and 4 of this 1969 amendatory act shall become effective, said sections 3 and 4 of this 1969 amendatory act not being effective until such time.

NEW SECTION. Sec. 10. The effective date of this 1969 amendatory act shall be July 1, 1969: PROVIDED, That health benefit contracts awarded under the provisions of RCW 41.04.180 which expire after July 1, 1969 may be extended up to one year with the approval of the state employees' insurance and health care advisory committee as established under the provisions of section 8 of this act.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1969."

In line 1 of the title following "programs" strike the remainder of the title and insert: "for public employees; amending section 1, chapter 75, Laws of 1963 as last amended by section 1, chapter 135, Laws of 1967, and RCW 41.04.180; amending section 1, chapter 187, Laws of 1959 as amended by section 2, chapter 135, Laws of 1967 and RCW 28.76.410; amending sections 28A.58.420 and 28B.10.660, chapter —, Laws of 1969 ex. sess. (HB No. 58) and RCW 28A.58.420 and 28B.10.660; adding new sections to chapter 75, Laws of 1965 and to chapter 41.04 RCW; creating new sections; providing for the correlative and pari materia construction of certain provisions of this 1969 act with the provisions of Title 28 RCW or of Titles 28A and 28B RCW if such titles shall be enacted; declaring an effective date; and declaring an emergency.", and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Lewis (Harry) moved that the Senate concur in the House amendment to Engrossed Senate Bill No. 377.

POINTS OF INQUIRY

Senator Uhlman: "Would Senator Lewis (Harry) yield to a question? Senator Lewis, what was the final conference result? I haven't seen it yet regarding the optional health care plans which the Senate provided for the state employees. The Senate provided for more than one as the original bill provides. Would you answer that question, please?"

Senator Lewis (Harry): "Senator Uhlman, in answer to your question, there is absolutely no change whatsoever in the number of insurance carriers that the state employees have. This provides for a study on the carrier system but there is absolutely no change in this bill at this time."

Senator Day: "Would Senator Lewis (Harry) yield to another question? Senator Lewis, what is the financial arrangement in the bill presently for payment of state employees or a portion thereof of their premium?"

Senator Lewis (Harry): "Senator Day, the money is in the appropriation bill. I discussed this with Senator Durkan and Senator Atwood. It is approximately \$1.8 million.

"If you will recall, presently health care for state employees is paid on the basis of fifty percent or \$10 whichever is less. We originally in the Senate had tried to move that to \$15 and this was originally funded. This amendment takes out the fifty percent requirement which has been in the law and raises the portion paid by the state to \$10 so we have not gone to the full \$15 which I had hoped we could originally but it is a compromise and it is a worthwhile one so state employees will now be receiving \$10 health care payments. They now are getting \$5.30 on the average."

Senator Day: "For the benefit of state employees and members of this Senate, I will not oppose this motion. However, I would like to point out Senator Lewis has just stated, what was it, \$1.8 million involved in this state fund which the Washington Physicians' Service and other non-profit corporations participate in and then arbitrarily do not allow free choice of doctor to state employees.

"This practice will continue and of course it is grossly wrong. However, we will hope that the study will do something about rectifying this. If you will remember the flood of mail which you got when we were attempting to correct the injustices or begin to in this program by taxing the premiums on these contracts the same as we do, not just for state employees but for everyone, the same as we do for private companies. This continues to be an area of unfair competition. It was a total distortion of the facts in the letters if you will recall also as to what the impact of such a tax would have been.

"Now I just hope that everyone realizes what they are voting for and I want to say that the state has been placed in a compromised position and actually has allowed itself to become second to the Washington Physicians' Service and others in stating what professions are truly recognized in the state of Washington. So although we have the legal authority to license professions, they have taken over the area of granting whether state employees will be allowed to use these professions or not."

The motion by Senator Lewis (Harry) carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 377.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 377, as

amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—47.

Absent or not voting: Senator Talley—1.

Excused: Senator Stender—1.

ENGROSSED SENATE BILL NO. 377, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 1, 1969.

Mr. President: The House has concurred in the Senate amendments to page 1, line 5 of the title, and to page 3, line 3, and refuses to concur in the remaining Senate amendments to HOUSE BILL NO. 32 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator McCormack moved that the Senate do not recede from its amendments to House Bill No. 32 and asks the House for a conference thereon.

POINT OF INQUIRY

Senator Pritchard: "Would Senator McCormack yield to a question? Senator, is the problem here on this straight party voting?"

Senator McCormack: "Yes, it was and the solution that was arrived at was that we would keep the column line voting the same as on the paper ballot but we would draw by lots within each county with half Democratic precincts on the left and half Republican precincts on the left so it was completely fair for everybody."

MOTION

Senator McCutcheon moved that the Senate concur in the amendments to House Bill No. 32.

Senator McCormack: "Senator, the motion would be, I believe, that the Senate recede from its amendments on House Bill No. 32."

REPLY BY THE PRESIDENT

The President: "Senator McCormack's point is well taken, Senator McCutcheon. Your motion would be to recede from the Senate amendments to House Bill No. 32. Do you make such a motion?"

Senator McCutcheon: "I do."

PARLIAMENTARY INQUIRY

Senator McCormack: "Parliamentary inquiry. Is not my motion a positive motion? My motion was that the Senate do not recede and requests a conference. I believe this is a positive motion."

Senator Gissberg: "Any motion that will resolve the difficulties before the house is the motion that has to be put first and Senator McCutcheon's would resolve the differences right here and now and should be put first."

REPLY BY THE PRESIDENT

The President: "Senator Gissberg's remarks are well taken, Senator McCormack."

POINT OF INQUIRY

Senator Uhlman: "Would Senator McCutcheon yield to a question? Senator, you mentioned part of this paper is mine on here relating to the registration of migrant workers. I am just unclear as to what the disposition of that is. As I read the message from the House, they have agreed to my amendment is that correct or incorrect?"

Senator McCutcheon: "I don't think so, Senator Uhlman."

Senator Uhlman: "The message from the House says they concurred in the Senate amendments and I see they are asking the Senate to recede from the rest of them, my very meritorious amendment as well. That is too bad."

MOTION

On motion of Senator Dore, the message from the House on House Bill No. 32 and the Senate amendments were ordered considered on Monday, May 5, 1969.

MESSAGE FROM THE HOUSE

April 30, 1969.

Mr. President: The House refuses to recede from its amendments to SENATE BILL NO. 42 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Senate Bill No. 42 and the House amendments thereto: Representatives Harris, Francis and Clarke (George W.).

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 3, 1969.

Mr. President: The House refuses to recede from its amendments to ENGROSSED SENATE BILL NO. 310 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 310 and the House amendments thereto: Representatives Whetzel, Perry and O'Dell.

SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Greive that the House be granted a conference on Engrossed Senate Bill No. 310 and that the President appoint a Conference Committee thereon.

The motion carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed Senate Bill No. 310, Senators Washington, Mardesich and Huntley.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

MESSAGE FROM THE HOUSE

May 3, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 58,
SUBSTITUTE HOUSE BILL NO. 344,
HOUSE BILL NO. 542,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

It was moved by Senator Greive that the House be granted a conference on Senate Bill No. 42 and that the President appoint a Conference Committee thereon.

The motion carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 42, Senators Uhlman, Walgren and Woodall.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

PERSONAL PRIVILEGE

Senator Knoblauch: "Point of personal privilege. This won't take very long. I used to be able to say that I gave few speeches on the floor of the Senate but this week I can't say that any more.

"Those of you who are old timers here remember a couple that sat up in the gallery and never missed a single session. If one went home to go to sleep at night at 2:00 o'clock in the morning if we were in session that long, the other member of the family sat and listened and they told me that they could tell before we even called the roll how each of us was going to vote. All of us gave them a bouquet of roses at the end of the session.

"Well, I have been sitting here in my chair and every time I sit, I face the gallery and I noticed a lady whom I hardly know who has been sitting there for one hundred and twelve days doing some knitting. She has become an expert on sex education. She sat through, voluntarily I hope, five hours of Sam's talk on mass transit. I can tell you her favorite colors. Now I know it gets cold in Spokane, Mrs. Guess, and I am wondering if some of the upper parts of the things you have been knitting that when you get back to Spokane you don't knit the bottom part for Sam for long underwear for the cold winters over there.

"I simply want to say, Mrs. Guess, that you have been a very devoted listener all during these days and though I hardly know you, I have come to love you as a very fine person, one especially who can sit and listen to Sam talk by the hour."

MOTION

At 9:10 p.m., on motion of Senator Greive, the Senate adjourned until 11:15 a.m., Monday, May 5, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-THIRD DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Monday, May 5, 1969.

The Senate was called to order at 11:15 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senator Stender. On motion of Senator Greive, Senator Stender was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Marta Metcalf, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church, Olympia, offered prayer as follows:

"Our Father, who hast set a restlessness in our hearts, and made us all seekers after that which we can never fully find, forbid us to be satisfied with what we make of life. Draw us from base content, and set our eyes on far-off goals. Keep us at tasks too hard for us, that we may be driven to Thee for strength. Deliver us from fretfulness and self pity; make us sure of the goal we cannot see, and of the hidden good in the world. Open our eyes to simple beauty all around us, and our hearts to the loveliness men hide from us because we do not try enough to understand them. Save us from ourselves, and show us a vision of a world made new. May Thy spirit of peace and illumination so enlighten our minds that all life shall glow with new meaning and new purpose. Through Jesus Christ our Lord. Amen."

Reverend Charles Howard Perry offered the following Memorial Prayer for Ward Bowden:

"Jesus said, 'I am the resurrection and the life; he that believes in Me shall never die:'
"Almighty God, whose love is infinite and whose mercies cannot be numbered, we remember before Thee this day with gratitude and appreciation our friend and co-worker, Ward Bowden. As Thou dost hold all souls in life after their death on this earth, we commend his soul to Thee, as into the hands of a faithful Creator, and most merciful Saviour, asking that it may be precious in Your sight. Comfort us, O God, in this loss with the grace that comes from Thee alone and make us worthy to be called Thy sons. Have mercy upon his wife and children in their days of sorrow; sustain them with a sense of Thy goodness as they remember the goodness that comes from Thee. Grant them Thy peace, O Lord; lighten their darkness and ease their load of pain and sorrow. Give to each one of us a sure and certain hope of our own resurrection unto eternal life as Thou hast promised this to us through Jesus Christ our Lord, in Whose name we pray. Amen."

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

MOTION

At 11:15 a.m., on motion of Senator Greive, the Senate was declared to be at ease until 11:30 a.m.

The President called the Senate to order at 11:30 a.m. and asked that the members of the Senate gather at the back of the Chamber and walk in a body to St. John's Episcopal Church to attend the funeral of the former Secretary of the Senate, Ward Bowden.

The President declared the Senate to be in recess until 2:30 p.m. today.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

MOTION

At 2:30 p.m., on motion of Senator Greive, the Senate was declared to be at ease until 3:00 p.m.

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

MOTION

At 3:00 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Tuesday, May 6, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-FOURTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Tuesday, May 6, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Huntley, Newschwander, Stender and Walgren. On motion of Senator Atwood, Senators Huntley, Newschwander, Stender and Walgren were excused.

The Color Guard consisting of Pages Mike Wrenn, Color Bearer, and Shelley Peterson, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church, Olympia, offered prayer as follows:

"Almighty God whose love is everlasting, and whose power is infinite, whose care for Thy creation enfolds the falling bird and the stumbling man, enlighten our minds and lift up our hearts as we work to do our duty in this world. Help us to look upon the daily tasks of life as opportunities for service to our fellow man, and expressions of our faithfulness to Thee. When we are weary of doing good and are tempted to succumb to the pressures of self-interest and pettiness, help us to remember who we are and why we are here. Bless and guide the members of this senate of the state of Washington that they may be faithful in the performance of all their duties. Deliver them from the trap of expediency and point them toward the truth that stands the trials of time. Our Heavenly Father, direct their feet into the paths of justice and fairness for all men in this state. When the clouds of confusion and darkness embrace them, bring forth within them a will to sober and honest confrontation on the issues that divide them. Help them to seek the light that shines even in the midst of darkness; deliver them from the seduction of their own minds; and grant that they may humbly seek to walk with Thee in all their doings. We thank You, O God, for this beautiful day. May the brightness of its beauty be to us a symbol of Your presence in our midst, and may we not lose sight of Your love for us. Through Jesus Christ, our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

May 5, 1969.

HOUSE JOINT MEMORIAL NO. 20, requesting commemoration of pig war centennial (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Mardesich, Pritchard.

Passed to Committee on Rules and Joint Rules for second reading.

April 30, 1969.

HOUSE JOINT MEMORIAL NO. 21, requesting reopening of Pacific air routes decision (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Mardesich, Chairman; Cooney, Foley, Gissberg, Greive, Huntley, Keefe, McCormack, McCutcheon, Stortini, Twigg, Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

May 3, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 243, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 6, 1969.

Mr. President: The Speaker has signed: HOUSE BILL NO. 77, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 5, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED HOUSE BILL NO. 77 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Assistant Chief Clerk.

The Senate resumed consideration of the following message received from the House on May 4, 1969 and the motion made on that day by Senator McCormack that the Senate do not recede from its amendments to House Bill No. 32 and asks the House for a conference thereon and the motion also made on May 4, 1969 that the Senate recede from its amendments to House Bill No. 32.

May 1, 1969.

Mr. President: The House has concurred in the Senate amendments to page 1, line 5 of the title, and to page 3, line 3, and refuses to concur in the remaining Senate amendments to HOUSE BILL NO. 32 and asks the Senate to recede therefrom, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

Debate ensued.

POINTS OF INQUIRY

Senator Canfield: "Would Senator Holman yield to a question? Senator, Senator McCutcheon referred to a certain underlined item on page 3 having to do with expanding the voting right of people who cannot read and speak English. You will find that under subsection 6.

"This was a matter of a court case in Yakima county, Senator McCutcheon referred to something about Yakima county in his remarks and perhaps Senator Woodall will care to comment on this. It was a case instituted by some people who were refused registry because they could not read and speak the English language. The suit was decided just the other day in favor of the defendant, namely the county auditor of Yakima county. The court held that he was entirely correct in refusing registration to those who could not read and speak the English language.

"In this bill it gives these people the right to vote if they cannot read and speak the English language which in my opinion is a direct contravention of this suit and a direct contravention of the Constitution which requires people to read and speak the English language.

"Senator Holman, I have made kind of a speech but my question to you is how do you justify this underlined material?"

Senator Holman: "Senator Canfield, I did not know about this lawsuit. It seemed to me that if you are correct that the lawsuit was decided in favor of the county auditor that unless there was a constitutional provision involved that this proposed new statute would in effect reverse the court and make it possible for these people to vote if they have attended public school the requisite number of years.

"However, I want to make clear that it is perfectly all right with me. I am speaking for myself and not necessarily Senator Uhlman to remove this amendment. I had no idea that there were strong feelings about it. When I was asked to sign it, I read it and it seemed perfectly in order and perfectly fair. I didn't realize there had been a lawsuit on the subject or that Senators had a difference of opinion. I agree that in matters as controversial as this, could be they have to have a full hearing and not just hung on as paper work.

"As far as I am concerned if we defeat Senator McCutcheon's motion and then do as

Senator McCormack suggests, take them up one by one, I would certainly go along with recession on this particular amendment. I don't know how Senator Uhlman feels about it."

Further debate ensued.

Senator McCutcheon: "Would Senator Atwood yield to a question? Senator Atwood, you say you have conferred with Mr. Johnson about getting into this new set up in case we come to a free conference or something?"

Senator Atwood: "I have not conferred with him on this particular measure. It was my understanding that the parties had reached an agreement on it. As far as the makeup of the ballot, not the electronic voting per se."

Senator McCutcheon: "I gathered from what you said that you are going to look the whole matter over, the whole voting registration, everything, and take it all into account. Is that the theory?"

Senator Atwood: "No, I don't think that is the theory at all. I am not too sure, Senator McCutcheon, if I understand you. It is the arrangement of the card itself that was disturbing the people in regards to electronic voting and it is my understanding, I think Senator McCormack explained it the other day on what tentative agreement had been made as far as the arrangement of the ballot."

Senator McCutcheon: "Thank you very much. I wonder if Senator McCormack would yield? In your original bill that you had up in the Committee on Constitution, Elections and Legislative Processes and which was voted on in the Senate, did it say anything about primaries at all?"

Senator McCormack: "Yes, I shall quote to you from the bill if I may. 'Voting devices and vote tally systems as defined in RCW 29.34.010 may be used in all primaries and elections, general or special, in all counties.' That is exactly the wording in the amendment."

Senator McCutcheon: "Now, one more question. Did you put these safeguards with reference to party column voting and your safeguards as to duplicate punch cards, is that in this particular thing that I am pointing at here that was put on House Bill No. 32?"

Senator McCormack: "The safeguards on party column voting were in the existing law, Senator McCutcheon. The bill that we passed modified that and clarified it. This modification and clarification which we wrote into the bill was what was not acceptable in the House. That particular modification on how the ballot should be arranged, and this has been the subject of discussion on which we believe we have reached a conclusion which is fair to everyone.

"My amendment did not contain any reference to duplicate cards for the simple reason that I don't believe that duplicate cards are necessary and I don't believe they have any place in this bill. If you can prevail upon the conference committee if one exists that this is necessary, Senator, then I believe that is fine but I for one did not believe in it and I did not include it in my amendment."

Senator McCutcheon: "Just one more question and I will sit down. It takes a little digging to get into this but now I am beginning to see the picture and get the message.

"I forget the number of that bill, House Bill No. 562, I believe, that made it a felony or misdemeanor if a precinct committeeman didn't call the election or the caucus on the same hour that he said he was going to call it. His political enemies would be at his throat. That is a very bad bill. Montgomery Johnson and Neil Chaney, that is our chairman, if you think they have unanimous accord in either party, you are crazy. But they didn't get their stuff and it came over here and was properly stricken by the ruling of our presiding officer that they were not the same subject and not germane and they lost it.

"Now, they looked around and they come up with the last hope. I have talked to Mr. Bledsoe, he doesn't want any part of that electric voting. I have talked to Norwood Cunningham and he says 'what will we do with this?' I said, 'Lord knows what I would do with it, Norwood. It is your problem I guess'. He said 'I would like to do something with it', so, they held on to it for a full month and here they are in the dying days, they want us to handle it in three days, do all these complicated subtractions, additions, separations and studies and all the time buzzing around the conference committee will be the two state chairmen and buzzing around them will be everybody that wants to get in with voting requirements.

"I have been up here before and I have been accused of being a little bit rough on some of these fellows but actually you are tinkering with not only electronic voting but everybody over there including both our state chairmen and others are tinkering with the right of suffrage and the thing is not clear at all. We will be back up here again asking for the powers of free conference.

"Now the dog race starts. Maybe the dogs will be here ahead of us but then we will be really in trouble and we will accomplish absolutely nothing and I say that to Senator McCormack and I say it to all of you gentlemen. This is something you should put off until next January and go at it right and separate bills so you know what you are doing. As I said before and I will say it again directly, I have never seen so much pressure put on such a trivial little bill, just to bring us up-to-date, he says. The hell it is. Something's back of it, power and pressure and pressure and pressure and do you know what I say to pressure? To hell with it."

Further debate ensued.

Senator Guess: "Would Senator McCutcheon yield to a question? Senator, first, I would like to read from the Constitution, Amendment five, which was passed in November,

1910. It is found on page 120 of the legislative manual and I believe that this amendment to House Bill No. 32 is totally outside of that but I want to get your concurrence.

"It says, 'All persons of the age of twenty-one years or over possessing the following qualifications shall be entitled to vote at all elections: They shall be citizens of the United States; they shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote; they shall be able to read and speak the English language.' And then it has the proviso about Indians and then a further proviso says 'That this amendment shall not affect the rights of franchise of any person who is now a qualified elector of this state. The legislative authority shall enact laws defining the manner of ascertaining the qualifications of voters as to their ability to read and speak the English language'.

"It appears to me that from the recitation that you have made from that five feet of yellow paper that goes further than the Constitution, it goes further than the legislative powers given to us in this body by Constitution and I think you are exactly right in challenging it. I wonder if you read the book as I do."

Senator McCutcheon: "It hasn't been changed by any constitutional amendment that I know of. You still have to be twenty-one to vote and read the English language so I think that answers that question. What I want to say is whether we were negligent and whether through our own dumbness we were over-reached by Senator McCormack, he was faster on his feet we will say and very much more persistent than I.

"The point I am making is what Senator Guess has just said is that while we were outsmarted, that doesn't mean we were wrong. Many an honest man has been outsmarted and the very fact that we were outsmarted we have a chance on this floor and at this hour to correct that. They can be the smart people and we can be the sensible people and the honest man can come back here and say, 'I am going to vote like Mr. Bledsoe and Mr. Norwood Cunningham handled it over there'. The best thing we can do with this mess of stuff now is to recede, of course, and go along with them but we are going to continue this deal with these shadowy persons that moved in the rear and with all this pressure and I don't know what you are going to come up with.

"I have no personal interest in it, not an ounce but I hate to see an honest man outsmarted and he is outsmarted on this one. Confused by a multiplicity of amendments. It would take a Philadelphia lawyer to read those. There isn't a man on this floor, Senator Holman or anyone else, and he is a very able and honest man, but there isn't a man here that would say it is fair to expect us in the dying days of this session to go in and have an honest conference because each one is going to try to get the advantage of the other and you are going to put the Chair up against the appointment of the conferees. They will come back, no dice. We all sit and grin at each other, do nothing. Then somebody rushes in and says, 'we will have to have powers of free conference' and then they are the legislature acting on a most important piece of legislation, enacted in haste.

"I am willing to go along with this thing over here. I wouldn't be shouting at any time if he had left us out like they said they were going to but we are going to appoint six people powers of free conference to be the legislature of the state of Washington. That is what it amounts to and you know it and I know it and I am not afraid to say it."

PARLIAMENTARY INQUIRY

Senator Washington: "Point of parliamentary inquiry. Have we not moved and has it not been adopted that the question be divided so that the separate portions of the amendment can be acted on separately?"

REPLY BY THE PRESIDENT

The President: "Senator Washington, it has been suggested that the question be divided but no one has put the motion."

MOTION

Senator Washington moved that the question be divided.

POINT OF ORDER

Senator McCutcheon: "Point of order. I understand under Rule 17 that this motion has to be in writing."

RULING BY THE PRESIDENT

The President: "The Senator's point is well taken."

Senator McCormack: "I think you have the motion in writing on your desk, Mr. President."

REPLY BY THE PRESIDENT

The President: "Would you provide Senator McCutcheon with a copy, please, if Senator McCutcheon so desires?"

MOTIONS

Senator McCormack moved that the question be divided as follows: That the Senate consider sections 4 through 8 as one portion of the amendment and sections 9 and 10 as the other portion.

On motion of Senator McCormack, the Senate receded from the Senate amendments adding sections 4 through 8.

The motion carried.

Senator McCormack moved that the Senate do not recede from the Senate amendments adding sections 9 and 10 and asks the House for a conference thereon.

Senator Dore moved that the amendment be further divided and sections 9 and 10 be considered separately.

The motion carried.

On motion of Senator McCormack, the Senate refused to recede from its position on section 9.

Senator McCormack moved that the Senate do not recede from its position on section 10 and asks the House for a conference thereon.

Senator Dore moved that the Senate recede from its position on section 10.

Senator Ridder demanded a roll call and the demand was sustained by Senators Odegaard, Peterson (Lowell), Dore, McCormack, Stortini, Metcalf, Holman, McDougall and Connor.

POINTS OF INQUIRY

Senator Day: "Would Senator McCormack yield to a question? Senator, in this electronic voting amendment, do we still have the duplicate card process?"

Senator McCormack: "No, Senator, we do not have. There is no provision in the amendment as it stands for duplicate cards any more than there is provision in the law today for duplicate paper ballots or duplicate voting machines."

Senator Wilson: "Would Senator McCormack yield to another question? Senator, to clarify this point once and for all, the electronic voting machine process remains optional with each county, is that not correct?"

Senator McCormack: "Yes, it must be accepted and approved by the state voting commission and it remains optional, permissive with each county."

Senator Canfield: "Would Senator McCormack yield to a question? Senator, I thought when we discussed this in the elections committee with Senator McCutcheon that this question of duplicate cards did come up and it was my understanding that provision for them could and would be made. Am I in error?"

Senator McCormack: "You are partially in error but this action was not taken by the committee. It was discussed in committee and not taken in committee. This floor did take action to put duplicate cards in the bill so there was a provision for duplicate cards put in the bill but it is not included in this amendment. It would be up to the conference committee to decide whether they really believe duplicate cards are necessary or not but it was not a matter of committee action."

Senator Canfield: "I thought, Senator McCormack, that that was one of the chief objections raised in the testimony that some things could be done that should not be done unless there were duplicate cards."

Senator McCormack: "Senator, it was my impression from the committee hearings that this idea of duplicate cards was pretty much shot down as a bogeyman man that didn't have any substance anymore than the requirement for duplicate paper ballots or duplicate tapes on voting machines, that sort of thing. The account of duplicate cards somehow predisposes that there is going to be some sort of a coalition between Republicans and Democrats against somebody else to somehow substitute cards or something like that."

Senator Canfield: "I didn't take it that way, Senator McCormack. I thought that with these little cards which are essentially punch cards, are they not? You punch them with a stylus?"

Senator McCormack: "Yes."

Senator Canfield: "And with that punching device you could not only punch through the original but also punch through a duplicate and it would take no extra time nor trouble so I don't know where this bogeyman is that you are talking about."

Senator McCormack: "Well, I was speaking of the need for it, Senator. It may be possible, I do not know, I have not researched the question whether it is possible and all I can suggest is that this would be something that the conference committee could consider or if the voting machine commission considers it necessary or if the secretary of state as superintendent of elections of the state, considers it necessary, he could require it."

Debate ensued.

ROLL CALL

The Secretary called the roll and the motion by Senator Dore that the Senate recede from its position on section 10 failed by the following vote: Yeas, 9; nays, 36; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Connor, Cooney, Day, Dore, Guess, Herr, Lewis (Brian), Mardesch-9.

Voting nay: Senators Atwood, Bailey, Canfield, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall-36.

Absent or not voting: Senator Uhlman-1.

Excused: Senators Huntley, Newschwander, Stender-3.

The Senate receded from its amendments to House Bill No. 32 adding sections 4 through 8, and refuses to recede from amendments adding sections 9 and 10 and asks the House for a conference thereon.

MESSAGE FROM THE HOUSE

May 3, 1969.

Mr. President: The House has passed: ENGROSSED SENATE BILL NO. 172 with the following amendment:

On page 1, beginning on line 5, strike all of section 1 and insert the following:

"Section 1. Section 84.36.040, chapter 15, Laws of 1961 and RCW 84.36.040 are each amended to read as follows:

The following property shall be exempt from taxation:

All free public libraries, orphanages, orphan asylums, institutions for the reformation of fallen women, homes for the aged and infirm, and hospitals for the care of the sick when such institutions are supported in whole or in part by public donations or private charity, and all of the income and profits thereof are devoted, after paying the expenses thereof, to the purposes of such institutions; and the grounds, together with all real and personal property owned or used as a part of such institutions, whenever such libraries, orphanages, institutions, homes, and hospitals are built and used exclusively for the purposes herein enumerated.

In order to determine whether such libraries, orphanages, institutions, homes, and hospitals are exempt from taxes within the intent of this chapter, the director of [health] revenue shall have access to their books and the superintendent or manager of the library, orphanage, institution, home, or hospital claiming exemption from taxation shall [make oath before the assessor] file, with the assessor on forms furnished by the director, a signed statement that the income and the receipts thereof, including donations to it, have been applied to the actual expenses of maintaining it, and to no other purpose. He shall also, under oath, make annual report to the department of [health] revenue of its receipts and disbursements. [specifying in detail the sources from which the receipts have been derived, and the object to which disbursements have been applied, and shall furnish in such report full and complete vital statistics for the use and information of the department of health, which may publish the same in its annual report.] Such report shall be made upon a form supplied by the director of revenue on or before the fifteenth day of the fifth calendar month following the close of the accounting period for which the return is required to be filed. The assessor shall remove the tax exemption from the property and assets of any hospital which does not file with the assessor said annual report within forty-five days of the due date. The department of revenue shall make a copy of such report available to other governmental agencies upon request.

A hospital, within the meaning of this section, includes any portion of the hospital building, or other buildings in connection therewith, used as a nurses' home or as a residence for persons engaged or employed in the operation of the hospital, or operated as a portion of the hospital unit."

and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

Senator Day moved that the Senate concur in the House amendment to Engrossed Senate Bill No. 172.

POINT OF INQUIRY

Senator Holman: "Would Senator Day yield to a question? Senator, the bill as it left the Senate required that the hospital in this case applying for exemption would furnish a copy of Form 990A of the internal revenue service. I take it now that that will not be done, is that correct?"

Senator Day: "That is correct. That portion of it I didn't agree with but judging from previous experiences with the House in this particular area I thought we better take what we could get, Senator."

Senator Holman: "They have an objection to this, I take it?"

Senator Day: "Apparently they do. During the entire hospital study there was a granite wall which we ran into which didn't allow the committee of the legislature to peruse in any manner the internal records of any hospital. Of course, this is one of the things left undone in the hospital study which we are going to have to do and I don't think we could accomplish too much by merely having this submitted with a report anyway so it is going to take more than an in-depth study to actually get at the problem area."

The motion carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 172.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 172, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odogaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Andersen, Matson, Uhlman—3.

Excused: Senators Huntley, Newschwander, Stender—3.

ENGROSSED SENATE BILL NO. 172, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 3, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 754 with the following amendments:

In section 1, line 6, strike "establish" and insert "arrange for"

In section 2, line 14, after "appropriated" and before "to" insert "from the general fund"

In section 2, line 16, after "sum of" strike "sixty-four" and insert "four" and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

MOTION

Senator Sandison moved that the Senate concur in the House amendments to Engrossed Senate Bill No. 754.

POINT OF INQUIRY

Senator Metcalf: "Would Senator Sandison yield to a question? Senator, this is the drug abuse laboratory?"

Senator Sandison: "Correct."

Senator Metcalf: "And there is some indication we can get the funds all clear?"

Senator Sandison: "Yes, we feel probably it would do no good to go back into the House to attempt to get the funds and we are going to try to prevail upon the committee on the budget conference to put the money in. I have spoken about this to Senator Durkan."

The motion carried and the Senate concurred in the House amendments to Engrossed Senate Bill No. 754.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 754, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Henry, McCormack, Matson, Twigg, Uhlman—5.

Excused: Senators Huntley, Newschwander, Stender—3.

ENGROSSED SENATE BILL NO. 754, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Substitute House Bill No. 427, Senators Mardesich, Twigg and Gissberg.

On motion of Senator Mardesich, the Conference Committee appointments were confirmed.

SIGNED BY THE PRESIDENT

The President has signed:

HOUSE BILL NO. 58,
SUBSTITUTE HOUSE BILL NO. 344,
HOUSE BILL NO. 542.

MOTIONS

On motion of Senator Greive, Engrossed House Bill No. 540 was made a special order of business immediately after the noon recess.

At 11:55 a.m., on motion of Senator Greive, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p.m.

MOTION

On motion of Senator Woodall, there being no objection, the Senate immediately considered the appointment of R. Mort Frayn.

REPORT OF STANDING COMMITTEE

GUBERNATORIAL APPOINTMENT

May 6, 1969.

R. MORT FRAYN, to the position of member of the Board of Regents of the University of Washington, appointed by the Governor on March 12, 1968 for the term

ending March 11, 1974, succeeding John L. King (reported by the Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Williams, Wilson.

It was moved by Senator Sandison that the rules be suspended and the appointment of R. Mort Frayn to the position of member of the Board of Regents of the University of Washington be now confirmed.

Debate ensued.

The motion carried.

POINT OF INQUIRY

Senator Gissberg: "Will Senator Metcalf yield to a question? Senator, have you personally spoken to Mr. Frayn to determine his views on the questions you have just raised?"

Senator Metcalf: "I had seriously considered calling Mr. Frayn and discussing with him his view of the issue of which I have voiced concern on this floor, that is the student disruption. I would like to know really how he stands on the business of being tough or lenient on campus disrupters.

"Since you mentioned the question, Senator Gissberg, I have not because I really did not want to inject that into this discussion. I do not know his position on these items."

Senators Talley, Durkan and Woodall demanded the previous question and the demand was sustained.

APPOINTMENT OF R. MORT FRAYN

The Secretary called the roll and the appointment of R. Mort Frayn to the position of member of the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 8; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senator Metcalf—1.

Absent or not voting: Senators Canfield, Greive, Guess, Henry, Herr, Lewis (Harry), Pritchard, Uhlman—8.

Excused: Senator Stender—1.

SIGNED BY THE PRESIDENT

The President has signed:

SUBSTITUTE SENATE BILL NO. 168,

SENATE BILL NO. 172,

SENATE BILL NO. 176,

SENATE BILL NO. 196,

SENATE BILL NO. 199,

SENATE BILL NO. 243,

SENATE BILL NO. 256,

SENATE BILL NO. 336,

SENATE BILL NO. 363,

SENATE BILL NO. 377,

SENATE BILL NO. 498,

SENATE BILL NO. 754,

SENATE JOINT MEMORIAL NO. 8,

SENATE CONCURRENT RESOLUTION NO. 10,

SENATE CONCURRENT RESOLUTION NO. 11,

HOUSE BILL NO. 77.

MOTION

At 2:50 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the Chair.

The President called the Senate to order at 3:05 p.m.

MESSAGES FROM THE HOUSE

April 23, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 684, except the following amendments:

On page 7, section 4, line 18 after "No" strike "lawsuit" and insert "appeal"; and on line 22 after "that" strike "lawsuit" and insert "appeal"; and on line 23 after "than" strike "ten" and insert "thirty"; and on line 25 after "than" strike "ten" and insert "thirty"

On page 8, section 6, beginning on line 33 after "(6)" strike all the matter down to and including "(8)" on page 9, line 9 and renumber the remaining subsection and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate refused to recede from the Senate amendments to Engrossed House Bill No. 684 and asks the House for a conference thereon.

May 3, 1969.

Mr. President: The House has passed:

ENGROSSED HOUSE BILL NO. 132,

ENGROSSED HOUSE BILL NO. 893,

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SENATE RESOLUTION: 1969-EX-59

By Senators Greive and Bailey:

WHEREAS, The untimely death of the esteemed Ward Bowden leaves vacant the office of Secretary of the Senate;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That Mr. Donald R. Wilson, Assistant Secretary of the Senate, is hereby elected as Temporary Secretary of the Senate and is hereby empowered and authorized to carry out all of the powers and duties of the office of Secretary of the Senate from May 2, 1969 until such time as a Secretary of the Senate is elected and qualified.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-54

By Senators Peterson (Lowell), Peterson (Ted), Sandison, Faulk, Metcalf, Stortini and Talley:

WHEREAS, The salmon resources in the waters of our state are vital to our economy; and

WHEREAS, A study of needs in furtherance of preservation, propagation, and increased yields as to this vital resource is required;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the legislative interim committee on fisheries, if established, and if not, the legislative council through its appropriate subcommittee, is hereby requested to engage in a study of the salmon resources of this state including, but not limited to, the following:

(1) The present status of stream development programs and whether additional personnel are necessary to improve streams that are natural spawning grounds for salmon;

(2) Investigation of the artificial spawning channel concept of fish propagation to further enhance our fisheries resources;

(3) Examination of salmon hatchery programs and the extent to which the capacities of existing hatcheries are being utilized;

(4) Whether moneys budgeted for salmon preservation and propagation are being utilized in accordance with intended use;

(5) Investigation of the utility of fish farming and the effectiveness of existing fish farms;

(6) Examination of the fisheries patrol to discover whether additional personnel would be advantageous to the protection of salmon;

(7) Examination of the research programs now in progress and their benefit in future fisheries programs;

(8) Examination of areas where both federal and state funds can be utilized in a participating manner in regard to state department of fisheries programs;

(9) Determination of what percentage of the budgeted moneys allocated to the state department of fisheries is used for administration;

(10) Whether there is a duplication or overlapping of efforts of departments or divisions of departments of state government in the area of salmon preservation and propagation; and

BE IT FURTHER RESOLVED, That the legislative interim committee on fisheries, if established, and if not, the legislative council, file a report thereon and its recommendations with the forty-second session of the Washington State Legislature; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate shall prepare and submit a copy of this Senate Resolution to the chairman of the legislative interim committee on fisheries or to the Executive Secretary of the legislative council, as may be appropriate.

On motion of Senator Peterson (Lowell), the resolution was adopted.

SENATE RESOLUTION: 1969-EX-55

By Senators Huntley and Donohue:

WHEREAS, D. H. Cox served in the Senate of the state of Washington for Walla Walla County from 1909 to 1911 and 1917 to 1923; and

WHEREAS, The service of D. H. Cox to the Senate and the state of Washington has been commemorated by the hanging of his portrait in the minority caucus room; and

WHEREAS, The family of D. H. Cox, by his son Arthur, wishes to recover the portrait should it be removed from the minority caucus room; and

WHEREAS, The family of D. H. Cox has offered to exchange a landscape painting depicting a harvest scene near Walla Walla for the portrait of D. H. Cox; and

WHEREAS, The landscape painting has been delivered to the Secretary of the Senate and has been examined and found to be of equal value and a suitable replacement for the portrait aforementioned.

NOW, THEREFORE, BE IT RESOLVED, That the Secretary of the Senate is authorized and requested to accept the landscape painting so offered; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate is authorized and requested to deliver the portrait of D. H. Cox to Arthur E. Cox of Walla Walla, son of the late Senator D. H. Cox; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate is authorized and requested to place a suitably inscribed plaque with the landscape painting at the hanging of that painting to commemorate the service of D. H. Cox to the Senate of the state of Washington.

On motion of Senator Huntley, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-56

By Senators Bailey and Henry:

WHEREAS, Tourism and recreational use of the Pacific beaches between Willapa Bay and ocean beaches north of Grays Harbor Bay have developed with tremendous growth this past decade; and

WHEREAS, The state highways and county roads are the only existing facilities for means of travel within the two developed beach areas, by a circuitous route involving fifty-five miles of travel around Grays Harbor Bay through Aberdeen and Hoquiam; and

WHEREAS, With the rapid expansion of sports fishing at the city of Westport located on the south shores of Grays Harbor Bay and the community of Ocean Shores on the north shores of Grays Harbor Bay, and the water distant between those two areas is approximately five miles; and

WHEREAS, During the season from April through September, tourism, recreational and sports fishing is at its peak and congestion of traffic occurs on the existing highways and county roads serving these areas;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, That the Legislative Joint Committee on Highways jointly with the Washington State Highway Commission, in their special studies to be undertaken during the 1969-1971 biennium, include a feasibility study with the Board of Grays Harbor County Commissioners and local authorities comprised of the local port authorities, local municipalities, local communities and local organizations and associations, to determine the possibility of the local groups to undertake the construction of approach roads, terminal facilities and the operation of a ferry for transporting foot passengers and/or motor vehicles between the city of Westport across Grays Harbor Bay to the area of Browns Point; and

BE IT FURTHER RESOLVED, That the results of the study and any recommendations thereof shall be included in the report submitted to the next Legislature by the Joint Committee on Highways.

On motion of Senator Bailey, the resolution was adopted.
 Senator Talley moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-57

By Senators Greive, Lewis (Harry) and Talley:

WHEREAS, The attraction of new industry to and the expansion of existing industry in the state of Washington is vital to the economic growth of the state and the economic well-being of its citizens; and

WHEREAS, Forty-five states have already enacted laws permitting those states or political subdivisions thereof to assist industry through the medium of industrial revenue bond financing; and

WHEREAS, It is essential to determine the impact of such legislation on the economic development program of this state and to inquire into practical solutions to the problems of rural and urban economic development;

NOW, THEREFORE, BE IT RESOLVED, That the Senate request the legislative council to immediately conduct a study to determine the feasibility and advisability of the adoption of similar legislation in this state and report its findings to the next session of the legislature; and

BE IT FURTHER RESOLVED, That if the council deem such legislation to be warranted in order to enhance the state's competitive position that it prepare such legislation for submission to the next session of the legislature.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Lewis (Harry) yield to a question? Senator, would you care to comment upon my comments and set my mind at rest?"

Senator Lewis (Harry): "Senator Canfield, I don't know whether I can set your mind at rest but I was very much concerned last session with the activities of the Texas Aluminum Company and I think most of us were. I believe that the time to act and the time to look is prior to the time of pressure and this is the incentive for the passage of this resolution. If we wait until the problem is in our lap then we tend to act hastily.

"I might remind you of the reaction of the Senate when the Black Panthers were here. We passed legislation which may or may not be meritorious. Last session we attempted to act and we were unsuccessful and perhaps rightly so but to set your mind at rest, I believe that a solid look by the council should be made of industrial revenue bond financing. The council is a very well recognized legislative body. Its procedures are such that nothing is rushed through it and I think that now careful slow scrutiny should be made of this area and a decision made before the pressures are placed on us again as they were during the last session of the legislature, Senator Canfield.

"This is the purpose of the study, to make a determination. Both you and Senator Guess have said you are not sure. I am not sure, either, but I think the council could help us to make up our own minds in making this determination. I would urge you to support the resolution."

Further debate ensued.

The motion lost on a rising vote and the resolution was not adopted.

SENATE RESOLUTION: 1969-EX-58

By Senators Dore, Bailey, Mardesich, Sandison, Durkan, Marquardt, Peterson (Ted), Faulk, Connor, Williams and Holman:

WHEREAS, On May 10, 1969 Mr. Jack Gordon will be named recipient of the 1969 Distinguished Service Award of the Seattle University Alumni Association, which will be presented to Mr. Gordon on that day at a civic luncheon in the city of Seattle; and

WHEREAS, This award is being given to Mr. Gordon for his long years of service to his country, state, county, and city and in recognition of his being for many years the number one supporter and booster of the state of Washington and the Puget Sound Region; and

WHEREAS, During the past twenty-three years, Jack Gordon has been responsible for more press clippings about this state and its citizens than any other individual in the history of this area, and has doggedly and devotedly promoted every facet of the good side of our state and cities; and

WHEREAS, Some of his more famous promotions include: The Seattle Seafair, The Seattle University Chieftains, Gold Cup Racing, Welcome Lane during the Korean War, and the Plaza of the States during the 1962 Seattle World's Fair; and

WHEREAS, Jack Gordon has also been in charge of welcoming four United States presidents to this state, royalty from abroad, visiting navies, astronauts, military heroes including General MacArthur, Governors, entertainers, and celebrities for a host of events

that have made Washington state famous throughout the world as an action spot of the west coast; and

WHEREAS, Jack Gordon's efforts on behalf of all the citizens of this state have been herculean during the past two decades of our growth and maturity and his promotional efforts have helped tremendously in making our state grow in prestige and maturity; and

WHEREAS, In his most recent position as executive vice president and general manager of the Restaurant Association of Washington, Jack Gordon is again playing an important role in helping guide the destinies of more than 1,100 restaurants, hotels and drive-in cafes of Washington state; and

WHEREAS, Jack Gordon is, above all, an exemplary citizen and fine father to his four children;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that we do hereby proclaim May 10, 1969 Jack Gordon Day, to coincide with the presentation of the award above mentioned; and

BE IT FURTHER RESOLVED, That we also salute Mr. Gordon for his devotion to his family, his country, his University, and his church; and

BE IT FURTHER RESOLVED, That the Washington State Senate is proud to adopt this resolution in recognition of his many past services to this state, to express the hope that he will continue to extol the virtues of our state and its many splendid cities for years to come, and to proclaim him as the number one booster of our state;

BE IT FURTHER RESOLVED, That suitably inscribed copies of this resolution be transmitted to Mr. Gordon, to the Seattle University Alumni Association and to each member of the Washington delegation in Congress.

On motion of Senator Dore, the resolution was adopted.

MOTION

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

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 32, by Senators Elicker, Day, Newschwander, Durkan, Marquardt and Uhlman:

Authorizing study of care of diseased children.

On motion of Senator Elicker, the rules were suspended and additional sponsors permitted on Senate Concurrent Resolution No. 32.

On motion of Senator Day, the rules were suspended, Senate Concurrent Resolution No. 32 was advanced to second reading and read the second time in full.

On motion of Senator Day, the rules were suspended, Senate Concurrent Resolution No. 32 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

SUBSTITUTE HOUSE BILL NO. 84, by Committee on Revenue and Taxation:

An Act relating to taxation and revenue; and amending section 8, chapter 146, Laws of 1967 ex. sess. and RCW 84.54.080.

Referred to Committee on Ways and Means—Revenue and Taxation.

ENGROSSED HOUSE BILL NO. 132, by Representatives Lynch, Smythe and King:

An Act relating to higher education; creating a commission on higher education; repealing sections 1 through 3 and 5 through 7, chapter 128, Laws of 1965 ex. sess., and section 4, chapter 128, Laws of 1965 ex. sess., as amended by section 1, chapter 5, Laws of 1967 ex. sess., and RCW 28.90.010 through 28.90.070.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 514, by Representatives Bagnariol, King, McCaffree, Kirk, Perry, Brouillet, Smythe and Marsh (by departmental request):

An Act relating to community colleges; and adding new sections to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) shall become effective, at which time it shall be added thereto.

Referred to Committee on Higher Education and Libraries.

ENGROSSED HOUSE BILL NO. 893, by Representatives McCaffree, Bledsoe and Julin (by executive request):

An Act relating to revenue and taxation; creating a temporary special levy study commission and setting forth its powers and duties; providing an expiration date; and declaring an emergency.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 1, by Representatives Anderson, Marzano, Jastad, Wojahn, Moon, Jolly, Haussler, Hawley, McCormick, Lynch, Martinis, Adams, Beck, Chatalas, Savage and Litchman:

Supplementing V. A. benefits.

Referred to Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

HOUSE JOINT MEMORIAL NO. 6, by Representatives Smythe, North, Shera, Zimmerman, Kiskaddon, Lynch, Murray, Moon, Richardson, Merrill, Schumaker, Marsh, Adams, Wojahn, McCormick, Kopet and Swayze:

Requesting equitable revision of income tax laws.

Referred to Committee on Ways and Means—Revenue and Taxation.

HOUSE JOINT MEMORIAL NO. 8, by Representatives Bluechel, Sprague, Kopet, Chapin, King, Hoggins, Zimmerman and Whetzel:

Seeking exchange of state owned land for federal forest lands for alpine recreation areas.

Referred to Committee on Natural Resources, Fisheries and Game.

HOUSE JOINT MEMORIAL NO. 14, by Representatives Richardson, Bottiger, Goldsworthy, Smythe, King, North, Lynch and Hurley:

Regulating federal changes in the public assistance program.

Referred to Committee on Labor and Social Security.

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, by Committee on Natural Resources:

Authorizing a study of irrigation practices.

On motion of Senator Gissberg, the rules were suspended, Substitute House Concurrent Resolution No. 15 was advanced to second reading and read the second time in full.

MOTION

On motion of Senator Gissberg, Substitute House Concurrent Resolution No. 15 was ordered to hold its place on the second reading calendar for Wednesday, May 7, 1969.

HOUSE CONCURRENT RESOLUTION NO. 19, by Representatives Flanagan, Backstrom, Goldsworthy, Berentson, Bledsoe, Zimmerman, Veroske, Haussler, Jolly, Hawley, Hoggins, Richardson, Wanamaker, Copeland, Bozarth, Farr and DeJarnatt:

Establishing governmental services study.

Referred to Committee on Ways and Means—Appropriations.

HOUSE CONCURRENT RESOLUTION NO. 20, by Representatives Flanagan, Goldsworthy and Saling:

Providing for a land use study.

On motion of Senator Gissberg, the rules were suspended, House Concurrent Resolution No. 20 was advanced to second reading and read the second time in full.

On motion of Senator Gissberg, the rules were suspended, House Concurrent Resolution No. 20 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

HOUSE CONCURRENT RESOLUTION NO. 22, by Representatives Bottiger, Lynch, Wojahn, North, Mentor, Francis, Randall, Adams, Farr and Kopet:

Authorizing a study of governmental regulations relating to nursing homes and child care and child placing agencies.

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

HOUSE CONCURRENT RESOLUTION NO. 24, by Committee on Local Government:

Directing legislative council to conduct a comprehensive study of special purpose districts.

Referred to Committee on Cities, Towns and Counties.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 28, by Representatives Backstrom and Chatalas:

Authorizing study of real estate industry.

Referred to Committee on Commerce and Regulatory Agencies.

MOTION

On motion of Senator Walgren, Senator Uhlman was excused.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 24, by Senators Greive, Bailey and Holman:

Establishing an interim committee on insurance.

The Senate resumed consideration of Senate Concurrent Resolution No. 24 on second reading.

Senator Mardesich moved adoption of the following amendment:

On line 1, page 1, after "WHEREAS," strike the remainder of the resolution and insert the following:

"Laws and regulations relating to insurance and regulatory agencies are of vital concern to the citizens of the state of Washington; and

WHEREAS, Matters of insurance and matters controlled by regulatory agencies are matters of significance and importance to the personal budget of practically every citizen of the state of Washington; and

WHEREAS, There is an urgent need existing within this state for a comprehensive study to determine how, in fact, the public's interest is being furthered and protected in these areas under present laws and regulations; and

WHEREAS, It is the duty of the legislature to conduct such studies;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, the House of Representatives concurring, that the President of the Senate shall appoint five Senate members and the Speaker of the House of Representatives shall appoint five House members, not more than three of said members from each of the respective Houses to be of the same political party, to serve as an Interim Committee on Insurance and Regulatory Agencies, hereinafter in this Resolution referred to as the committee, to make a study of how the public's interest is being furthered and protected under present laws and regulations; and

BE IT FURTHER RESOLVED, That the committee so appointed is authorized to counsel with such private and public agencies and the officials thereof as the committee shall so decide, and every public official, employee and agency within the state shall extend their fullest effort to carry out the purposes of this concurrent resolution; and

BE IT FURTHER RESOLVED, That the committee may promulgate rules and regulations for the administration of its duties, may conduct hearings and shall have the powers prescribed by chapter 44.16 RCW for legislative committees. The committee shall elect its own chairman and may employ such help and technical and legal assistance as the committee deems necessary for the proper and efficient performance of its duties. The committee shall publish and distribute to all members and members-elect of the legislature a report together with its recommendations prior to January 1, 1971; and

BE IT FURTHER RESOLVED, That the members so appointed shall receive an allowance in lieu of per diem, and mileage, when engaged in the business of the committee and traveling to and from such business if at a place other than their usual place of residence, as provided in RCW 44.04.120, the same to be paid upon their individual vouchers from any sums of money appropriated for the expenses of the committee."

POINT OF INQUIRY

Senator Woodall: "Would Senator Mardesich yield to a question? Senator Mardesich, under this then I guess you would have the director of agriculture. All of the regulations the director of agriculture makes would come under your committee; all regulations of every board, bureau, department, agency of state government in effect would come under this one committee, is that correct?"

Senator Mardesich: "Well, I don't think that is true. Regulatory agencies are intended to be interpreted in this amendment would be those particular agencies which require licensing and that is the intent of it and the only meaning inscribed to the words 'regulatory agencies' in this amendment."

Senator Woodall: "Every packing plant, every dairy rancher, about everybody that requires a license of some kind. It seems to me that this is the most far sweeping number of things to put under one committee I have ever heard of and I am just wondering what all you intend to get into."

Senator Mardesich: "I will say again that the intention was to include the field of insurance, the field of banking and the question of the utilities structure. I could enumerate all those things but the title would become quite cumbersome if you were to attempt to do it. As I say, there is no intention to go beyond those areas."

Senator Woodall: "In other words, so you would want to investigate rate making of the whole utility field as well as going into branch banks and also insurance."

Senator Mardesich: "Actually, Senator Woodall, the utilities and transportation commission has requested us to study this problem by letter I have in hand from Mr. Timm, chairman of the commission. He has asked that we study in particular the matter covered by Senate Bill No. 324 and Senate Bill No. 347 which were the rate structure capacity of the utilities commission."

Senator Woodall: "Do you envision then that unless you narrowed it down to these three fields you could at any time the committee wanted go into any other field where they had regulatory agencies, is that right?"

Senator Mardesich: "No, that is not what I envision at all. It is my interpretation of this to mean strictly those fields, insurance, the utilities commission, and the banks and banking area."

Senator Woodall: "That would take in Senator Al Henry's telephones under utilities."

Senator Mardesich: "They would be a group falling under the utilities and transportation commission although as I say, they have asked us in particular to study the rate making structure as it pertains to carriage of cargo for hire."

Senator Woodall: "So you have trucks, lights, telephones, anything that sets rates would come under this broad committee?"

Senator Mardesich: "If you wish to interpret very broadly and I assume you could. As you say, there is no agency of government practically which does not have some regulatory making authority but that is not the intent of the amendment. It is intended to be restricted to those areas I have delineated."

Debate ensued.

POINT OF ORDER

Senator Greive: "Mr. President, I raise the question of Rule 62 and namely that this amendment enlarges the scope and object of the interim committee which is obviously for insurance."

REPLY BY THE PRESIDENT

The President: "The President would like to study this particular point in detail and in order to expedite the business would appreciate the opportunity of ruling upon this at a later time."

MOTION

On motion of Senator Greive, Senate Concurrent Resolution No. 24 was ordered held subject to the Ruling by the President.

SENATE CONCURRENT RESOLUTION NO. 6, by Senators Dore, Atwood, Canfield, Mardesich and Andersen (by Legislative Budget Committee request):

Authorizing educational cost quality study.

The resolution was read the second time in full.

On motion of Senator Foley, the rules were suspended, Senate Concurrent Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINTS OF INQUIRY

Senator Ridder: "Would Senator Foley yield to a question? Senator Foley, I notice here you very kindly put in conjunction with the superintendent of public instruction, the joint committee on education. I am sure on the philosophical matters and the practical matters of education, especially on the scope of educational program that you would involve considerably the joint interim committee on education. I would like to know at this time how far do you consider involving this group?"

Senator Foley: "We intend to involve everyone concerned with education and get as much information on this particular subject as we possibly can."

Senator McCutcheon: "Would Senator Ridder yield to a question? Senator, as a matter of fact it is a duplication of the joint interim committee on education, is it not? Has it anything to do with the same kind of a study that is always being made by Buster Brouillet's committee?"

Senator Ridder: "Your question is well put. Number one is what are the greatest needs in education and I don't think that this is a legislative budget committee or legislative council committee consideration but apparently they feel it is. I feel this is a duplication of joint interim committee effort."

Senator McCutcheon: "The only thing I can see is that the interim committee on education, I think the public likes to be informed, had an appropriation of some \$35,000 last year and it was all spent on House Bill No. 58, bringing education up-to-date and it is all lost."

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 6, and the resolution passed the Senate by the following vote: Yeas, 41; nays, 6; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Pritchard, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—41.

Voting nay: Senators Elicker, Marquardt, Matson, Peterson (Ted), Ridder, Washington—6.

Excused: Senators Stender, Uhlman—2.

SENATE CONCURRENT RESOLUTION NO. 6, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 16, by Representatives Bledsoe, McCaffree and Chatalas:

Memorializing Congress to enact S.1198, an act authorizing a multi-state tax compact.

The memorial was read the second time in full.

On motion of Senator McCormack, the rules were suspended, House Joint Memorial No. 16 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 16, and the memorial passed the Senate by the following vote: Yeas, 45; absent or not voting, 2; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—45.

Absent or not voting: Senators Huntley, Pritchard—2.

Excused: Senators Stender, Uhlman—2.

HOUSE JOINT MEMORIAL NO. 16, having received the constitutional majority, was declared passed.

ENGROSSED SENATE JOINT RESOLUTION NO. 30, by Senators Holman, Uhlman, Elicker, Ridder, Marquardt, Durkan and McCormack:

Amending Constitution to reduce property tax ceiling to one percent and authorizing income tax at suspendible single rate.

The Senate resumed consideration of Engrossed Senate Joint Resolution No. 30 on second reading.

Debate ensued.

MOTIONS

On motion of Senator Durkan, Senator Bailey was excused.

Senator Durkan moved that Senate Joint Resolution No. 30 be referred to the Committee on Rules and Joint Rules.

POINT OF INQUIRY

Senator Holman: "Would Senator Durkan yield to a question? Senator Durkan, is it also your intention to refer Senate Joint Resolution No. 1 back to the Committee on Rules and Joint Rules?"

Senator Durkan: "No, it is not my intention, Senator, it may be necessary to save the fate of the state and the citizens therein by passing a limit on property taxes."

Further debate ensued.

Senator Holman demanded a roll call and the demand was sustained by Senators Metcalf, Lewis (Brian), Pritchard, Elicker, Canfield, McCutcheon, Sandison, Herr and Washington.

Senators Holman, Washington and Metcalf demanded a Call of the Senate.

Senator Holman demanded a roll call on the Call of the Senate and the demand was sustained by Senators Metcalf, Washington, Keefe, Lewis (Brian), McDougall, Elicker, Andersen, Pritchard, Ryder and Greive.

ROLL CALL

The Secretary called the roll and the demand for the Call of the Senate lost by the following vote: Yeas, 14; nays, 30; absent or not voting, 2; excused, 3.

Voting yea: Dore, Elicker, Greive, Holman, Lewis (Brian), McCutcheon, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Washington, Wilson—14.

Voting nay: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Durkan, Faulk, Foley, Gissberg, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, Lewis (Harry), McCormack, Mardesich, Newschwander, Peterson (Lowell), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Woodall—30.

Absent or not voting: Senators Matson, Williams—2.

Excused: Senators Bailey, Stender, Uhlman—3.

Further debate ensued.

Senators Atwood, Talley and Woodall demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan to refer Senate Joint Resolution No. 30 to the Committee on Rules and Joint Rules carried by the following vote: Yeas, 30; nays, 14; absent or not voting, 2; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Guess, Henry, Herr, Huntley, Keefe, Knoblauch, McCutcheon, Mardesich, Matson, Newschwander, Peterson (Lowell), Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Woodall—30.

Voting nay: Senators Elicker, Greive, Holman, Lewis (Brian), McCormack, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Washington, Wilson—14.
 Absent or not voting: Senators Lewis (Harry), Williams—2.
 Excused: Senators Bailey, Stender, Uhlman—3.

SENATE CONCURRENT RESOLUTION NO. 30, by Senators Durkan, Atwood and Bailey:

Providing for a forest tax committee and providing for its powers and duties.

The Senate resumed consideration of Senate Concurrent Resolution No. 30 on second reading.

On motion of Senator Durkan, the rules were suspended, Senate Concurrent Resolution No. 30 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon: "Would Senator Durkan yield to a question? Senator Durkan, who appoints the committee and what do they get?"

Senator Durkan: "Mr. President, the President of the Senate will appoint the Senate members. The Speaker of the House will appoint the House members. The four legislators will then from a list submitted to them, appoint the other members of the committee."

Senator McCutcheon: "How many will there be?"

Senator Durkan: "There will be two members from the assessors and two from industry."

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 30, and the resolution passed the Senate by the following vote: Yeas, 46; absent or not voting, 1; excused, 2.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—46.

Absent or not voting: Senator Williams—1.

Excused: Senators Stender, Uhlman—2.

SENATE CONCURRENT RESOLUTION NO. 30, having received the constitutional majority, was declared passed.

MOTION

On motion of Senator Atwood, Senators Andersen and Williams were excused.

SENATE BILL NO. 737, by Senators Dore, Knoblauch and Canfield (by departmental request):

Providing state assistance to school districts for the construction and modernization of common school plant facilities.

MOTION

On motion of Senator Dore, Senate Bill No. 737 was ordered placed at the beginning of the second reading calendar for Wednesday, May 7, 1969.

SENATE CONCURRENT RESOLUTION NO. 31, by Senators Day, Peterson (Ted) and Greive:

Authorizing and directing study of health costs and facilities.

MOTION

On motion of Senator Day, Senate Concurrent Resolution No. 31 was ordered placed immediately following Senate Bill No. 737 on the second reading calendar for Wednesday, May 7, 1969.

SENATE BILL NO. 615, by Senators Ridder, Bailey, Marquardt and Stortini:

Extending industrial insurance coverage.

The bill was read the second time by sections.

Senator Wilson moved adoption of the following amendment:

On page 2, section 1, line 3, strike "[except agriculture:]" and insert "except agriculture;" and strike the underscored material following down through "activities," on line 6.

POINTS OF INQUIRY

Senator Lewis (Harry): "Would Senator Wilson yield to a question? Senator Wilson, we are moving rather fast here. I wonder if you would mind explaining clearly what the effect of your amendment does?"

Senator Wilson: "It has no effect on the present coverage of the tree fruit and hops industry with respect to workmen's compensation. It retains the existing law with respect to a prohibition against further extensions of workmen's compensation into agriculture and combined with our previous action of course will result in a study of the matter so that statistical matter and other evidence can be compiled with respect to which phases of agriculture, excluding the two already under coverage, are truly extrahazardous and which are not."

Senator Lewis (Harry): "Senator Wilson, it appears to me that one of the prime purposes of this bill is to include agriculture and it went through the labor committee and I would be interested in hearing some more arguments from other members on the floor before I vote on this."

Senator Wilson: "Senator Lewis, with respect to your initial comment there is no intent at all to rush this through without adequate consideration by the body. I might suggest that regarding the primary intent of this legislation that Senator Ridder, who is the prime sponsor, might want to speak on that point."

Senator Ridder: "This bill essentially was drawn by Director Petrie in my behalf to handle a problem of extending industrial insurance coverage and when they wrote this they took a little more perhaps than they should have handled with that passage. They included this extrahazardous farm passage and Senator Wilson came to me and said that this had some serious problems with him concerning a couple of occupations in agricultural work that were already covered and so this was drawn to exclude those and it moves it back to the original language as I understand it."

Further debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Ridder, the rules were suspended, Engrossed Senate Bill No. 615 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 615, and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 1; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—44.

Absent or not voting: Senator Keefe—1.

Excused: Senators Andersen, Stender, Uhlman, Williams—4.

ENGROSSED SENATE BILL NO. 615, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ridder, Engrossed Senate Bill No. 615 was ordered immediately transmitted to the House.

SENATE BILL NO. 738, by Senator Durkan:
Supporting community college construction bonds.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended and the following amendments by Senators Dore and Durkan were adopted:

On page 1, section 1, line 20 strike "Twenty" and insert "Forty"
On page 2, section 2, line 19, strike "eighty" and insert "sixty"
On page 3, section 3, line 17, strike "eighty" and insert "sixty"
On page 4, section 4, line 5, strike "eighty" and insert "sixty"
On page 4, section 4, line 17, strike "eighty" and insert "sixty"
On page 4, section 5, line 24, strike "Twenty" and insert "Forty"
On page 5, section 6, line 17, delete "eighty" and insert "sixty"
On page 5, section 7, line 27, delete "eighty" and insert "sixty"
On page 6, section 7, line 15, strike "eighty" and insert "sixty"
On page 7, section 8, line 3, strike "eighty" and insert "sixty"
On page 7, section 8, line 15, strike "eighty" and insert "sixty"

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 738 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McCormack: "Would Senator Atwood yield to a question? Senator, you said that what I stated was completely untrue. What I understand and what I recall from the budget committee was the testimony from the community college board that they could put all \$58 million out for bid by July 1, 1970. This is on what I am basing my comments and I would like to know if I am in error on that point."

Senator Atwood: "No, your comment is right. That is what they said but the fact remains some of those projects will not get the bid until probably just before the 1971 session, if then. They have included one project outside that but other than that they are just not ready for bid and won't be. They haven't even the schematics on most of them."

"I might say this, there is also a policy decision involved that the 1970 session will have to make in the capital program for community colleges which we have not faced yet but we will be facing it in the 1970 session. In no way, because we are back here in 1970 if it appears that in fact they are going to be able to get them to bid, the money will be there. There is no way they can get them to bid late spring on one of these major projects. I believe the Seattle one is the one that we were concerned with the most but the others vary all the way from late spring into the fall. Having been through this so many times and if you will look at the capital budget, we end up coming back and re-appropriating even in Seattle's case, we have now had to reappropriate over \$4 million of their current capital construction program now going on. We thought that they were going to use \$5 million. They are only going to use \$912,000 of it and so we are now re-appropriating in that area."

Senator McCormack: "Senator, is what you are saying based on your experience? Is it your judgment that these would not be ready if they had the money?"

Senator Atwood: "Exactly."

Senator McCormack: "But this is a matter of your opinion."

Senator Atwood: "It is not only my opinion. It is the opinion of CBA, it is the opinion of the Governor and anybody else that has looked at these programs. They just don't have the wherewithal to get them on the line. General Administration is running behind because of the amount of capital construction going on."

Senator McCormack: "Senator Atwood may be completely correct and I may be completely in error but I don't think my statement was untrue and I was basing my comments on the testimony that they could have everything out for bid by July 1, 1970."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 738, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 1; excused, 4.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Washington, Wilson, Woodall—43.

Voting nay: Senator Talley—1.

Absent or not voting: Senator Mardesich—1.

Excused: Senators Andersen, Stender, Uhlman, Williams—4.

ENGROSSED SENATE BILL NO. 738, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ryder, Senator Atwood was excused.

SENATE CONCURRENT RESOLUTION NO. 29, by Senators Durkan, Walgren and Twigg:

Creating a temporary municipal committee.

The resolution was read the second time in full.

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 29 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 29, and the resolution passed the Senate by the following vote: Yeas, 39; absent or not voting, 5; excused, 5.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Walgren, Washington, Wilson, Woodall—39.

Absent or not voting: Senators Dore, Durkan, Greive, Metcalf, Pritchard—5.

Excused: Senators Andersen, Atwood, Stender, Uhlman, Williams—5.

SENATE CONCURRENT RESOLUTION NO. 29, having received the constitutional majority, was declared passed.

MOTION

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

REPORTS OF STANDING COMMITTEE

May 5, 1969.

SENATE BILL NO. 444, apportioning 20% of mobile home excise tax, as revenue increase, to counties (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Greive, Lewis (Harry), Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman, Walgren, Washington, Wilson, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

May 5, 1969.

SUBSTITUTE HOUSE BILL NO. 352, pertaining to tax credit for certain manufacturers (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Atwood, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Lewis (Harry), McCormack, Metcalf, Pritchard, Ridder, Sandison, Twigg, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

May 5, 1969.

HOUSE BILL NO. 866, providing tax credits for pollution control facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Foley, Lewis (Harry), McCormack, Mardesich, Odegaard, Peterson (Ted), Pritchard, Sandison, Stortini, Washington, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 5:05 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Wednesday, May 7, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-FIFTH DAY

MORNING SESSION

Senate Chamber, Olympia, Washington, Wednesday, May 7, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Williams, Keefe, Newschwander and Stender. On motion of Senator Atwood, Senators Stender and Newschwander were excused. On motion of Senator Greive, Senator Keefe was excused.

The Color Guard, consisting of Pages Mark Stuckey, Color Bearer, and Jeanie Holbrook, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church, Olympia, offered prayer as follows:

"Almighty God, Who alone gave us the breath of life, and alone can keep alive in us the good desires You plant within our hearts; we pray this day that You would cleanse and purify all our thoughts and endeavors; that we may neither begin an action without a pure intention nor continue it without Your blessing. Behold in Your love, the members of this senate, and grant that, having the eyes of their minds opened to know the reality of things invisible and unseen, they may in heart be inspired by Your wisdom, and in work be upheld by Your strength, and in the end be accepted of Thee as Your faithful servants; through Jesus Christ our Lord. Amen."

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, May 6, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bill entitled:

SENATE BILL NO. 150: Impounding motor vehicles trespassing upon private property.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

MESSAGES FROM THE HOUSE

May 6, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE SENATE BILL NO. 168,
SENATE BILL NO. 172,
SENATE BILL NO. 176,
SENATE BILL NO. 196,
SENATE BILL NO. 199,
SENATE BILL NO. 243,
SENATE BILL NO. 256,
SENATE BILL NO. 336,
SENATE BILL NO. 363,
SENATE BILL NO. 377,
SENATE BILL NO. 498,
SENATE BILL NO. 754,
SENATE JOINT MEMORIAL NO. 8,
SENATE CONCURRENT RESOLUTION NO. 10,

SENATE CONCURRENT RESOLUTION NO. 11,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

April 24, 1969.

Mr. President: The House refuses to concur in the Senate amendments to ENGROSSED HOUSE BILL NO. 540 and asks the Senate to recede therefrom, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

It was moved by Senator Gissberg that the Senate do not recede in the Senate amendments to Engrossed House Bill No. 540 and asks the House for a conference thereon.

Debate ensued.

The motion carried.

APPOINTMENT OF CONFERENCE COMMITTEES

The President appointed as Senate members of the Conference Committee on House Bill No. 684, Senators Gissberg, Atwood and Wilson.

On motion of Senator Atwood, the Conference Committee appointments were confirmed.

The President appointed as Senate members of the Conference Committee on House Bill No. 32, Senators McCutcheon, Metcalf and Foley.

On motion of Senator Foley, the Conference Committee appointments were confirmed.

SENATE RESOLUTION: 1969-EX-60

By Senators Woodall and Cooney:

WHEREAS, Many citizens of this state have objected to their mail being flooded with credit cards, the issuance of which credit cards they did not solicit; and

WHEREAS, The liability of a person who receives, but does not intend to use, a common type of unsolicited credit card is vague, and such person, regardless of the fact that he does not intend to use the card, is exposed to considerable risk; and

WHEREAS, During the 1967-1969 biennium the Legislative Council through its Judiciary Committee has expended considerable time and effort in studying the problem of unsolicited credit cards;

NOW, THEREFORE, BE IT RESOLVED, That the Legislative Council, through its Judiciary Committee, continue with its study on this subject and report its recommendations thereon to the next session of the legislature.

On motion of Senator Woodall, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-61

By Senators Ryder, Greive, Mardesich, Faulk and Newschwander:

WHEREAS, The honorable Frank Cooper has served capably as the state Supervisor of Banking, following a distinguished career in private banking, including service with the Commercial Credit Company of Oregon, Puget Sound National Bank of Tacoma, and as President of the Bank of Tacoma; and

WHEREAS, Frank Cooper's activity in business and civic affairs, including legislative service in the legislature of the state of Washington mark him a distinguished citizen; and

WHEREAS, His background well qualifies him to fill the vacancy of Chairman of the Federal Deposit Insurance Corporation of the United States;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in legislative session assembled that the Senate go on record urging the nomination, appointment, and confirmation of Frank Cooper as Chairman of the Board of the Federal Deposit Insurance Corporation; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted to the President of the United States and to each member of the congressional delegation from the state of Washington.

On motion of Senator Ryder, the resolution was adopted.

MOTION

On motion of Senator Sandison, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 4, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 244 with the following amendment:

On page 4, section 11, line 19, after "committee, the" and before "committee on education" strike "interim" and insert "joint", and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Sandison, the Senate concurred in the House amendments to Engrossed Senate Bill No. 244.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 244, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Greive, Guess, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—41.

Absent or not voting: Senators Durkan, Gissberg, Peterson (Lowell), Peterson (Ted), Williams—5.

Excused: Senators Keefe, Newschwander and Stender—3.

ENGROSSED SENATE BILL NO. 244, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 3, 1969.

Mr. President: The House has passed SENATE BILL NO. 371 with the following amendments:

On page 1, beginning on line 8 following the enacting clause add six new sections as follows:

"Section 1. Section 35.03.010, chapter 7, Laws of 1965 and RCW 35.03.010 are each amended to read as follows:

Any portion of a county, which portion contains not less than twenty thousand inhabitants [, living within an area of not more than ten square miles,] and which is not incorporated as a municipal corporation, may become incorporated under the provisions of this chapter, and when so incorporated, shall have the powers conferred, or that may hereafter be conferred, by law upon cities of the first class.

Sec. 2. Section 35.03.020, chapter 7, Laws of 1965 and RCW 35.03.020 are each amended to read as follows:

A petition shall first be presented *under the provisions of sections 1 through 6 of this 1969 amendatory act* to the [board of county commissioners] county auditor of such county, signed by at least [one] five hundred qualified electors of the county, residents within the limits of such proposed corporation, which petition shall set forth and particularly describe the proposed boundaries of such corporation, *state the name of the proposed corporation*, and state the number of inhabitants therein as nearly as may be, and shall pray that the same may be incorporated under the provisions of this chapter. *The county auditor shall within thirty days from the time of receiving said petition determine that the legal description of the area proposed to be incorporated is correct and that there is a sufficient number of valid signatures. Upon such determination, the county auditor shall transmit said petitions accompanied by the certificate of sufficiency to the board of county commissioners except that in counties in which a boundary review board exists under chapter 36.93 RCW, said petition and the certificate of sufficiency shall be transmitted to the boundary review board. If a period of sixty days shall elapse from the filing of the said petition with the boundary review board without such board's jurisdiction having been invoked, as provided in RCW 36.93.100, the proposed incorporation shall be deemed to have been approved by the board. Upon presentation of said petition in counties in which there is no boundary review board, the board of county commissioners shall ascertain the number of inhabitants residing within said proposed boundaries. If, in the opinion of the board of county commissioners, the population within such proposed boundaries can be ascertained from the figures compiled from the last federal or state census for said county, such population figures shall be used, otherwise said board of county commissioners shall*

make an enumeration of all persons residing within said proposed boundaries. If the board of county commissioners shall ascertain that there are twenty thousand or more inhabitants within said proposed boundaries, they shall set a date for hearing on said petition, the same to be published [for a period of at least two weeks] in accordance with the notice required by RCW 29.27.080 prior to such hearing in some newspaper published in said county, together with a notice stating the time and place of the meeting at which said petition will be heard. Such hearing may be adjourned from time to time, not to exceed one month in all, and, on the final hearing, the board of county commissioners shall make such changes in the proposed boundaries as they may find to be proper, but may not enlarge the same, nor reduce the same so that the population therein would be less than twenty thousand inhabitants: *PROVIDED, That if the jurisdiction of the boundary review board has been invoked and it has approved the proposed incorporation or has modified it so that the statutory requirements for incorporation have still been satisfied, then the said petition shall not be referred to the board of county commissioners for action and hearing thereon as provided above. Within thirty days after the conclusion of the final hearing on the proposed incorporation before a boundary review board, that board shall file its written decision of approval, modification, or rejection with the board of county commissioners.*

Sec. 3. Section 35.03.030, chapter 7, Laws of 1965 and RCW 35.03.030 are each amended to read as follows:

If no boundary review board has jurisdiction over a proposed incorporation under sections 1 through 6 of this 1969 amendatory act or such a board's jurisdiction is not invoked within the sixty day period prescribed in RCW 36.93.100, the board of county commissioners shall by resolution establish and define the boundaries of such corporation, establish and find the number of inhabitants residing therein and state the name of the proposed corporation as specified in the petition for incorporation. Within ninety days after the passage of said resolution or the filing of the decision of approval or modification of the boundary review board with the board of county commissioners, the board of county commissioners shall cause an election to be called and held within the boundaries so established, said election to be conducted [as provided in chapter 29.13 RCW as now or hereafter amended] in the manner required for the calling of a special election in Title 29 RCW, as now or hereafter amended, except as otherwise provided in this chapter, for the purpose of determining whether such boundaries so established shall be incorporated [into a city of the first class and the election] and of electing fifteen freeholders, who shall have been residents within said boundaries for a period of at least two years preceding their election and qualified electors of the county, for the purpose of framing a charter for said city. Any qualified person may, not earlier than sixty days nor later than thirty days prior to such election, file with the county auditor of said county his declaration of candidacy in writing. The form of ballot at such election shall be "for incorporation," "against incorporation"; and shall contain the names of the [freeholders] candidates for the office of freeholder to be voted upon to frame said charter. No person shall be entitled to vote at such election unless he shall be a qualified elector of said county and shall have resided within the limits of such proposed corporation for at least thirty days next preceding such election.

Sec. 4. Section 35.03.040, chapter 7, Laws of 1965 and RCW 35.03.040 are each amended to read as follows:

[If at such election a majority of those voting thereat vote in favor of incorporation, the board of county commissioners shall, by resolution entered upon its minutes, declare such territory duly incorporated as a city of the first class under the name of (naming it). Thereafter said city shall have no authority to function as a municipal corporation until a charter has been adopted in accordance with the provisions of this section, except for all purposes necessary for the adoption of such charter.] The fifteen freeholders receiving the highest number of votes at such election shall be certified by the county auditor as elected as freeholders to form a charter for said city provided a majority of those voting at the election referred to in section 3 of this 1969 amendatory act vote in favor of incorporation. It shall be the duty of the persons so elected to convene within ten days after their election and frame a charter for said city, and within sixty days thereafter they, or a majority of their number, shall submit such charter to the board of county commissioners which shall within ninety days thereafter cause another election to be called and held in said city and to be conducted [as provided in chapter 29.13 RCW as now or hereafter amended] in the manner required for the calling of a special election in Title 29 RCW, as now or hereafter amended, except as otherwise provided in this chapter, and in conformity with article 11, section 10 of the Constitution, for the purpose of submitting said charter to the qualified electors of said city and for the election of the various elective officials to the respective offices named in said charter. The form at such election shall be "for proposed charter," "against proposed charter," and the names of the candidates for the respective offices named in said proposed charter. At the first election of officials for said city any qualified elector of said city may become a candidate for any of the elective offices set forth in such proposed charter without nomination by filing with the proper election officials of the county a declaration in writing that he desires to be a candidate for a particular office (naming it), such declaration to be filed not earlier than sixty nor later than thirty days prior to such election. Candidates for council positions shall file for a numbered position as provided by RCW 29.21.017. The candidates receiving the highest number of votes for the respective offices shall be declared elected to such office and the county auditor shall issue a certificate of such election. After the first election the nomination and election of officials

for said city shall be as prescribed in the charter adopted by the people and the laws of the state. No person shall be entitled to vote at such election unless he shall be a qualified elector of said city and shall have resided within the limits of said city for at least thirty days preceding such election. *If a majority of all the votes cast on the proposed charter are not in favor of the proposed charter, no further proceeding shall be had on the petition for incorporation filed pursuant to section 2 of this 1969 amendatory act, but this shall not bar any new proceeding for such purpose.*

Sec. 5. Section 35.03.050, chapter 7, Laws of 1965 and RCW 35.03.050 are each amended to read as follows:

If a majority of the votes cast [at] on such [election] charter are cast in favor of ratification of such charter, the same shall become the organic law of said city, and shall supersede all special laws inconsistent therewith, when authenticated, recorded and attested as hereinafter provided: I,, chairman of the board of county commissioners for county, do hereby certify that, in accordance with the provisions of chapter of the Laws of 19. . . of the state of Washington, the county commissioners of said county duly caused an election to be held on the day of, 19. . . within the boundaries hereinafter described, for the purpose of determining whether or not the same should be incorporated [into a city of the first class] and for the purpose of electing fifteen freeholders to form a charter for such city, said boundaries being described as follows: (describe proposed boundaries). At said election votes were cast in favor of incorporation and votes were cast against incorporation, and the following named persons were duly elected freeholders for the purpose of forming a charter for said city to wit: (name freeholders elected). That thereafter on the day of, 19. . ., said board of freeholders duly returned a proposed charter for said city of, signed by the following named members, to wit: (name signers). That thereafter on the day of, 19. . ., at an election duly called for the said purpose, the proposed charter was submitted to the qualified electors of said city, and the returns of said election were duly canvassed, and the result of said election was found to be as follows: For said proposed charter, votes; against said proposed charter, votes. Whereupon, the said charter was declared duly ratified. And I further certify that the annexed charter is a full, true, and correct copy of the proposed charter so voted upon and ratified as aforesaid.

In testimony whereof, I have hereunto set my hand this day of, 19. . .

(County Seal)

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Chairman of the board of county
commissioners for.
county.

Said certificate shall be made in duplicate and the board of county commissioners shall cause one copy thereof to be immediately delivered to the secretary of state and the other copy to be delivered to the mayor-elect of said city. From and after the filing of said certificate with the secretary of state, said incorporation shall be deemed complete, and the officers so elected at said election shall be entitled to enter immediately upon the duties of their respective offices upon qualifying according to the provisions of said charter, and shall hold such offices, respectively, until the next general municipal election and until their successors are elected and qualified. The mayor shall deliver the certificate so delivered to him to the clerk of such city, who shall file the same as an official record of the city. The clerk shall immediately thereafter record the charter in a book to be provided and kept for said purpose and known as the charter book of the city of and when so recorded shall be attested by the clerk and the mayor of the city, under the corporate seal thereof, and thereafter any and all amendments to said charter shall in like manner be recorded and attested and, when so recorded and attested, all courts in this state shall take judicial notice of said charter and all amendments thereto.

NEW SECTION. Sec. 6. There is hereby added to chapter 35.03 RCW a new section to read as follows:

As used in chapter 35.03 RCW, 'board of county commissioners' means the legislative body of the county."

Renumber the remaining sections consecutively.

On page 1, line 1 of the title after the semicolon after "towns" and before "amending" insert "amending section 35.03.010, chapter 7, Laws of 1965 and RCW 35.03.010; amending section 35.03.020, chapter 7, Laws of 1965 and RCW 35.03.020; amending section 35.03.030, chapter 7, Laws of 1965 and RCW 35.03.030; amending section 35.03.040, chapter 7, Laws of 1965 and RCW 35.03.040; amending section 35.03.050, chapter 7, Laws of 1965 and RCW 35.03.050;"

On page 1, line 4 of the title, after the semicolon after "35.24.090" and before "amending" strike "and", and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Walgren moved that the Senate do not concur in the House amendments to Senate Bill No. 371 and asks the House to recede therefrom.

POINT OF INQUIRY

Senator Uhlman: "Would Senator Walgren yield to a question? Senator, first of all what is the original Senate Bill No. 371 and secondly what are the amendments?"

Senator Walgren: "Senate Bill No. 371 originally was a bill that would bring the statutes into conformity with the initiative that was passed by the people during the last election so as to permit the raising of salaries of city officials during their term of office. The amendments that were placed on the bill, the first amendment relates to procedures for incorporation of first class cities; the second amendment relates to certain corrections in the tort claims with regard to cities."

The motion carried and the Senate refused to concur in the House amendments and asks the House to recede therefrom.

MOTION

At 10:30 a.m., on motion of Senator Greive, the Senate recessed subject to the Call of the Chair.

SECOND MORNING SESSION

The President called the Senate to order at 11:15 a.m.

MOTION

At 11:15 a.m., on motion of Senator Gissberg, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

At 2:05 p.m., the President declared the Senate to be at ease.

The President called the Senate to order at 2:40 p.m.

MESSAGE FROM THE HOUSE

May 7, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED SENATE BILL NO. 310, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

May 6, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 310, providing eminent domain procedures, have had the same under consideration, and we report that we are unable to agree and wish to ask for the powers of Free Conference.

Signed by: Senators Washington, Huntley and Mardesich; Representatives Whetzel, Perry and O'Dell.

MOTION

On motion of Senator Washington, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE BILL NO. 244.

MOTION

At 2:50 p.m., on motion of Senator Bailey the Senate recessed until 5:30 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 5:30 p.m.

MOTION

At 5:30 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, May 8, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-SIXTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Thursday, May 8, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Newschwander and Washington. On motion of Senator Atwood, Senator Andersen was excused. On motion of Senator Huntley, Senator Newschwander was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Pati Montbroussaus, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church, Olympia, offered prayer as follows:

"Almighty God, who has given us this good land of America for our heritage, we pray that we may always prove ourselves a people mindful of Your favor and glad to do Your will. Bless this land, our Father, by helping us to be honest and truthful with one another so that we may joyfully share together the fruits of good living. In these days when violence, fear and division seem to be taking control of us grant us Your wisdom and grace, that all the men and women in this land may be given a new vision of the American dream of a free people living responsibly with Thee and one another under the rule of law. Make each of us mindful of the fact that "No man is an Island", living apart from the life that has been given to all men. Help us to make the ideals and aims of this nation a reality, that brotherhood may mean an equal life opportunity and responsibility for all our citizens; that freedom may mean that we can trust one another enough that no man has to be afraid for his life in the presence of another American; that we never honor things above people, but that people respect and honor the things that belong to other people. Pour out upon us, O God, Thy gifts of faith and healing and restoration of wholeness. May we guard well our tongues as we speak to each other on the depth of the issues that divide us, knowing always that freedom is a fragile prize in this world, and that it belongs ultimately not to the strong in might or muscle, but to the strong in self-discipline, will power and mental acumen. Make us aware, O God, of the deep peril that confronts our nation and help each of us to resolve to more fully serve Thee and our fellow man, that our days may be long in the land, which You, our God and Heavenly Father, hast given us. Amen."

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

REPORTS OF STANDING COMMITTEES

May 5, 1969.

SUBSTITUTE HOUSE BILL NO. 84, exempting rural library districts from tax freeze law (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Canfield, Connor, Cooney, Day, Faulk, Gissberg, Huntley, Lewis (Harry), McCormack, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Walgren, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

May 7, 1969.

ENGROSSED HOUSE BILL NO. 132, relating to higher education (reported by Committee on Higher Education and Libraries):

Recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

May 8, 1969.

ENGROSSED SUBSTITUTE HOUSE BILL NO. 355, revising excise tax laws (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Day, Donohue, Faulk, Foley, Gissberg, McCormack, Marquardt, Metcalf, Odegaard, Peterson (Ted), Ryder, Sandison, Twigg, Walgren, Williams.

Passed to Committee on Rules and Joint Rules for second reading.

May 6, 1969.

HOUSE BILL NO. 426, making distributors responsible for the collection of the excise fuel tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Newschwander, Odegaard, Ridder, Stortini, Twigg, Walgren, Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

May 7, 1969.

ENGROSSED HOUSE BILL NO. 514, providing a retirement plan for teachers at community colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommendation: Do pass.

Signed by: Senators Sandison, Chairman; Atwood, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

May 7, 1969.

Mr. President: The Speaker has signed:

HOUSE JOINT MEMORIAL NO. 16,

HOUSE CONCURRENT RESOLUTION NO. 20,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 7, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 244, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 7, 1969.

Mr. President: The House has granted the request of the Senate for a conference on SUBSTITUTE HOUSE BILL NO. 427 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives O'Dell, Merrill and Shera.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 7, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE BILL NO. 684 and the Senate amendments thereto and the Speaker

has appointed as members of the conference committee thereon: Representatives Richardson, Bottiger and Kopet.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 7, 1969.

Mr. President: The House has granted the request of the Senate for a conference on HOUSE BILL NO. 32 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Swayze, Cunningham and DeJarnatt.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 7, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 310 and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 7, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 310, providing eminent domain procedures, have had the same under consideration, and we recommend that the House recede from its amendment to page 8, line 6 of the engrossed bill and that the remaining House amendments be accepted and that the bill be passed with the additional amendment:

On page 8, following section 7, line 6, add a new section to read as follows:

"NEW SECTION. Sec. 8. There is added to chapter 125, Laws of 1965 ex. sess. and to chapter 8.25 RCW a new section to read as follows:

After the commencement of a condemnation action, upon motion of either the condemnor or condemnee, the court may order, upon such terms and conditions as are fair and equitable the production and exchange of the written conclusions of all the appraisers of the parties as to just compensation owed to the condemnee, as prepared for the purpose of the condemnation action, and the comparable sales, if any, used by such appraisers. The court shall enter such order only after assurance that there will be mutual, reciprocal and contemporaneous disclosures of similar information between the parties."

Renumber the remaining sections consecutively.

Signed by Senators Washington, Huntley and Mardesich; Representatives Whetzel, Perry and O'Dell.

On motion of Senator Mardesich, the report of the Free Conference Committee on Engrossed Senate Bill No. 310 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 310, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 3; excused, 2.

Voting yea: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—43.

Voting nay: Senator Atwood—1.

Absent or not voting: Senators Faulk, Matson, Washington—3.

Excused: Senators Andersen, Newschwander—2.

ENGROSSED SENATE BILL NO. 310, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 7, 1969.

Mr. President: The House has adopted the report of the Conference Committee on

ENGROSSED SUBSTITUTE SENATE BILL NO. 169, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

May 2, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 169, prescribing procedures and requirements for platting subdivisions, have had the same under consideration, and we are unable to agree and request powers of Free Conference.

Signed by: Senators Gissberg, Lewis (Harry) and Mardesich; Representatives Julin, Chapin and Haussler.

MOTION

On motion of Senator Gissberg, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

MESSAGE FROM THE HOUSE

May 7, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SUBSTITUTE SENATE BILL NO. 188, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

April 30, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 188, providing veterans benefits and preferences, have had the same under consideration, and we are unable to agree and respectfully request the powers of Free Conference.

Signed by: Senators Wilson, Woodall and Stortini; Representatives Harris, Bluechel and Marzano.

MOTION

On motion of Senator Wilson, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 540, Senators Cooney, McDougall and Herr.

On motion of Senator Mardesich, the Conference Committee appointments were confirmed.

REPORT OF FREE CONFERENCE COMMITTEE

April 28, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred HOUSE BILL NO. 310, changing bases for grants to political subdivisions for pollution control projects, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

Signed by: Senators Lewis (Brian), Talley and Peterson (Lowell); Representatives Whetzel, Kopet and Thompson.

On motion of Senator Lewis (Brian), the report of the Free Conference Committee on House Bill No. 310 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 310 as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 44; absent or not voting, 3; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—44.

Absent or not voting: Senators Connor, Day, Washington—3.

Excused: Senators Andersen, Newschwander—2.

HOUSE BILL NO. 310, as amended by the Free Conference Committee, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 7, 1969.

Mr. President: The House insists on its position on the House amendments to SENATE BILL NO. 371 and again asks the Senate to concur in the House Amendments, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Walgren, the Senate concurred in the House amendments to Senate Bill No. 371.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 371, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 2; excused, 2.

Voting yea: Senators Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Voting nay: Senator Foley—1.

Absent or not voting: Senators Greive, Twigg—2.

Excused: Senators Andersen, Newschwander—2.

SENATE BILL NO. 371, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

May 8, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 33, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 8, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 738, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

INTRODUCTION AND FIRST READING

SENATE JOINT MEMORIAL NO. 17, by Senators Uhlman, Pritchard, McCormack and Williams:

Rescinding 1963 memorial for federal constitutional amendment as to apportionment of state legislatures.

On motion of Senator Uhlman, the rules were suspended and additional sponsors permitted on Senate Joint Memorial No. 17.

Referred to Committee on Constitution, Elections and Legislative Processes.

SENATE CONCURRENT RESOLUTION NO. 33, by Senator Mardesich:

Creating an interim committee on regulatory agencies.

Referred to Committee on Commerce and Regulatory Agencies.

HOUSE CONCURRENT RESOLUTION NO. 33, by Representatives Chatalas, O'Brien, Sprague, North, McCaffree, Kirk, Bagnariol, Ceccarelli, Whetzel, Clark (Newman H.), Francis, Heavey, Fleming, Perry, Merrill, Murray, Scott, Litchman, Mahaffey, Leckenby and Hawley:

Memorializing Paul J. Alexander.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 33 was advanced to second reading and read the second time in full.

On motion of Senator Connor, the rules were suspended, House Concurrent Resolution No. 33 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

MOTION

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to two items in SUBSTITUTE SENATE BILL NO. 74, entitled:

"An Act relating to retirement and pensions; establishing a new retirement system for law enforcement officers and fire fighters; allowing transfer by certain affected persons from present retirement systems to the newly established system."

This bill creates a unified statewide retirement system for law enforcement officers and fire fighters. It is one of the significant accomplishments of the 1969 Legislature and I heartily endorse the purposes of this legislation.

Section 32 of the bill provides:

"The provisions of sections 28 and 29 of this 1969 amendatory act shall be applicable to all firemen employed on the effective date thereof prior to March 1, 1970, and to those who shall thereafter become firemen, but shall not apply to any former fireman who has terminated his employment prior to the effective date of this 1969 amendatory act."

Sections 28 and 29 of the act contain amendments to the existing firemen's pension system. The intent of section 32 is to permit all firemen who are employed prior to March 1, 1970, the effective date of the new pension system, to participate in the benefits of the existing firemen's pension system. However, as drafted, section 32 will actually allow persons who become firemen subsequent to March 1, 1970, to participate in the benefits of the existing firemen's pension system. This is in direct conflict with section 4 (1) of the bill which specifically excludes all fire fighters employed subsequent to March 1, 1970, from any pension system existing under any prior act.

In order to conform section 32 to the clear intent of this legislation I have vetoed two items in that section to make clear that firemen employed subsequent to March 1, 1970, will not participate in the existing firemen's pension system.

The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

On motion of Senator Mardesich, Substitute Senate Bill No. 74 together with the veto message of the Governor thereon was ordered transmitted to the Secretary of State.

SIGNED BY THE PRESIDENT

The President has signed:
 HOUSE JOINT MEMORIAL NO. 16,
 HOUSE CONCURRENT RESOLUTION NO. 20.

MOTION

At 11:40 a.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the President.

President Pro Tempore Henry called the Senate to order at 1:15 p.m.

SECOND READING

SENATE BILL NO. 737, by Senators Dore, Knoblauch and Canfield (by departmental request):

Providing state assistance to school districts for the construction and modernization of common school plant facilities.

REPORT OF STANDING COMMITTEE

March 28, 1969.

SENATE BILL NO. 737, providing state assistance to school districts for the construction and modernization of common school plant facilities (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 2, section 3, line 1, after "regulations" and before "governing" insert "not inconsistent with this act"

On page 7, section 12, line 29, before "section" strike "this", and after "section" and before the period insert "1 of this act"

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Faulk, Greive, Lewis (Harry), McCormack, Mardesich, Marquardt, Odegaard, Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Walgren, Williams.

The bill was read the second time by sections.

On motion of Senator Dore, the committee amendments were adopted.

On motion of Senator Dore, the following amendments by Senators Dore, Atwood, and Ridder were adopted:

On page 7, section 12, line 26, after "provisions of" and before "this act" insert "sections 1 through 11 of"

On page 7, line 30, following section 12, add three new sections as follows:

"Sec. 13. Section 3, chapter 154, Laws of 1965 ex. sess. as last amended by section 1, chapter 130, Laws of 1969 and section 1, chapter —, Laws of 1969 ex. sess. (HB 257) and RCW 28.41.140 are each reenacted to read as follows:

To determine a "weighted student enrolled," as that term is used in this chapter a schedule shall be established by the superintendent of public instruction which shall provide appropriate recognition of the following costs among the various types of students and districts of the state, with the equalization of educational opportunity being the primary objective:

(1) Costs attributable to staff experience and professional preparation;

(2) Costs to state and local funds attributable to the operation of approved educational programs arising as a result of a concentration of culturally disadvantaged students, or as a result of a high degree of transient enrollment;

(3) Costs resulting from the operation of small school plants within districts: PROVIDED, That such plants are judged by the state board of education as remote and necessary;

(4) Costs differentials attributable to the operation of approved elementary and secondary programs;

(5) Costs which must be incurred to operate an approved vocational program;

(6) Costs resulting from the attendance of students who:

(a) Do not reside within the servicing school district: PROVIDED, That nothing within this provision shall be construed as affecting the reimbursement procedures in RCW 28.44.040;

(b) Residing in any home or institution devoted to providing a home for dependent or otherwise referred or entrusted children: PROVIDED, Such home or institution is exempt from taxation under the laws of the state of Washington; or

(c) Constitute at least three percent of the student enrollment within the district and who reside within the servicing district on property of either the state, its political subdivisions, or any municipal corporation.

The weighting schedule when established shall be renewed biennially by the state superintendent and shall be subject to approval, rejection or amendment by the legislature.

The schedule shall be submitted for approval as a part of the state superintendent's biennial state budget. In the event the legislature rejects the weighting schedule presented, without adopting a new schedule, the schedule established for the previous biennium shall remain in effect. The enrollment of any district, before weighting, shall be the average number of full time students and part time students as provided in section 2 (2) of chapter —, Laws of 1969 ex. sess. (HB 257) enrolled on the first school day of each month.

Sec. 14. Section 28A.41.140, chapter —, Laws of 1969 (HB 58) and RCW 28A.41.140 as amended by section 7, chapter 130, Laws of 1969 and section 3, chapter —, Laws of 1969 ex. sess. (HB 257) and RCW 28A.41.140 are each reenacted to read as follows:

To determine a "weighted student enrolled," as that term is used in this chapter a schedule shall be established by the superintendent of public instruction which shall provide appropriate recognition of the following costs among the various types of students and districts of the state, with the equalization of educational opportunity being the primary objective:

(1) Costs attributable to staff experience and professional preparation; and
 (2) Costs to state and local funds attributable to the operation of approved educational programs arising as a result of a concentration of culturally disadvantaged students, or as a result of a high degree of transient enrollment;

(3) Costs resulting from the operation of small school plants within districts: PROVIDED, That such plants are judged by the state board of education as remote and necessary;

(4) Costs differentials attributable to the operation of approved elementary and secondary programs;

(5) Costs which must be incurred to operate an approved vocational program;

(6) Costs resulting from the attendance of students who:

(a) Do not reside within the servicing school district: PROVIDED, That nothing within this provision shall be construed as affecting the reimbursement procedures in RCW 28.44.040;

(b) Reside in any home or institution devoted to providing a home for dependent or otherwise referred or entrusted children: PROVIDED, Such home or institution is exempt from taxation under the laws of the state of Washington; or

(c) Constitute at least three percent of the student enrollment within the district and who reside within the servicing district on property of either the state, its political subdivisions, or any municipal corporation.

The weighting schedule when established shall be renewed biennially by the state superintendent and shall be subject to approval, rejection or amendment by the legislature. The schedule shall be submitted for approval as a part of the state superintendent's biennial state budget. In the event the legislature rejects the weighting schedule presented, without adopting a new schedule, the schedule established for the previous biennium shall remain in effect. The enrollment of any district, before weighting, shall be the average number of full time students and part time students as provided in section 2(2) of chapter —, Laws of 1969 ex. sess. (HB 257) enrolled on the first school day of each month.

NEW SECTION. Sec. 15. Notwithstanding any other provision of this 1969 amendatory act, section 13 hereof shall remain law unless or until the proposed 1969 education code (HB 58) becomes effective, at which time section 13 hereof shall become void and of no effect and section 14 of this act shall become effective."

Remember the remaining sections consecutively.

The bill was read the second time by sections.

On motion of Senator Dore, the committee amendments were adopted.

On motion of Senator Dore, the following amendment to the title by Senators Dore, Atwood and Ridder was adopted:

On page 1, line 3 of the title after the semicolon add "reenacting section 3, chapter 154, Laws of 1965 ex. sess. as last amended by section 1, chapter 130, Laws of 1969 and section 1, chapter —, Laws of 1969 ex. sess. (HB 257) and RCW 28.41.140; reenacting section 28A.41.140, chapter —, Laws of 1969 ex. sess. (HB 58) and RCW 28A.41.140 as amended by section 7, chapter 130, Laws of 1969 and section 3, chapter —, Laws of 1969 ex. sess. (HB 257) and RCW 28A.41.140;"

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 737 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 737, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr,

Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Voting nay: Senator Talley—1.

Absent or not voting: Senator Huntley—1.

Excused: Senator Newschwander—1.

ENGROSSED SENATE BILL NO. 737, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Atwood, Engrossed Senate Bill No. 737 was ordered immediately transmitted to the House.

Senator Greive moved that the Senate be at ease subject to the Call of the President.

POINTS OF INQUIRY

Senator Woodall: "Would Senator Greive yield to a question? Senator, the House has recessed until 5:30 this evening. Many of us have been sitting around here until the gavel falls. Is there anything that we can do before the House acts at 5:30 or can we not have a fixed time?"

Senator Greive: "I think you can blame your governor for it if you are going to blame anybody but Mr. President, under those circumstances, I would be happy to move that we recess until 5:00 o'clock."

Senator Day: "Would Senator Greive yield to a question? Senator, why can't we go on with the calendar and then recess until 5:00 o'clock?"

Senator Greive: "Unfortunately, there is a meeting, so-called, at 3:30 p.m. and we have to have a caucus between now and then and I don't know where we would get the time, do you?"

MOTION

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

REPORTS OF STANDING COMMITTEES

May 9, 1969.

SENATE CONCURRENT RESOLUTION NO. 33, creating an interim committee on regulatory agencies (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass.

Signed by: Senators Mardesich, Chairman; Day, Foley, Gissberg, Huntley, Keefe, Knoblauch, McDougall, Ryder, Twigg.

Passed to Committee on Rules and Joint Rules for second reading.

May 8, 1969.

HOUSE JOINT MEMORIAL NO. 1, supplementing V.A. benefits (reported by Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs):

MAJORITY recommendation: Do pass.

Signed by: Senators Wilson, Chairman; Bailey, Canfield, Durkan, Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

REPORT OF CONFERENCE COMMITTEE

May 8, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 427, regulating insurance, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by: Senators Mardesich, Twigg and Peterson (Lowell); Representatives O'Dell, Merrill and Shera.

MOTIONS

On motion of Senator Atwood, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

At 2:45 p.m., on motion of Senator Greive, the Senate recessed until 6:40 p.m.

EVENING SESSION

The President called the Senate to order at 6:40 p.m.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 310,

SENATE BILL NO. 371,

SENATE BILL NO. 738.

REPORT OF STANDING COMMITTEE

May 8, 1969.

ENGROSSED HOUSE BILL NO. 661, levying taxes by state and local governments (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Connor, Donohue, Dore, Faulk, Gissberg, Greive, McCormack, Mardesich, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 6:45 p.m., on motion of Senator Greive, the Senate recessed until 7:30 p.m.

SECOND EVENING SESSION

The President called the Senate to order at 7:30 p.m.

SENATE RESOLUTION: 1969-EX-63

By Senators Metcalf, Uhlman, Marquart, Greive, Ridder and Williams:

WHEREAS, The Washington State Capitol Dome is the fourth largest dome in the world; and

WHEREAS, The climb to the cupola of the Capitol Dome is an experience of great recreational value; and

WHEREAS, The view from said cupola is interesting as a study of the city of Olympia and inspiring for the beauty and breadth of the mountains, waters, and forests; and

WHEREAS, The safety and convenience of visitors to the Dome can best be assured by the presence of an official uniformed tour-guide rather than by alterations to the building;

NOW, THEREFORE, BE IT RESOLVED, That the Capitol Buildings and Grounds section of the Department of General Administration be commended for their willingness to open this exceptional area to the public and be encouraged to do so as soon as they reasonably can.

Debate ensued.

On motion of Senator Metcalf, the resolution was adopted on a rising vote.

Senators Greive, McCutcheon and Pritchard demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present.

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

MOTION

At 7:40 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 8:15 p.m.

MESSAGE FROM THE HOUSE

May 8, 1969.

Mr. President: The House has concurred in the Senate amendment to ENGROSSED HOUSE JOINT RESOLUTION NO. 42 on page 1, line 16 but refuses to concur in the Senate amendments to page 1, line 8 and on page 3, line 17 and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Greive moved that the Senate refuse to recede in the Senate amendments to Engrossed House Joint Resolution No. 42 and asks the House for a conference thereon.

Debate ensued.

The motion carried.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Joint Resolution No. 42, Senators Greive, McCormack and Ryder.

On motion of Senator Greive, the Conference Committee appointments were confirmed.

MOTION

On motion of Senator Gissberg, the message was ordered immediately transmitted to the House.

MESSAGE FROM THE HOUSE

May 8, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE JOINT RESOLUTION NO. 42 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Charette, McCaffree and Morrison.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

May 8, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE JOINT RESOLUTION NO. 42, amending Article VII of the Constitution relating to taxation, have had the same under consideration, and we are unable to agree and request powers of Free Conference.

Signed by: Senators Greive, McCormack and Ryder; Representatives Charette, McCaffree and Morrison.

MOTIONS

On motion of Senator Greive, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

On motion of Senator Greive, the message was ordered immediately transmitted to the House.

MESSAGE FROM THE HOUSE

May 8, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED HOUSE JOINT RESOLUTION NO. 42 and has granted said committee the powers of Free Conference.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 8, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED HOUSE JOINT RESOLUTION NO. 42, amending Article VII of the Constitution relating to taxation, have had the same under consideration, and we recommend that the attached resolution be substituted therefor and that it do pass.

BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

THAT, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, a proposal to amend Article VII of the Constitution of the state of Washington by amending section 2, as amended by Amendment 17, to read as follows:

Article VII, section 2. (1) Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created shall not in any year exceed [forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty] one per centum of the true and fair value of such property in money: PROVIDED, HOWEVER, That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district.

The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy, or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) By any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election;

(b) By any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: PROVIDED, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein: AND PROVIDED FURTHER, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6 of this Constitution;

(c) By the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort.

(2) Notwithstanding any other provision of this Constitution, the legislature shall have the power,

(a) To impose a tax upon income from whatever source derived, at a rate or rates in excess of that permitted by subsection (1) of this section: PROVIDED, That the tax may be imposed only (i) at a single rate upon the income of all taxpayers, or (ii) at a single rate upon the income of corporations which may be different from the single rate imposed upon other income;

(b) To provide for allowance of credits, exclusions, exemptions, and deductions to be used in determining the amount of income subject to tax or in computing such tax; and to provide further for direct payments to an individual or corporation to the extent that (i)

insufficient income tax liability exists for full application of an otherwise applicable credit, and (ii) such credit is granted for the purpose of providing direct or indirect relief from other state or local taxes;

(c) To coordinate the administration and collection of state income taxes with the income tax laws and procedures of the United States, and to delegate to such state administrators as it may designate the authority to prescribe the means of coordination of state and United States tax laws and methods for the allocation of income for taxing purposes. The legislature may adopt by reference any federal statutes relating to the determination of taxable income, as existing at time of adoption and as amended from time to time.

A proposition to remove the limitations contained in clause (a) of this subsection (2) upon the types of income tax which may be imposed shall be submitted to the qualified voters of this state at the general election to be held in this state in November, 1975.

At a general election to be held in this state in November of any year after 1975, there may be submitted to the qualified voters of this state a proposition to remove the limitations contained in clause (a) of this subsection (2) upon the types of income tax which may be imposed, if a resolution providing for submission of such proposition is adopted, at the legislative session immediately preceding such election, by a majority of at least sixty percent of the members elected to each of the two houses of the legislature.

Whenever such a proposition is submitted to the qualified voters of this state, the secretary of state shall cause the proposition to be prepared and placed upon the ballot at the November general election as follows:

"Shall Article VII, section 2(2) of the state Constitution be changed to authorize a state graduated net income tax? Yes
No

If a majority of the qualified voters voting upon the proposition vote for removing such limitations, the limitations shall be removed, and thereafter the tax may be imposed upon income at such rate or rates, single or graduated, as may be prescribed by law. If a majority of the qualified voters voting upon the proposition vote against removing such limitations, the limitations shall be continued, unless changed by subsequent amendment to this Constitution or as provided in this subsection (2).

BE IT FURTHER RESOLVED, That the foregoing amendment shall be construed as a single amendment within the meaning of Article XXIII, section 1 (Amendment 37) of this Constitution.

The legislature finds that the changes contained in the foregoing amendment constitute a single integrated plan for a balanced revision of the tax structure for state and local government. It is the intention of the legislature that in the event the foregoing amendment is held to be separate amendments, this house joint resolution shall be void in its entirety and shall be of no further force and effect.

AND BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

Signed by Senators Greive, McCormack and Ryder; Representatives Charette, McCaffree and Morrison.

On motion of Senator Greive, the report of the Free Conference Committee on Engrossed House Joint Resolution No. 42 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Joint Resolution No. 42 as amended by the Free Conference Committee and the resolution passed the Senate by the following vote: Yeas, 34; nays, 15.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Huntley, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Uhlman, Walgren, Washington, Williams, Wilson—34.

Voting nay: Senators Cooney, Day, Donohue, Dore, Guess, Keefe, McCutcheon, Matson, Newschwander, Peterson (Lowell), Stender, Stortini, Talley, Twigg and Woodall—15.

ENGROSSED HOUSE JOINT RESOLUTION NO. 42 as amended by the Free Conference Committee having received the constitutional two-thirds majority was declared passed.

MOTIONS

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

MESSAGE FROM THE GOVERNOR

Office of the Governor, April 28, 1969.
TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to submit the following appointment to the position of member, State Parks and Recreation Commission, subject to your confirmation:

James G. McCurdy, appointed March 20, 1967, for a term ending December 31, 1972, succeeding Ted R. McTighe.

Sincerely,
DANIEL J. EVANS
Governor.

Referred to the Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs.

MOTION

At 9:45 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Friday, May 9, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-SEVENTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Friday, May 9, 1969.

The Senate was called to order at 11:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Keefe, Huntley, Herr and Newschwander. On motion of Senator Atwood, Senator Huntley was excused. On motion of Senator Greive, Senator Herr was excused. On motion of Senator Sandison, Senator Keefe was excused. On motion of Senator McDougall, Senator Newschwander was excused.

The Color Guard, consisting of Pages Mike Wrenn, Color Bearer, and Murta Metcalf, presented the Colors. Reverend Charles Howard Perry, rector of St. John's Episcopal Church, Olympia, offered prayer as follows:

"O Lord, our heavenly Father, the higher and mighty Ruler of the Universe, who dost from Thy throne behold all the dwellers upon the earth; most heartily we beseech Thee, with Thy favour to behold and bless Thy servants, the members of the Senate of the state of Washington; and so replenish them with the grace of Thy holy spirit, that they may always incline to Thy will, and walk in Thy way. Endue them plenteously with heavenly gifts; grant them in health and prosperity long to live; and finally, after this life, to attain everlasting joy and felicity; through Jesus Christ our Lord. Amen."

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

REPORT OF STANDING COMMITTEE

May 8, 1969.
HOUSE CONCURRENT RESOLUTION NO. 24, directing legislative council to

conduct a comprehensive study of special purpose districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommendation: Do pass.

Signed by: Senators Herr, Chairman; Canfield, Elicker, McDougall, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman and Walgren.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGES FROM THE HOUSE

May 8, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED HOUSE JOINT RESOLUTION NO. 42 and has passed the resolution as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Assistant Chief Clerk.

April 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 149 with the following amendments:

On page 1, add new sections as follows:

"NEW SECTION. Sec. 3. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

The purpose of sections 3 through 34 of this act is to promote the public welfare by regulating insurance rates as herein provided to the end that they shall not be excessive, inadequate, or unfairly discriminatory, to authorize the existence and operation of qualified rating organizations and advisory organizations and require that specified rating services of such rating organizations be generally available to all admitted insurers, and to authorize cooperation between insurers in rate making and other related matters.

It is the express intent of sections 3 through 34 of this act to permit and encourage competition between insurers on a sound financial basis and nothing in sections 3 through 34 of this act is intended to give the commissioner power to fix and determine a rate level by classification or otherwise.

Sec. 4. Section .19.02, chapter 79, Laws of 1947 and RCW 48.19.020 are each amended to read as follows:

Premium rates for insurance shall not be excessive, inadequate, or unfairly discriminatory. [This section does not apply to casualty insurance.] *No rate shall be held to be excessive unless (1) such rate is unreasonably high for the insurance provided and (2) a reasonable degree of rate competition does not exist in the area with respect to the classification to which such rate is applicable.*

No rate shall be held to be inadequate unless (1) such rate is unreasonably low for the insurance provided and (2) the continued use of such rate endangers the solvency of the insurer using the same, or unless (3) such rate is unreasonably low for the insurance provided and the use of such rate by the insurer using same has, or if continued will have, the effect of destroying competition or creating a monopoly.

NEW SECTION. Sec. 5. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

Every insurer, rating organization, or advisory organization and every group, association, or other organization of insurers which engages in joint underwriting or joint reinsurance shall maintain reasonable records, of the type and kind reasonably adapted to its method of operation, of its experience or the experience of its members and of the data, statistics, or information collected or used by it in connection with the rates, rating plans, rating systems, underwriting rules, policy or bond forms, surveys, or inspections made or used by it so that such records will be available at all reasonable times to enable the commissioner to determine whether such organization, insurer, group, or association, and, in the case of an insurer or rating organization, every rate, rating plan, and rating system made or used by it, complies with the provisions of this 1969 amendatory act applicable to it. The maintenance of such records in the office of a licensed rating organization of which an insurer is a member or subscriber will be sufficient compliance with this section for any insurer maintaining membership or subscribership in such organization, to the extent that the insurer uses the rates, rating plans, rating systems or underwriting rules of such organization. Such records shall be maintained in an office within this state or shall be made available for examination or inspection within this state by the commissioner at any time upon reasonable notice.

NEW SECTION. Sec. 6. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

The commissioner shall, at least once every five years, and may, as often as may be reasonable and necessary, make or cause to be made an examination of each licensed rating organization, and he may, as often as may be reasonable and necessary, make or cause to be made an examination of any advisory organization or group, association, or other organization of insurers which engages in joint underwriting or joint reinsurance.

In lieu of any such examination the commissioner may accept the report of an examination made by the insurance supervisory official of another state.

In examining any organization, group or association pursuant to this section the

commissioner shall ascertain whether such organization, group, or association, and, in the case of a rating organization, any rate or rating system made or used by it, complies with the requirements and standards of this 1969 amendatory act applicable to it.

NEW SECTION. Sec. 7. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

The commissioner may, at any reasonable time, make or cause to be made a reasonable examination of every admitted insurer transacting any class of insurance to which the provisions of this 1969 amendatory act are applicable to ascertain whether such insurer and every rate and rating system used by it for every such class of insurance complies with the requirements and standards of this 1969 amendatory act applicable thereto. Such examination shall not be a part of a periodic general examination participated in by representatives of more than one state.

NEW SECTION. Sec. 8. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

The officers, managers, agents, and employees of any such organization, group, association, or insurer may be examined at any time under oath and shall exhibit all books, records, accounts, documents, or agreements governing its method of operation, together with all data, statistics, and information of every kind and character collected or considered by such organization, group, association, or insurer in the conduct of the operations to which such examination relates.

NEW SECTION. Sec. 9. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

The reasonable cost of any examination authorized by this 1969 amendatory act shall be paid by the organization, group, association, or insurer to be examined.

NEW SECTION. Sec. 10. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

Any person aggrieved by any rate charged, rating plan, rating system, or underwriting rule followed or adopted by an insurer or rating organization may request the insurer or rating organization to review the manner in which the rate, plan, system, or rule has been applied with respect to insurance afforded him. Such request may be made by his authorized representative, and shall be written. If the request is not granted within thirty days after it is made, the requestor may treat it as rejected. Any person aggrieved by the action of an insurer or rating organization in refusing the review requested, or in failing or refusing to grant all or part of the relief requested, may file a written complaint and request for hearing with the commissioner, specifying the grounds relied upon. If the commissioner has information concerning a similar complaint he may deny the hearing. If he believes that probable cause for the complaint does not exist or that the complaint is not made in good faith he shall deny the hearing. Otherwise, and if he finds that the complaint charges a violation of this 1969 amendatory act and that the complainant would be aggrieved if the violation is proven, he shall proceed as provided in section 9 of this 1969 amendatory act.

NEW SECTION. Sec. 11. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

If after examination of an insurer, rating organization, advisory organization, or group, association, or other organization of insurers which engages in joint underwriting or joint insurance, or upon the basis of other information, or upon sufficient complaint as provided in section 8 of this 1969 amendatory act, the commissioner has good cause to believe that such insurer, organization, group or association, or any rate, rating plan, or rating system made or used by any such insurer or rating organization, does not comply with the requirements and standards of this 1969 amendatory act applicable to it, he shall, unless he has good cause to believe such noncompliance is wilful, give notice in writing to such insurer, organization, group, or association stating therein in what manner and to what extent such noncompliance is alleged to exist and specifying therein a reasonable time, not less than ten days thereafter, in which such noncompliance may be corrected. Notices under this section shall be confidential as between the commissioner and the parties unless a hearing is held under section 10 of this 1969 amendatory act.

NEW SECTION. Sec. 12. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

If the commissioner has good cause to believe such noncompliance to be wilful, or if within the period prescribed by the commissioner in the notice required by section 9 of this 1969 amendatory act, the insurer, organization, group, or association does not make such changes as may be necessary to correct the noncompliance specified by the commissioner or establish to the satisfaction of the commissioner that such specified noncompliance does not exist, then the commissioner may hold a public hearing in connection therewith, provided that within a reasonable period of time, which shall be not less than ten days before the date of such hearing, he shall mail written notice specifying the matters to be considered at such hearing to such insurer, organization, group, or association. If no notice has been given as provided in section 9 of this 1969 amendatory act such notice shall state therein in what manner and to what extent noncompliance is alleged to exist. The hearing shall not include any additional subjects not specified in the notices required by section 9 of this 1969 amendatory act or this section. At any such hearing the insurer, organization, group or association shall have the burden of justifying the rate, rating plan or system in question.

NEW SECTION. Sec. 13. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

If after a hearing pursuant to section 10 of this 1969 amendatory act the commissioner finds:

(1) That any rate, rating plan, or rating system violates the provisions of this 1969 amendatory act applicable to it, he may issue an order to the insurer or rating organization which has been the subject of the hearing specifying in what respect such violation exists and stating when, within a reasonable period of time, the further use of such rate or rating system by such insurer or rating organization in contracts of insurance made thereafter shall be prohibited.

(2) That an insurer, rating organization, advisory organization, or a group, association or other organization of insurers which engages in joint underwriting or joint reinsurance, is in violation of the provisions of this 1969 amendatory act applicable to it other than the provisions dealing with rates, rating plans, or rating systems, he may issue an order to such insurer, organization, group, or association which has been the subject of the hearing specifying in what respects such violation exists and requiring compliance within a reasonable time thereafter.

(3) That the violation of any of the provisions of this 1969 amendatory act applicable to it by any insurer or rating organization which has been the subject of hearing was wilful, he may suspend or revoke, in whole or in part, the certificate of authority of such insurer or the license of such rating organization with respect to the class of insurance which has been the subject matter of the hearing.

(4) That any rating organization has wilfully engaged in any fraudulent or dishonest act or practice, he may suspend or revoke, in whole or in part, the license of such organization in addition to any other penalty provided in this 1969 amendatory act.

NEW SECTION. Sec. 14. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

In addition to any other penalties provided by law, the commissioner may suspend or revoke, in whole or in part, the license of any rating organization or the certificate of authority of any insurer with respect to the class or classes of insurance specified in such order, which fails to comply within the time limited by such order or any extension thereof which the commissioner may grant, with an order of the commissioner lawfully made by him pursuant to section 11 of this 1969 amendatory act and effective pursuant to section 14 of this 1969 amendatory act.

NEW SECTION. Sec. 15. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

Except as otherwise provided in this 1969 amendatory act, all proceedings in connection with the denial, suspension, or revocation of a license or certificate of authority under this 1969 amendatory act shall be conducted in accordance with the provisions of chapter 48.04 RCW and the administrative procedure act, chapter 34.04 RCW, as now or hereafter amended, and the commissioner shall have all the powers granted to him therein.

NEW SECTION. Sec. 16. There is added to chapter 79, Laws of 1947, and to chapter 48.19 RCW a new section to read as follows:

Any finding, determination, rule, ruling, or order made by the commissioner under this 1969 amendatory act shall be subject to review by the courts of this state and proceedings on review shall be in accordance with the provisions of the administrative procedure act, chapter 34.04 RCW, as now or hereafter amended.

Notwithstanding any other provision of law to the contrary, a petition for review of any such finding, determination, rule, or order, may be filed at any time before the effective date thereof. No such finding, determination, rule, or order shall become effective before the expiration of twenty days after notice and a copy thereof are mailed or delivered to the person affected, and any finding, determination, rule, or order of the commissioner so submitted for review shall not become effective for a further period of fifteen days after the petition for review is filed with the court. The court may stay the effectiveness thereof for a longer period.

Sec. 17. Section .19.14, chapter 79, Laws of 1947 and RCW 48.19.140 are each amended to read as follows:

(1) In this 1969 amendatory act "rating organization" means every person, other than an admitted insurer, whether located within or outside this state, who has as his object or purpose the making of rates, rating plans or rating systems. Two or more admitted insurers which act in concert for the purpose of making rates, rating plans or rating systems, and which do not operate within the specific authorizations contained in sections 22, 25, and 27 of this 1969 amendatory act and RCW 48.19.400 shall be deemed to be a rating organization. No single insurer shall be deemed to be a rating organization.

[(1)] (2) Every rating organization operating in this state shall furnish its services without discrimination as between its subscribers.

[(2)] (3) "Subscriber," for the purposes of this chapter and where the context does not otherwise specify, means any insurer which employs the services of a rating organization [for the purpose of making filings], whether or not the insurer is a "member" of such rating organization.

[(3)] (4) This chapter is not intended to and does not govern or affect the "membership" relation as such between a rating organization and insurers who are its "members."

Sec. 18. Section .19.16, chapter 79, Laws of 1947 and RCW 48.19.160 are each amended to read as follows:

No rating organization shall do business in this state [or make filings with the commissioner] unless then licensed by the commissioner as a rating organization.

NEW SECTION. Sec. 19. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Nothing in this 1969 amendatory act shall be construed to prohibit or regulate the payment of dividends, savings, or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers. A plan for the payment of dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members, or subscribers shall not be deemed a rating plan or system.

Sec. 20. Section .19.25, chapter 79, Laws of 1947 and RCW 48.19.250 are each amended to read as follows:

(1) Cooperation among rating organizations or among rating organizations and insurers in rate making or in other matters within the scope of this chapter is hereby authorized [, if the filings resulting from such cooperation are subject to all the provisions of this chapter which are applicable to filings generally].

(2) The commissioner may review such cooperative activities and prices and if, after a hearing, he finds that any such activity or practice is unfair or unreasonable or otherwise inconsistent with the provisions of this code, he may issue a written order specifying in what respect such activity or practice is so unfair, unreasonable, or inconsistent, and requiring the discontinuance of such activity or practice.

Sec. 21. Section .19.32, chapter 79, Laws of 1947 and RCW 48.19.320 are each amended to read as follows:

(1) Every group, association, or other organization of insurers, whether located within or outside this state, which assists insurers [which make their own filings] or rating organizations in rate making, by the collection and furnishing of loss or expense statistics, or by the submission of recommendations, but which does not make [filings] rates under this chapter, shall be known as an advisory organization.

(2) This section does not apply to subscribers' committees provided for in RCW 48.19.230.

Sec. 22. Section .19.33, chapter 79, Laws of 1947 and RCW 48.19.330 are each amended to read as follows:

Every advisory organization before serving as such to any rating organization or [independently filing] insurer doing business in this state, shall file with the commissioner:

(1) A copy of its constitution, its articles of agreement or association or its certificate of incorporation and of its bylaws, rules and regulations governing its activities;

(2) A list of its members;

(3) The name and address of a resident of this state upon whom notices or orders of the commissioner or process issued at his direction may be served; and

(4) An agreement that the commissioner may examine such advisory organization in accordance with the provisions of RCW 48.03.010.

Sec. 23. Section 19.35, chapter 79, Laws of 1947 and RCW 48.19.350 are each amended to read as follows:

No insurer [which makes its own filing] nor any rating organization shall support its [filings] rates by statistics or adopt rate making recommendations, furnished to it by an advisory organization which has not complied with this chapter or with any order of the commissioner involving such statistics or recommendations issued under RCW 48.19.340. If the commissioner finds such insurer or rating organization to be in violation of this section he may issue an order requiring the discontinuance of the violation.

NEW SECTION. Sec. 24. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Every group, association, or other organization of insurers which engages in joint underwriting or joint reinsurance through such group, association, or organization or by standing agreement among the members thereof shall file with the commissioner (1) a copy of its constitution, its articles of incorporation, agreement, or association, and of its by-laws, rules, and regulations governing its activities, all duly certified by the custodian of the originals thereof, (2) a list of its members, and (3) the name and address of a resident of this state upon whom notices or orders of the commissioner or process may be served.

Every such group, association, or other organization shall notify the commissioner promptly of every change in its constitution, its articles of incorporation, agreement or association, and of its by-laws, rules and regulations governing the conduct of its business; its list of members; and the name and address of the resident of this state designated by it upon whom notices or orders of the commissioner or process affecting such group, association, or organization may be served.

No such group, association, or organization shall engage in any unfair or unreasonable practice with respect to such activities.

Sec. 25. Section .19.37, chapter 79, Laws of 1947 and RCW 48.19.370 are each amended to read as follows:

(1) The commissioner shall promulgate reasonable rules and statistical plans, reasonably adapted to each of the rating systems [on file with him] in use, which may be modified from time to time and which shall be used thereafter by each insurer in the recording and reporting of its loss and countrywide expense experience, in order that the experience of all insurers may be made available at least annually in such form and detail as may be necessary to aid him in determining whether rating systems comply with the standards set forth in RCW 48.19.020 and 48.19.030. Such rules and plans may also provide for the recording and reporting of expense experience items which are specially applicable

to this state and are not susceptible of determination by a prorating of countrywide expense experience.

(2) In promulgating such rules and plans, the commissioner shall give due consideration to the rating systems [on file with him] *in use*, and, in order that such rules and plans may be as uniform as is practicable among the several states, to the rules and to the form of the plans used for such rating systems in other states.

(3) No insurer shall be required to record or report its loss experience on a classification basis that is inconsistent with the rating system [filed] *used* by it.

(4) The commissioner may designate one or more rating organizations or other agencies to assist him in gathering such experience and making compilations thereof, and such compilations shall be made available, subject to reasonable rules promulgated by the commissioner, to insurers and rating organizations.

(5) Reasonable rules and plans may be promulgated by the commissioner for the interchange of data necessary for the application of rating plans.

NEW SECTION. Sec. 26. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Subject to and in compliance with the provisions of this 1969 amendatory act authorizing insurers to be members or subscribers of rating or advisory organizations or to engage in joint underwriting or joint reinsurance, two or more insurers may act in concert with each other and with others with respect to any matters pertaining to the making of rates or rating systems, the preparation or making of insurance policy or bond forms, underwriting rules, surveys, inspections, and investigations, the furnishing of loss or expense statistics or other information and data, or carrying on of research.

NEW SECTION. Sec. 27. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

With respect to any matters pertaining to the making of rates or rating systems, the preparation or making of insurance policy or bond forms, underwriting rules, surveys, inspections, and investigations, the furnishing of loss or expense statistics or other information and data, or carrying on of research, two or more admitted insurers having a common ownership or operating in this state under common management or control, are authorized to act in concert between or among themselves the same as if they constituted a single insurer, and to the extent that such matters relate to co-surety bonds, two or more admitted insurers executing such bonds are authorized to act in concert between or among themselves the same as if they constituted a single insurer.

NEW SECTION. Sec. 28. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Members and subscribers of rating or advisory organizations may use the rates, rating systems, underwriting rules, or policy or bond forms of such organizations, either consistently or intermittently, but, except as provided in sections 22 and 25 of this 1969 amendatory act and RCW 48.19.400, shall not agree with each other or rating organizations or others to adhere thereto. The fact that two or more admitted insurers, whether or not members or subscribers of a rating or advisory organization, use, either consistently or intermittently, the rates or rating systems made or adopted by a rating organization, or the underwriting rules or policy or bond forms prepared by a rating or advisory organization, shall not be sufficient in itself to support a finding that an agreement to so adhere exists, and may be used only for the purpose of supplementing or explaining direct evidence of the existence of any such agreement.

NEW SECTION. Sec. 29. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Licensed rating organizations and admitted insurers are authorized to exchange information and experience data with rating organizations and insurers in this and other states and may consult with them with respect to rate-making and the application of rating systems.

NEW SECTION. Sec. 30. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Upon compliance with the provisions of this 1969 amendatory act applicable thereto, any rating organization, advisory organization, and any group, association, or other organization of admitted insurers which engages in joint underwriting or joint reinsurance through such organization or by standing agreement among the members thereof, may conduct operations in this state. As respects insurance risks or operations in this state, no insurer shall be a member or subscriber of any such organization, group or association that has not complied with the provisions of this 1969 amendatory act applicable to it.

NEW SECTION. Sec. 31. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

Every insurer and rating organization affected by this 1969 amendatory act shall furnish the commissioner monthly all of the rating rules and schedules of rates such insurer or rating organization is then using in this state, if requested by the commissioner. Such rules and schedules shall be available for public inspection at the office of the commissioner.

NEW SECTION. Sec. 32. There is added to chapter 79, Laws of 1947 and to chapter 48.19 RCW a new section to read as follows:

If any provision of this 1969 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 33. Section .19.04, chapter 79, Laws of 1947 and RCW

48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; sections .19.06 through .19.12, chapter 79, Laws of 1947 and RCW 48.19.060 through 48.19.120; section .19.24, chapter 79, Laws of 1947 and RCW 48.19.240; section .19.27, chapter 79, Laws of 1947 and RCW 48.19.270; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.281; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290, sections .19.41 and .19.42, chapter 79, Laws of 1947 and RCW 48.19.410 and 48.19.420; section 34.02, chapter 79, Laws of 1947 and RCW 48.19.440 are each repealed.

NEW SECTION. Sec. 34. When the phrase 'this 1969 amendatory act' is used in this 1969 amendatory act, such phrase shall mean sections 1 through 31 of this 1969 amendatory act."

In line 2 of the title after "48.21 RCW" and before the period insert: "amending section .19.02, chapter 79, Laws of 1947 and RCW 48.19.02; amending section .19.14, chapter 79, Laws of 1947 and RCW 48.19.140; amending section .19.16, chapter 79, Laws of 1947 and RCW 48.19.160; amending section .19.25, chapter 79, Laws of 1947 and RCW 48.19.250; amending section .19.32, chapter 79, Laws of 1947 and RCW 48.19.320; amending section .19.33, chapter 79, Laws of 1947 and RCW 48.19.330; amending section .19.35, chapter 79, Laws of 1947 and RCW 48.19.350; amending section .19.37, chapter 79, Laws of 1947 and RCW 48.19.370; adding new sections to chapter 79, Laws of 1947 and to chapter 48.19 RCW; repealing section .19.04, chapter 79, Laws of 1947 and RCW 48.19.040; section .19.05, chapter 79, Laws of 1947 as amended by section 13, chapter 193, Laws of 1957 and RCW 48.19.050; sections .19.06 through .19.12, chapter 79, Laws of 1947 and RCW 48.19.060 through 48.19.120; section .19.24, chapter 79, Laws of 1947 and RCW 48.19.240; section .19.27, chapter 79, Laws of 1947 and RCW 48.19.270; section .19.28, chapter 79, Laws of 1947 as amended by section 14, chapter 193, Laws of 1957 and RCW 48.19.280; section .19.29, chapter 79, Laws of 1947 and RCW 48.19.290; sections .19.41 and .19.42, chapter 79, Laws of 1947 and RCW 48.19.410 and RCW 48.19.420; section 34.02, chapter 79, Laws of 1947 and RCW 48.19.440; and providing penalties." and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Day, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 149 and asks the House to recede therefrom.

MESSAGE FROM THE HOUSE

April 14, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 157 with the following amendments:

On page 1, section 1, line 21, after "maintenance. . ." and before the colon, strike "\$34,699,498" and insert "\$34,302,564"

On page 2, section 1, line 3, after "agencies. . ." and before the colon, strike "\$1,136,684" and insert "\$1,112,613"

On page 2, section 1, at the end of line 14, after "others. . ." strike "\$5,226,230" and insert "\$5,187,616"

On page 2, section 1, line 20, after ". . ." and before the colon, strike "\$7,313,169" and insert "\$7,239,966"

On page 2, section 1, line 29, after "agencies. . ." and before the colon, strike "\$213,734" and insert "\$210,524"

On page 3, section 1, line 7, after ". . ." and before the colon, strike "\$42,457,104" and insert "\$42,086,799"

On page 3, section 1, line 16, after "agencies. . ." and before the colon, strike "\$1,086,809" and insert "\$1,059,259"

On page 3, section 1, at the end of line 26, following "sites. . ." strike "\$1,521,259" and insert "\$1,517,934"

On page 4, section 1, at the end of line 3, after "revenue. . ." strike "\$594,788" and insert "\$590,567"

On page 4, section 1, line 13, after "ferries. . ." and before the colon, strike "\$407,323,846" and insert "\$406,546,010"

On page 4, section 1, line 23, after "agencies. . ." and before the colon, strike "\$1,098,963" and insert "\$1,079,136"

On page 5, section 1, line 4, after "session. . ." and before the colon, strike "\$116,480,136" and insert "\$116,253,650"

On page 5, section 1, line 14, after "agencies. . ." and before the colon, strike "\$604,982" and insert "\$596,244"

On page 5, section 1, at the end of line 31, following "1965. . ." strike "\$48,486,523" and insert "\$48,481,027"

On page 6, section 1, at the end of line 2, following "facilities. . ." strike "\$13,887,309" and insert "\$13,881,124"

On page 6, after section 3, add a new section to read as follows:

NEW SECTION. Sec. 4. There is hereby appropriated from the motor vehicle fund to the joint committee on highways for the biennium ending June 30, 1971, the sum of one hundred twenty-five thousand dollars."

Renumber the remaining sections consecutively..

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Washington, the Senate concurred in the House amendments to Engrossed Substitute Senate Bill No. 157.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 157, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; absent or not voting, 6; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—39.

Absent or not voting: Senators Durkan, Greive, McCutcheon, Mardesich, Marquardt, Twigg—6.

Excused: Senators Herr, Huntley, Keefe, Newschwander—4.

ENGROSSED SUBSTITUTE SENATE BILL NO. 157, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Uhlman moved that the Committee on Constitution, Elections and Legislative Processes be relieved of further consideration of House Joint Resolution No. 24.

POINT OF INQUIRY

Senator Canfield: "Will Senator Uhlman yield to a question? Senator, this original House Joint Resolution No. 24 was a dilly as we all know. You spoke of it being in Senator McCutcheon's committee and having it amended and then you referred to an amendment carrying my name among others so I am assuming that you are referring to an amendment which is essentially the legislative council proposal, is that correct?"

Senator Uhlman: "Yes."

Senator Canfield: "In that case, I would support your motion."

Senators Greive, Talley and McCutcheon demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Herr, Huntley, Keefe, Newschwander and Mardesich. Senators Herr, Huntley, Keefe and Newschwander had previously been excused.

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

Debate ensued.

Senators Greive, Guess and Faulk demanded the previous question and the demand was sustained.

Senator Uhlman demanded a roll call and the demand was sustained by Senators Atwood, Ryder, Washington, Elicker, Holman, Ridder, Cooney, Peterson (Ted) and Faulk.

ROLL CALL

The Secretary called the roll and the motion by Senator Uhlman failed by the following vote: Yeas, 21; nays, 23; absent or not voting, 1; excused, 4.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Elicker, Faulk, Holman, Lewis (Brian), McCormack, McDougall, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Uhlman, Walgren, Washington, Williams—21.

Voting nay: Senators Bailey, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg,

Greive, Guess, Henry, Knoblauch, Lewis (Harry), McCutcheon, Matson, Peterson (Lowell), Sandison, Stender, Stortini, Talley, Twigg—23.

Absent or not voting: Senator Mardesich—1.

Excused: Senators Herr, Huntley, Keefe, Newschwander—4.

PERSONAL PRIVILEGES

Senator Bailey: "Point of personal privilege. Mr. President, I believe in the gateway amendment. I believe in the committee process and I therefore would like to see the committee process exercised in the next day or so and hope Senator McCutcheon will yield to the majority's feeling."

Senator Gissberg: "Also on personal privilege, it is necessary. I don't think we should reieve any committee or direct any committee how to act from the floor. The whole structure of the legislature is based on the committee system. Now, if the majority of the members of that committee want a bill out, that is fine and good but otherwise I just can't see how we can direct a committee to exercise its authority or the Chair to exercise his authority. He tells us that he has asked people to sign it. It is available for signatures and if they don't come up to the committee room and sign it, it is certainly not the chairman's fault."

Senator Woodall: "I would like to speak on the same point. It is very odd in the closing hours of the session that we suddenly start this practice. I know of a few bills that are reposing in Senator Uhlman's committee, sleeping peacefully, quietly, at rest. I helped him. I voted with him to put some of them at rest and that is the theory of committees and as Senator Gissberg pointed out, there was a specific rule adopted this time, a method, a means and a way to prevent any committee chairman from being the autocrat, a simple procedural matter."

"Senator McCutcheon has done everything that is right and proper on this. If you start this practice of jerking bills out of different committees, there isn't a committee chairman on this floor who hasn't killed one or more bills or there is one or more bills dead in his committee by committee action. I know the Judiciary Committee killed about eight of Senator Metcalf's. We tried to rescue the judiciary of the state and Senator Uhlman. . . ."

POINT OF ORDER

Senator Metcalf: "Point of order. What is before the body?"

Senator Woodall: "A point of personal privilege is before the body."

Senator Metcalf: "Mr. President, is this a proper point of personal privilege as outlined to me when I was called on speaking on a point of personal privilege by Senator Gissberg? Is this a proper point?"

REPLY BY THE PRESIDENT

The President: "The Senator will please confine his remarks to a point of personal privilege."

PERSONAL PRIVILEGES

Senator Woodall: "I happened to be on Senator McCutcheon's committee. I have found no error in the way that he has presided. There is a method by which these measures can be taken from him. You exhaust the established methods and then if you can prove on the floor of the Senate that he has willfully violated the rules, that if eight people did sign and he still didn't turn a bill loose, then bring it out and charge it. But until you get the majority signatures as provided by the rules then let's not start the practice of jerking bills away from committees."

Senator Uhlman: "Mr. President and members of the Senate, I will speak very briefly, again on a point of personal privilege because I think that this is a very important matter that we are now discussing. I believe that when twenty-five people of a forty-nine member body want to consider a bill or are in favor of a bill, there should be no rule, traditional nor written, which would preclude that majority from considering a bill on the floor. I think that the conscience of the public is at stake. I don't believe that any single committee or any committee chairman, including me, has a right to keep the majority of the members of this body from considering a bill on the floor. A committee of fifteen, a committee of seventeen, or even a committee of twenty-one is still not a majority and that majority does not have a right to preclude a majority from considering on this floor."

"I was told a few moments ago by a member of this Senate that I was ruining the Senate by making this motion. I submit, gentlemen of the Senate, that the Senate will ruin itself because it will lose the confidence of the public unless it follows this democratic procedure that I have just suggested."

Senator McCutcheon: "Point of personal privilege. I think Senator Uhlman's tender solicitude for disorderly procedure has no place in this sordid body here nor this world. The

public expects us to do our best down here. That is not what is at issue. He based his arguments and this is personal privilege and I have in my hand all of the signatures and you can count them and there are only seven. I would have violated the rule had I turned that in. House Joint Resolution No. 24 came over from the House, about a month and a half ago we had a great big public hearing, tax audience and as Senator Woodall has said, we had a public hearing up above and an executive board meeting upon it.

"Now, where does the chairman stand? Am I supposed to keep this open forever and I am not supposed to allow a man to change his mind? Senator Metcalf gets very upset because I wouldn't give him a hunting license to go out and see how many . . . he is on the committee himself, he has a list in his hand but he wants to go and he says I didn't show him these signatures then. I do owe him nothing to show him any signatures. I said, 'I am against it and you are for it.' We are on equal terms.

"I am not going to say any more because this is closed and I hope that we can all go forward from here but there are not eight signatures. He implied that there were. That impugned my motives and I am happy to say that they have been sustained by the body this morning."

Senator Washington: "Mr. President and members of the Senate, again we have been in a matter of personal privilege and there is one thing that I would like to point out. We have gotten into a very important problem. Sometimes our rules are stultifying and we don't have the proper time to discuss things that are of some importance. We have a rule which allows us to do exactly what we did. Is it rule 24 or 46 that allows us to do this? If it were such a heinous crime to attempt to have the majority of the body have some control over its legislation, we should junk this rule. We shouldn't have a rule in our books that you are violating all the traditions of the Senate if you vote to uphold that rule or if you vote to invoke that rule and again too many times this is considered to be an insult to the chairman.

"In this case it doesn't make any difference whether it is a situation where a pocket veto is being utilized or whether it is just a situation where because of the make up of the committee, the committee doesn't want this particular bill put out on the floor. Again, there are a majority on the floor who apparently feel strongly about it and want to have the bill before them. It shouldn't be uniformly considered as a slap at the chairman, that this is an insult to the chairman, that you are somehow upholding the chairman when you vote 'no' on such a motion.

"I feel that it does not impugn the committee system. The committee system can continue to function. This rule is only invoked under conditions when a large number feel very strongly about a particular bill and I don't think we need to apologize for trying it. I don't think Senator McCutcheon needs to feel insulted because it was tried.

"For that reason, I just want to clear the air, perhaps I am not doing so but nevertheless this is a rule that we have on our books and I think we are unnaturally handcuffing ourselves as a legislative body when we hold to the old tradition that doesn't really function well and say that we just shouldn't vote on such a matter. Let's untie our hands and let the majority of the Senate freely attempt to control the majority's business."

MOTION

At 12:20 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of Mr. and Mrs. Oscar Wood, an employee of the state of Washington for fifty-three years and appointed a special committee consisting of Senators Ridder, Andersen, Day and Talley to escort Mr. and Mrs. Wood to a place of honor upon the rostrum.

Senator Ridder moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-62

By Senators Ridder, Washington and Faulk:

WHEREAS, Flowers should be smelled in season; and

WHEREAS, Loyalty and devotion to service is one of the most prized attributes of man; and

WHEREAS, Oscar Wood has served the state of Washington through one capacity or another for the past 53 years; and

WHEREAS, Said Oscar Wood began as a page in the old Capitol Building in 1915 as a lad 19 years old; and

WHEREAS, He worked for the Department of Highways of the state of Washington for 15 years; and

WHEREAS, He returned during the Rosellini administration to serve as general helper and finally Assistant Sergeant at Arms to Charlie Johnson; and

WHEREAS, He has returned in the past years to serve as custodian in the Public Lands Building; and

WHEREAS, In all of these jobs he has shown loyalty and devotion to our service as Senators, and has done with his wife, Helen, the past several sessions an outstanding job as custodian; and

WHEREAS, Oscar Wood has achieved the young age of 73 years this past Saturday, and he and his wife, Helen, on Sunday, celebrated 51 years of married life;

NOW, THEREFORE, BE IT RESOLVED, That we, the Senate of the state of Washington, offer as a body our thanks and congratulations for the sincere and earnest effort exhibited by Oscar Wood over these many years of service.

The motion carried and the resolution was adopted.

MOTION

At 2:10 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 2:20 p.m.

MOTION

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

REPORTS OF STANDING COMMITTEES

May 9, 1969.

HOUSE CONCURRENT RESOLUTION NO. 22, authorizing a study of governmental regulations relating to nursing homes and child care and child placing agencies (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass.

Signed by: Senators Day, Chairman; Connor, Cooney, Keefe, McDougall, Odegaard, Peterson (Lowell).

Passed to Committee on Rules and Joint Rules for second reading.

May 7, 1969.

HOUSE JOINT MEMORIAL NO. 8, seeking exchange of state owned land for federal forest lands for alpine recreation areas (reported by Committee on Natural Resources, Fisheries and Game):

MAJORITY recommendation: Do pass.

Signed by: Senators Peterson (Lowell), Chairman; Gissberg, Lewis (Brian), Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

On motion of Senator Peterson (Lowell), the rules were suspended, House Joint Memorial No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Peterson (Lowell), the rules were suspended, House Joint Memorial No. 8 was advanced to third reading, the second reading considered the third and the memorial was placed on final passage.

POINT OF INQUIRY

Senator Walgren: "Would Senator Peterson (Lowell) yield to a question? Senator, as contemplated by this memorial, does this contemplate the exchange perhaps of a national parklands for state lands?"

Senator Peterson (Lowell): "No, this is not the intent as I learned from the department at least. It is primarily areas that would be within national forest lands rather than within national park lands. I don't think it would be possible, as a matter of fact, to exchange national park lands. It would have to be just federally owned land under the jurisdiction of the national forest."

Senator Walgren: "So then it would be the intent of the Senate if we pass this that there will not be a request for the exchange of national park lands, is that correct?"

Senator Peterson (Lowell): "That is true."

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 8 and the memorial passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senator Uhlman—1.

Absent or not voting: Senators Connor, Dore, Faulk—3.

Excused: Senators Herr, Huntley, Newschwander—3.

HOUSE JOINT MEMORIAL NO. 8, having received the constitutional majority was declared passed.

MESSAGES FROM THE HOUSE

May 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 737, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 9, 1969.

Mr. President: The Speaker has signed:
SENATE BILL NO. 310,
SENATE BILL NO. 371,
SENATE BILL NO. 738,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 9, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on HOUSE BILL NO. 310 and has passed the bill as amended by the Free Conference Committee.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 9, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 480 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

May 9, 1969.

Mr. President: The House has granted the request of the Senate for a conference on ENGROSSED HOUSE BILL NO. 540 and the Senate amendments thereto and the Speaker has appointed as members of the conference committee thereon: Representatives Swayze, Rosellini and North.

SIDNEY R. SNYDER, Assistant Chief Clerk.

May 9, 1969.

Mr. President: The Speaker has signed:
HOUSE JOINT RESOLUTION NO. 42,
HOUSE CONCURRENT RESOLUTION NO. 33,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 9, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 34, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 9, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SENATE BILL NO. 42, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF CONFERENCE COMMITTEE

May 8, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred SENATE BILL NO. 42, supplying vital statistics on marriage license applications, have had the same under consideration, and we report that we are unable to agree and respectfully request the powers of Free Conference.

Signed by: Senators Uhlman, Walgren and Woodall; Representatives Harris, Francis and Clarke (George W.).

MOTION

On motion of Senator Uhlman, the report of the Conference Committee was adopted and the committee was granted the powers of Free Conference.

MESSAGE FROM THE HOUSE

May 9, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SUBSTITUTE SENATE BILL NO. 188 and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 8, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 188, providing veterans' benefits and preferences, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to veterans' benefits and preferences; amending section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 9, Laws of 1953 ex. sess., and RCW 41.04.010; amending section 5, chapter 139, Laws of 1921 as amended by section 1, chapter 46, Laws of 1947, and RCW 28.77.070; amending section 4, chapter 164, Laws of 1921 and RCW 28.80.060; amending section 1, chapter 6, Laws of 1959 as last amended by section 1, chapter —, Laws of 1969 (SSB 468) and RCW 41.20.050; amending section 11, chapter 91, Laws of 1947 and RCW 41.16.220; adding a new section to chapter 41.04 RCW; adding a new section to chapter 28.81 RCW; adding a new section to Title 28 RCW; repealing section 6, chapter 139, Laws of 1921 and RCW 28.77.080; amending section 28B.15.380, chapter —, Laws of 1969 (HB 58) and RCW 28B.15.380; adding a new section to chapter —, Laws of 1969 and to chapter 28B.40 RCW; repealing section 28B.15.390, chapter —, Laws of 1969 (HB 58) and RCW 28B.15.390; providing sections to effect the correlative and *pari materia* construction of parts of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW if such titles shall be enacted; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. There is added to chapter 41.04 RCW a new section to read as follows:

As used in all sections of this 1969 amendatory act "veteran" includes every person, who at the time he seeks the benefits of this 1969 amendatory act, has served in any branch of the armed forces of the United States during:

(1) Any period of war and such "period of war" shall include World War I, World War II, the Korean conflict, the Viet Nam era, and the period beginning on the date of any future declaration of war by the congress and ending on the date prescribed by presidential proclamation or concurrent resolution of the congress. The said "Viet Nam era" shall mean the period beginning August 5, 1964, and ending on such date as shall thereafter be determined by presidential proclamation or concurrent resolution of the congress; and in addition to this subsection, who, upon termination of said service has

(2) Received an honorable discharge; or

(3) Received a discharge for physical reasons with an honorable record; or

(4) Been released from active military service with evidence of service other than that for which an undesirable, bad conduct, or dishonorable discharge shall be given.

Sec. 2. Section 1, chapter 189, Laws of 1945 as last amended by section 1, chapter 9, Laws of 1953 ex. sess., and RCW 41.04.010 are each amended to read as follows:

In all competitive examinations, unless otherwise provided herein, to determine the qualifications of applicants for public offices, positions or employment, the state, and all of its political subdivisions and all municipal corporations, shall give a preference status to all veterans [, as herein defined, of all wars] *as defined in section 1 of this 1969 amendatory act* [in which the United States of America has been, now is or may hereafter be engaged], by adding to the passing mark, grade or rating only, based upon a possible rating of one hundred points as perfect [, ten percent to his final earned test rating] *a percentage in accordance with the following*: [PROVIDED, That he has received a minimum passing grade in such examination.

The term "veteran" as herein used, includes every person who has served, now is serving, or may hereafter serve in any branch of the armed forces of the United States during any such war, including the Korean conflict, and, upon termination of the service, has received an honorable discharge, or a physical discharge with an honorable record, or has been relieved of active services under honorable circumstances.

The provisions of this section shall not be applicable to promotional examinations to determine the qualifications of officers or employees for promotion from a lower grade position to a higher grade position: PROVIDED, That when such a veteran was employed in public service at the time of his entry into military service and returns to the same employment, he shall be entitled to the preference herein provided for on his first promotional examination]

(1) *Ten percent to a veteran who is not receiving any veterans retirement payments and said percentage shall be utilized in said veteran's first competitive examination only and not in any promotional examination;*

(2) *Five percent to a veteran who is receiving any veterans retirement payments and said percentage shall be utilized in said veteran's first competitive examination only and not in any promotional examination;*

(3) *Five percent to a veteran who, after having previously received employment with the state or any of its political subdivisions or municipal corporations, shall be called, or recalled, to active military service for a period of one year, or more, during any period of war, for his first promotional examination only, upon compliance with RCW 73.16.035 as it now exists or may hereafter be amended;*

(4) *There shall be no examination preferences other than those which have been specifically provided for above and all preferences above specified in (1), (2) and (3) must be claimed by a veteran within five years of the date of his release from active service.*

Sec. 3. Section 5, chapter 139, Laws of 1921, as amended by section 1, chapter 46, Laws of 1947 and RCW 28.77.070 are each amended to read as follows:

The board of regents may exempt the following classes of persons from the payment of the fees mentioned in subdivisions (a) and (b) of [section 1 of this act] RCW 28.77.030 except for the individual instruction fees mentioned in said subdivision (b): (1) All [honorably discharged service men or women who served in the armed forces of the United States during World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first day of January, 1947, and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended; and all honorably discharged service men who served in the military or naval services of any of the governments associated with the United States during the said World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first day of January, 1947 and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended, provided] *veterans as defined in section 1 of this 1969 amendatory act who are no longer entitled to federal vocational or educational benefits conferred by virtue of their military service: PROVIDED, They were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration in the university.] : AND PROVIDED FURTHER, That if any such service men have not been domiciled in this state for one year prior to registration said board may exempt them up to one-half of the fee payable by other non-domiciled students. (2) Members of the staff of the University of Washington. (3) Teachers in the public schools of the state who supervise the cadet teachers from the University of Washington.*

Sec. 4. Section 4, chapter 164, Laws of 1921 and RCW 28.80.060 are each amended to read as follows:

The board of regents may exempt the following classes of persons from the payment of *general tuition or incidental fees except for individual instruction fees*: (1) *All veterans as defined in section 1 of this 1969 amendatory act* [honorably discharged service men who served in the military or naval service of the United States during the late world war and all honorably discharged servicemen in the military or naval services of any of the governments associated with the United States during said war, provided they were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration at Washington State University.] : *PROVIDED, That such persons are no longer entitled to federal vocational or educational benefits conferred by virtue of their military service: AND PROVIDED FURTHER, That if any of such [service men] veterans have not resided in this state for one year prior to registration said board may exempt them up to one-half of the tuition payable by other nonresident students; (2) Members of the staff of*

Washington State University [; (3) In case of deserving students of this state and Alaska who, after a quarter in residence have shown a marked capacity for the work done by them in school, the board of regents, may, in lieu of collecting the fees provided for in RCW 28.80.030, extend credit to said students in the amount of said fees, taking therefor the promissory note of the students with interest at the rate of four percent per annum].

NEW SECTION. Sec. 5. There is added to chapter 28.81 RCW a new section to read as follows:

The board of trustees may exempt from the payment of general tuition or incidental fees except for individual instruction fees all veterans, as defined in section 1 of this 1969 amendatory act, who are no longer entitled to receive federal vocational or educational benefits conferred upon said veterans by virtue of their military service.

Sec. 6. Section 1, chapter 6, Laws of 1959 as last amended by section 1, chapter —, Laws of 1969 (SSB 468) and RCW 41.20.050 are each amended to read as follows:

Whenever a person has been duly appointed, and has served honorably for a period of twenty-five years, as a member, in any capacity, of the regularly constituted police department of a city subject to the provisions of this chapter, the board, after hearing, if one is requested in writing, may order and direct that such person be retired, and the board shall retire any member so entitled, upon his written request therefor. The member so retired hereafter shall be paid from the fund during his lifetime a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position held by the retired member for the year preceding the date of his retirement: PROVIDED, That, except as to a position higher than that of captain held for at least three calendar years prior to the date of retirement, no such pension shall exceed the amount equivalent to fifty percent of the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957: PROVIDED FURTHER, That a person hereafter retiring who has served as a member for more than twenty-five years, shall have his pension payable under this section increased by two percent of his salary per year for each full year of such additional service to a maximum of five additional years.

Any person who has served in a position higher than the rank of captain for a minimum of three years may elect to retire at such higher position and receive for his lifetime a pension equal to fifty percent of the amount of the salary at any time hereafter attached to the position held by such retired member for the year preceding his date of retirement: PROVIDED, That such person make the said election to retire at a higher position by September 1, 1969 and at the time of making the said election, pay into the relief and pension fund in addition to the contribution required by RCW 41.20.130; (1) an amount equal to six percent of that portion of all monthly salaries previously received upon which a sum equal to six percent has not been previously deducted and paid into the police relief and pension fund; (2) and such person agrees to continue paying into the police relief and pension fund until the date of retirement, in addition to the contributions required by RCW 41.20.130, an amount equal to six percent of that portion of monthly salary upon which a six percent contribution is not currently deducted pursuant to RCW 41.20.130.

Any person affected by this chapter who at the time of entering the armed services was a member of such police department and [has honorably served in the armed services of the United States in the time of war,] *is a veteran as defined in section 1 of this 1969 amendatory act*, shall have added to his period of employment as computed under this chapter, his period of war service in the armed forces, but such credited service shall not exceed five years and such period of service shall be automatically added to each member's service upon payment by him of his contribution for the period of his absence at the rate provided in RCW 41.20.130.

Sec. 7. Section 11, chapter 91, Laws of 1947 and RCW 41.16.220 are each amended to read as follows:

Any person who was a member of the fire department and within the provisions of chapter 50, Laws of 1909, as amended, at the time he entered, and who [served in the armed forces of the United States in time of war, and who has been discharged therefrom under conditions other than dishonorable,] *is a veteran, as defined in section 1 of this 1969 amendatory act*, shall have added and accredited to his period of employment as a fireman as computed under this chapter his period of war service in such armed forces upon payment by him of his contribution for the period of his absence, at the rate provided by chapter 50, Laws of 1909, as amended, for other members: PROVIDED, HOWEVER, Such accredited service shall not in any case exceed five years.

Sec. 8. Section 28B.15.380, chapter —, Laws of 1969 (HB 58) and RCW 28B.15.380 are each amended to read as follows:

In addition to any other exemptions as may be provided by law, the board of regents at the universities may exempt the following classes of persons from the payment of general tuition fees or incidental fees except for individual instruction fees: (1) All [honorably discharged service men or women who served in the armed forces of the United States during World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the first day of January, 1947, and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended, and all honorably discharged service men who served in the military or naval services of any of the governments associated with the United States during the said World War I and those who so served in World War II at any time after the sixth day of December, 1941, and prior to the

first day of January, 1947 and who are no longer entitled to vocational rehabilitation under Public Law 16, 78th Congress, 1st session, approved March 24, 1943, as amended, or to education and training under section 400 of Public Law 346, 78th Congress, 2nd session, approved June 22, 1944, as amended, provided they were citizens of the United States at the time of their enlistment and who are again citizens at the time of their registration in the university. If any such service men have not been resident in this state for one year prior to registration said board may exempt them up to one-half of the fee payable by other nonresident students] veterans as defined in section 1 of this 1969 amendatory act: *PROVIDED, That such persons are no longer entitled to federal vocational or educational benefits conferred by virtue of their military service: AND PROVIDED FURTHER, That if any such veterans have not resided in this state for one year prior to registration said board may exempt them up to one-half of the tuition payable by other nonresident students.* (2) Members of the staffs of the University of Washington and Washington State University. (3) Teachers in the public schools of the state who supervise the cadet teachers from the University of Washington.

NEW SECTION. Sec. 9. There is added to chapter —, Laws of 1969 (HB 58) and to chapter 28B.40 RCW a new section to read as follows:

The boards of trustees may exempt from the payment of general tuition or incidental fees except for individual instruction fees all veterans who served in the armed forces of the United States who have served the United States during any period of war as defined in section 1 of this 1969 amendatory act and who shall have served with evidence of conduct other than undesirable, bad conduct or dishonorable upon release from active service: *PROVIDED, That such person is no longer entitled to federal vocational or educational benefits conferred by virtue of his military service.*

NEW SECTION. Sec. 10. Any state university, state college or community college may honor credit cards issued by any bank within the state of Washington for tuition, fees, or any materials or supplies required for course study.

NEW SECTION. Sec. 11. Section 6, chapter 139, Laws of 1921 and RCW 28.77.080 are each repealed.

NEW SECTION. Sec. 12. Section 28B.15.390, chapter —, Laws of 1969 (HB 58) and RCW 28B.15.390 are each repealed on the date the 1969 education code (HB 58) becomes effective.

NEW SECTION. Sec. 13. The forty-first legislature has before it a bill proposing a complete revision of the education laws of this state (1969 HB 58). The provisions of sections 3, 4, 5, and 11 of the instant bill seek to change existing laws. The provisions of sections 8, 9 and 12 seek to change correlative provisions of the proposed 1969 education code if such code becomes law. It is the intent of the legislature that the provisions of sections 3, 4, and 5 shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of sections 3, 4, and 5 shall expire and the provisions of sections 8, 9, and 12 shall concomitantly become effective. It is the further intent of the legislature that sections 8, 9, and 12 of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then the amendatory provisions of sections 8, 9, and 12 of this bill shall be construed as amending the correlative sections of the 1969 education code, and the new or additional provisions of sections 8 and 9 shall be construed as being in pari materia with the 1969 education code.

NEW SECTION. Sec. 14. Sections 8, 9, and 12 of this act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on the date upon which the 1969 education code becomes effective.

NEW SECTION. Sec. 15. Section 10 of this 1969 amendatory act shall be added to Title 28 RCW unless or until the proposed education code of 1969 (HB 58) becomes effective, at which time it shall be added thereto.

Signed by Senators Wilson, Woodall and Stortini; Representatives Harris, Bluechel and Marzano.

On motion of Senator Wilson, the report of the Free Conference Committee on Substitute Senate Bill No. 188 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 188, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 5; excused, 3.

Voting yea: Senators Andersen, Bailey, Canfield, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Atwood, Connor, Dore, Lewis (Harry), Twigg—5.

Excused: Senators Herr, Huntley, Newschwander—3.

SUBSTITUTE SENATE BILL NO. 188, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE RESOLUTION: 1969-EX-64

By Senators Henry, Foley and Bailey:

WHEREAS, The U. S. Army Corps of Engineers has determined the Vancouver Lake Authorized Project to have a cost-benefit ratio in excess of two to one; and

WHEREAS, The flood protection of the Vancouver Lake area is essential to the economic and industrial growth and prosperity of the immediate area affected, to the Pacific Northwest in general, and to the full and comprehensive development of our land and water resources; and

WHEREAS, Flood protection of the Vancouver Lake area would assist in providing a comprehensive system of transportation where all forms of transportation are available to the shipping public for the movement of commodities both in domestic and foreign commerce;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the state of Washington respectfully request that the Congress of the United States provide adequate funds to ensure an early commencement of flood control and protection facilities for the Vancouver Lake, Washington area; and

BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted to the Honorable Richard M. Nixon, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives and each member of the Congress from the state of Washington.

On motion of Senator Henry, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-65

By Senators Foley, Atwood and Durkan:

WHEREAS, The Forty-first Legislature has enacted chapter 142, Laws of 1969 increasing the debt limits for school districts; and

WHEREAS, The basis upon which debt capacity for the various taxing districts has been changed by this 1969 act; and

WHEREAS, The present deliberations on tax reform may result in a further modification of the ability of taxing units to incur debt; and

WHEREAS, There are many RCW titles which contain specific debt limitation chapters; and

WHEREAS, The amendment of these statutes during recent years has produced varying debt limits for the individual taxing districts which appear to be out of relationship with each other and with the total amount of public indebtedness which may logically be expected to be borne by a single parcel of real property;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the Legislative Budget Committee review and study (a) the constitutional provisions and laws of this state authorizing taxing districts and municipal corporations to incur debt and issue bonds, and establishing limitations on amounts of indebtedness and bonds, (b) the levels of debt and bonds permitted in other states, and (c) the economic and other factors in this state that relate to the levels of debt and bonds that ought to prevail; and

BE IT FURTHER RESOLVED, That the Legislative Budget Committee report the results of such review and study, together with its recommendations and proposals for legislation, to the next regular session of the Legislature.

On motion of Senator Foley, the resolution was adopted.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 34, by Representatives Bledsoe, O'Brien and Charette:

Suspending SCR 22 to permit consideration of a rule of statutory construction.

On motion of Senator Uhlman, the rules were suspended, House Concurrent Resolution No. 34 was advanced to second reading and read the second time in full.

POINT OF INQUIRY

Senator Andersen: "Would Senator Uhlman yield to a question? Senator, not having it before me or in the bill books and having just read over it quickly and being a little intricate, I simply want to clarify this.

"This, except for our self-imposed time limit, a bill or a category of bills which is being considered in the House at the present time in order to clear up some mistakes where we have put in two or more amendments on bills and we are running into some statutory construction problems, is that the idea?"

Senator Uhlman: "Senator, let me read it to you, it is only a single sentence and it would probably be best in explanation. The bill provides as follows, 'That said resolution be suspended to permit the consideration of a bill to provide a rule of statutory construction in cases where the same code section has been amended by two or more acts without reference to each other.'"

On motion of Senator Uhlman, the rules were suspended, House Concurrent Resolution No. 34 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

SECOND READING

SENATE CONCURRENT RESOLUTION NO. 24, by Senators Greive, Bailey and Holman:

Establishing an interim committee on insurance.

MOTIONS

On motion of Senator Greive, Senate Concurrent Resolution No. 33 was substituted for Senate Concurrent Resolution No. 24.

On motion of Senator Ryder, Senator Atwood was excused.

SENATE CONCURRENT RESOLUTION NO. 33, by Senator Mardesich:

Creating an interim committee on regulatory agencies.

The resolution was read the second time in full.

On motion of Senator Mardesich, the following amendment by Senators Mardesich and Greive was adopted:

On page 1, line 18, after "Committee on" strike "Regulatory Agencies" and insert "Banking, Insurance and Transportation"

On motion of Senator Mardesich, the rules were suspended, Engrossed Senate Concurrent Resolution No. 33 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 33, and the resolution passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Andersen, Canfield, Connor, Cooney, Day, Donohue, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Bailey, Dore, Ridder, Ryder—4.

Excused: Senators Atwood, Herr, Huntley, Newschwander—4.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 33 having received the constitutional majority, was declared passed.

SENATE CONCURRENT RESOLUTION NO. 31, by Senators Day, Peterson (Ted), and Greive:

Authorizing and directing study of health costs and facilities.

MOTION

On motion of Senator Day, the rules were suspended and Senators Donohue and Stortini were added as sponsors to Senate Concurrent Resolution No. 31.

The Senate resumed consideration of Senate Concurrent Resolution No. 31.

On motion of Senator Day, the following amendment was adopted:

On page 2, line 13, after "next" and before "session" insert "regular"

On motion of Senator Lewis (Brian), the following amendments were adopted:

On page 1, line 8, after "in 1967," and before "and are continuing" delete "and are amounting to \$80.00 per day"

On page 1, line 13, after "found that" and before "the high cost" insert "in some cases"

On page 1, line 14, after "care" and before "caused" delete "was" and insert "might have been"

On page 1, line 19, delete "a competition-void" and insert "the"

MOTIONS

On motion of Senator Day, the rules were suspended, Engrossed Senate Concurrent Resolution No. 31 was advanced to third reading, the second reading considered the third.

On motion of Senator Day, Engrossed Senate Concurrent Resolution No. 31 was ordered to hold its place on the third reading calendar for Saturday, May 10, 1969.

President Pro Tempore Henry assumed the Chair.

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, by Committee on Natural Resources:

Authorizing a study of irrigation practices.

MOTION

On motion of Senator Mardesich, Substitute House Concurrent Resolution No. 15 was ordered to hold its place on the second reading calendar for Saturday, May 10, 1969.

SUBSTITUTE HOUSE BILL NO. 84, by Committee on Revenue and Taxation:

Exempting rural library districts from tax freeze law.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Substitute House Bill No. 84 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 84, and the bill passed the Senate by the following vote: Yeas, 36; nays, 2; absent or not voting, 6; excused, 5.

Voting yea: Senators Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Williams, Wilson—36.

Voting nay: Senators Twigg, Woodall—2.

Absent or not voting: Senators Andersen, Bailey, Connor, Lewis (Harry), Matson, Ryder—6.

Excused: Senators Atwood, Canfield, Herr, Huntley, Newschwander—5.

SUBSTITUTE HOUSE BILL NO. 84, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Holman, Senator Uhlman was excused.

SENATE BILL NO. 444, by Senators Newschwander, Faulk, Knoblauch and Wilson:

Apportioning twenty percent of mobile home excise tax, as revenue increase, to counties.

REPORT OF STANDING COMMITTEE

May 5, 1969.

SENATE BILL NO. 444, apportioning twenty percent of mobile home excise tax, as revenue increase, to counties (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, beginning on line 4, following the enacting clause, strike the remainder of the act and insert the following:

"Section 1. Section 82.50.160, chapter 15, Laws of 1961 and RCW 82.50.160 are each amended to read as follows:

The county auditor shall regularly, when remitting motor vehicle excise taxes, pay to the state treasurer the excise taxes collected under this chapter [, which shall be credited by the state treasurer to the motor vehicle excise fund]. *The treasurer shall then distribute such funds quarterly on the first day of the month of January, April, July and October of each year in the following amount: Twenty percent to cities and towns for the use thereof apportioned ratably among such cities and towns on the basis of population; twenty percent to counties for the use thereof to be apportioned ratably among such counties on the basis of moneys collected in such counties from the excise taxes imposed under this chapter; and sixty percent for schools to be distributed by the superintendent of public instruction and apportioned ratably among such school districts on the basis of moneys collected in such districts from the excise taxes imposed under this chapter. No portion of the funds distributed to school districts under this section shall be considered available revenues of the school district in computing state equalization support under RCW 28.41.130.*

NEW SECTION. Sec. 2. Section 60, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.260 are each hereby repealed.

NEW SECTION. Sec. 3. This 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1969."

In line 1 following the semicolon after "taxation" strike the remainder of the title and insert the following: "amending section 82.50.160, chapter 15, Laws of 1961 and RCW 82.50.160; repealing section 60, chapter 149, Laws of 1967 ex. sess. and RCW 82.50.260; declaring an emergency and making an effective date."

Signed by: Senators Durkan, Chairman; Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Faulk, Foley, Greive, Lewis (Harry), Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Ted), Pritchard, Ridder, Stortini, Uhlman, Walgren, Washington, Wilson, Woodall.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 444 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 444, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Bailey, McCutcheon, Talley—3.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

ENGROSSED SENATE BILL NO. 444, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 763, by Senators Durkan and Peterson (Ted):

Providing an escalator for Washington public employees' retirement system.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 763 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 763, and the bill passed the Senate by the following vote: Yeas, 41; nays, 2; absent or not voting, 1; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Wilson, Woodall—41.

Voting nay: Senators Ryder, Williams—2.

Absent or not voting: Senator Talley—1.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

SENATE BILL NO. 763, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 132, by Representatives Lynch, Smythe and King:
Relating to higher education.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, Engrossed House Bill No. 132 was advanced to third reading, the second reading considered the third.

MOTION

On motion of Senator Sandison, Engrossed House Bill No. 132 was ordered placed at the beginning of the third reading calendar for Saturday, May 10, 1969.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, by Representatives Lynch, Smythe, King, Kirk and Marsh (by Advisory Council on Public Higher Education request):

Authorizing a private higher education study.

The resolution was read the second time in full.

On motion of Senator Sandison, the rules were suspended, Engrossed House Concurrent Resolution No. 5 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Concurrent Resolution No. 5, and the resolution passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Day, Talley, Washington—3.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 5, having received the constitutional majority, was declared passed.

HOUSE JOINT MEMORIAL NO. 18, by Representatives Moon, Newhouse, Lynch and Brouillet:

Requesting federal government to continue supervision and support of vocational-agriculture organizations.

The memorial was read the second time in full.

On motion of Senator Woodall, the rules were suspended, House Joint Memorial No. 18 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 18, and the memorial passed the Senate by the following vote: Yeas, 40; absent or not voting, 4; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Day, Gissberg, Lewis (Harry), Talley—4.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

HOUSE JOINT MEMORIAL NO. 18, having received the constitutional majority, was declared passed.

SENATE BILL NO. 713, by Senator Uhlman:

Providing recreation for the handicapped.

MOTION

On motion of Senator Greive, Senate Bill No. 713 was ordered to be placed at the beginning of the second reading calendar for Saturday, May 10, 1969.

HOUSE JOINT MEMORIAL NO. 21, by Representatives Moon, Bluechel, Garrett and Leckenby:

Requesting reopening of Pacific Air routes decision.

REPORT OF STANDING COMMITTEE

April 20, 1969.

HOUSE JOINT MEMORIAL NO. 21, requesting reopening of Pacific Air routes decision (reported by Committee on Commerce and Regulatory Agencies):

MAJORITY recommendation: Do pass as amended.

On page 1, line 22 strike "undergrowing" and insert "undergoing"

Signed by: Senators Mardesich, Chairman; Cooney, Foley, Gissberg, Greive, Huntley, Keefe, McCormack, McCutcheon, Stortini, Twigg, Washington.

The memorial was read the second time in full.

On motion of Senator Mardesich, the committee amendment was adopted.

On motion of Senator Guess, the rules were suspended, House Joint Memorial No. 21 as amended by the Senate, was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 21, as amended by the Senate, and the memorial passed the Senate by the following vote: Yeas, 37; absent or not voting 7; excused, 5.

Voting yea: Senators Andersen, Canfield, Connor, Cooney, Day, Donohue, Dore,

Durkan, Faulk, Foley, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—37.

Absent or not voting: Senators Bailey, Elicker, Gissberg, Lewis (Harry), Matson, Stender, Talley—7.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

HOUSE JOINT MEMORIAL NO. 21, having received the constitutional majority, was declared passed.

SUBSTITUTE HOUSE BILL NO. 352, by Committee on Revenue and Taxation:
Pertaining to tax credit for certain manufacturers.

REPORT OF STANDING COMMITTEE

May 5, 1969.

SUBSTITUTE HOUSE BILL NO. 352, pertaining to tax credit for certain manufacturers (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendment:

On page 1 after "read as follows:" in line 7, strike the remainder of the bill and insert the following:

"In computing tax under this chapter there may be credited against the amount of the tax the following items:

As to persons engaging in activities defined in RCW 82.04.120 (the definition of the term "to manufacture"), an amount not to exceed the tax actually paid under chapter 82.08 RCW (Retail Sales Tax) or chapter 82.12 RCW (Use Tax) by such persons or their lessors or their contract vendors, on materials, labor and services in the construction [or major improvement of buildings, structures or other improvements to real property that are essential to or an integral part of a factory, mill or manufacturing plant when such factory, mill or manufacturing plant is used or to be used in the business of manufacture for sale or commercial or industrial use of any articles, substances or commodities: PROVIDED, That this credit shall be allowable only against tax payable by the manufacturer and measured by the value of products or gross proceeds of sales of articles, substances or commodities manufactured in this state: PROVIDED FURTHER, That this credit shall be allowable only against any tax payable which is attributable to manufacturing which involves the use of such construction or improvements: PROVIDED FURTHER, That notwithstanding the foregoing no tax credit claimed shall be deducted on any return until such claim has been approved by the department of revenue or until ninety days after such claim has been submitted to the department of revenue for approval: AND PROVIDED FURTHER, That this credit shall not be allowable for tax paid on purchases of material, labor or services on which the supplier thereof became entitled to compensation prior to July 1, 1964.

The term "major improvement" means and includes only construction or fixtures which constitute real property which adds substantially and directly to the size or productive capacity of the factory, mill or manufacturing plant] of new buildings or the enlarging of existing buildings directly used in such activities. Where a building is used partly for manufacturing and partly for other purposes the applicable tax credit shall be determined by apportionment of the costs of construction under such rules as the department of revenue shall provide. For purposes of this section the term "buildings" shall mean and include only those structures used to house or shelter manufacturing activities, including the usual lighting, heating, ventilating and sanitary plumbing facilities. The term shall include plant offices and warehouses or other storage facilities for the storage of raw materials or finished goods when such facilities are essential to and an integral part of a factory, mill or manufacturing plant, but shall not include manufacturing or industrial fixtures or equipment such as tanks, conveyor systems, cranes, industrial machinery and related facilities irrespective of whether or not such fixtures or equipment are affixed to the realty. The phrase "construction of buildings" refers only to new or enlarged buildings and not to the repair or renovation of existing buildings.

This credit shall be allowable only against tax payable by the manufacturer and measured by the value of products or gross proceeds of sales of articles, substances or commodities manufactured in this state, and shall be allowable only against any tax payable which is attributable to manufacturing occurring in the particular factory, mill or manufacturing plant in which such buildings are located.

No tax credit claimed shall be deducted on any return until such claim has been approved by the department of revenue or until ninety days after such claim has been submitted to the department of revenue for approval. This credit shall not be allowable for tax paid on purchases of material, labor or services on which the supplier thereof became entitled to compensation prior to July 1, 1964 or subsequent to January 1, 1971: PROVIDED, That the credit shall be allowable for the tax paid on such purchases pursuant

to any contract entered into prior to January 1, 1971 if such tax is paid on such contract purchases prior to July 1, 1972.

Any credits granted prior to July 1, 1969 pursuant to this section shall not be affected by this 1969 amendatory act.

NEW SECTION. Sec. 2. This 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect July 1, 1969."

On page 1, line 3 of the title, after "82.04.435" insert " and declaring an emergency"

Signed by: Senators Durkan, Chairman; Atwood, Canfield, Connor, Cooney, Donohue, Faulk, Foley, Lewis (Harry), McCormack, Metcalf, Peterson (Ted), Pritchard, Ridder, Sandison, Twigg, Washington, Williams, Wilson.

The bill was read the second time by sections.

Senator Durkan moved adoption of the following amendment by Senators Durkan and Henry to the committee amendment:

Amend the amendment by the Senate Committee on Ways and Means as follows:

On page 1, line 49 (being line 19 of the third paragraph) after the period after "affixed to the realty" and before "The phrase 'construction'" insert "Notwithstanding the foregoing, the term 'buildings' shall also include potlines and furnaces used directly in the manufacturing of metals."

Debate ensued.

The motion carried and the amendment to the committee amendment was adopted.

On motion of Senator Durkan, the committee amendment as amended was adopted.

On motion of Senator Durkan, the rules were suspended, Substitute House Bill No. 352, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 352, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 38; nays, 3; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Henry, Holman, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Walgren, Washington, Williams, Wilson, Woodall—38.

Voting nay: Senators Greive, Guess, Lewis (Brian)—3.

Absent or not voting: Senators Gissberg, Talley, Twigg—3.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

SUBSTITUTE HOUSE BILL NO. 352, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

ENGROSSED HOUSE BILL NO. 661, by Representatives Smythe, Leckenby and Bottiger:

Levying taxes by state and local governments.

REPORT OF STANDING COMMITTEE

May 8, 1969.

ENGROSSED HOUSE BILL NO. 661, levying taxes by state and local governments (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, section 1, line 19, before "hereafter" insert "(1)"

On page 1, section 1, after "township purposes." in line 27 insert a new paragraph to read as follows:

"(2) The county auditor of each county which contains one or more townships shall prior to January 1, 1970, fix a date for holding an election which may be either a special or general election at which election the voters of the county shall determine whether all township organizations within the county shall or shall not be disorganized. If a majority of votes cast upon the question favor disorganization of the township system of the county,

the ensuing disorganization shall be conducted pursuant to RCW 45.80.040, 45.80.050, 45.80.060, 45.80.070 and 45.80.080: PROVIDED, That nothing contained in subsection (1) of this section shall limit the authority of the county commissioners when authorized by the court from levying ad valorem taxes upon real property and using the proceeds therefrom in order to extinguish the obligations of townships disorganized pursuant to this subsection or pursuant to the provisions of chapter 45.80 RCW."

On page 3, line 24, before the period insert the following:

" : PROVIDED, The board of county commissioners of any county wherein township taxing power is abolished under the provisions of this act shall annually budget and levy under chapter 36.82 RCW such additional amounts as necessary to maintain street lighting facilities now provided by townships if no other sufficient financial provision has been made for that purpose at the conclusion of the final hearing on the county's annual road fund budget. Such amount shall be limited to the dollar amount budgeted by the townships in the year 1967 for such street lighting and shall be subject to the same limitations applicable to township levies prior to the effective date of this amendatory act. The county shall thereafter maintain such street lighting facilities either as a part of its road fund program or by contract, during the next ensuing year."

On page 4, following section 7, add a new section to read as follows:

"NEW SECTION. Sec. 8. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Connor, Donohue, Dore, Faulk, Gissberg, Greive, McCormack, Mardesich, Odegaard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Wilson.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 661, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 661, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 3; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Day, Gissberg, Talley—3.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

ENGROSSED HOUSE BILL NO. 661, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Ridder, Engrossed House Bill No. 661, as amended by the Senate, was ordered immediately transmitted to the House.

HOUSE BILL NO. 426, by Representatives Bottiger, Copeland, Goldsworthy and Hubbard:

Making distributors responsible for the collection of the excise fuel tax.

REPORT OF STANDING COMMITTEE

May 9, 1969.

HOUSE BILL NO. 426, making distributors responsible for the collection of the excise fuel tax (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass with the following amendments:

On page 3, line 21 strike all of section 5 and insert the following:

"Sec. 5. Section 6, chapter 10, Laws of 1967 ex. sess., as amended by section 4, chapter 139, Laws of 1969, and RCW 82.42.060 are each amended to read as follows:

The amount of aircraft fuel excise tax imposed under RCW 82.42.020 for each month shall be paid to the director on or before the twenty-fifth day of the month thereafter, and if not paid prior thereto, shall become delinquent at the close of business on that day, and a penalty of ten percent of such excise tax must be added thereto for delinquency. Any aircraft fuel tax, penalties, and interest payable under the provisions of this chapter shall bear interest at the rate of one percent per month, or fraction thereof, from the first day of the calendar month after the close of the monthly period for which the amount or any portion thereof should have been paid until the date of payment. The provisions of RCW 82.36.110 relating to a lien for taxes, interests or penalties due, shall be applicable to the collection of the aircraft fuel excise tax provided in RCW 82.42.020, and the provisions of RCW 82.36.120, 82.36.130 and 82.36.140 shall apply to any [dealer or person engaged in the retail sale] distributor of aircraft fuel with respect to the aircraft fuel excise tax imposed under RCW 82.42.020."

On page 1, line 7 of the title, after "1967 ex. sess." and before "and RCW 82.42.060;" insert "as amended by section 4, chapter 139, Laws of 1969"

Signed by: Senators Durkan, Chairman; Andersen, Atwood, Canfield, Cooney, Donohue, Faulk, Huntley, Lewis (Harry), McCormack, Mardesich, Marquardt, Newschwander, Odegaard, Ridder, Stortini, Twigg, Walgren, Woodall.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

On motion of Senator McCormack, the rules were suspended, House Bill No. 426, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Metcalf: "Would Senator McCormack yield to a question? Senator, section 7 on page 4 says the effective date of this act is July 1, 1969. Now, do we need an emergency clause to make it effective that date?"

Senator McCormack: "No, Mr. President, to my knowledge we do not."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 426, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 4; excused, 5.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Walgren, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Gissberg, Greive, McCutcheon, Washington—4.

Excused: Senators Atwood, Herr, Huntley, Newschwander, Uhlman—5.

HOUSE BILL NO. 426, as amended by the Senate, having received the constitutional majority was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

SENATE BILL NO. 616, by Senators Henry and Woodall:

Authorizing granting of franchises, licensing and conducting of greyhound racing meets in certain cities.

MOTION

On motion of Senator Woodall, Senate Bill No. 616 was ordered to hold its place on the second reading calendar for Saturday, May 10, 1969.

SENATE BILL NO. 693, by Senators Mardesich and Keefe:

Relating to revenue and taxation.

MOTION

On motion of Senator Woodall, Senate Bill No. 693 was ordered to hold its place on the second reading calendar for Saturday, May 10, 1969.

THIRD READING

SENATE JOINT RESOLUTION NO. 4, by Senators Gissberg, Woodall and Greive (by Legislative Council request):

Regulating the veto power of the governor.

MOTION

On motion of Senator Woodall, Senate Joint Resolution No. 4 was ordered to hold its place on the third reading calendar for Saturday, May 10, 1969.

SENATE JOINT RESOLUTION NO. 1, by Senators Durkan, Donohue, Talley, Dore and McCutcheon:

Changing assessed valuation requirement from fifty to twenty-five percent for purposes of property taxation.

MOTION

On motion of Senator McCormack, Senate Joint Resolution No. 1 was ordered to hold its place on the third reading calendar for Saturday, May 10, 1969.

MOTION

At 4:15 p.m., on motion of Senator Greive, the Senate adjourned until 10:00 a.m., Saturday, May 10, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-EIGHTH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Saturday, May 10, 1969.

The Senate was called to order at 10:00 a.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Elicker, Herr and Newschwander. On motion of Senator Andersen, Senator Elicker was excused. On motion of Senator Peterson (Lowell), Senator Herr was excused. On motion of Senator Huntley, Senator Newschwander was excused.

The Color Guard, consisting of Pages Shelley Peterson, Color Bearer, and Joe Zils, presented the Colors. The Reverend Charles Howard Perry, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty God, whose kingdom is everlasting and power infinite, have mercy upon this whole land of the United States of America and especially on this our state of Washington and so rule the hearts of Thy servants and the President of this country, the governor and members of the Senate and House of Representatives of this state and all others in lawful authority over us that they, knowing whose ministers they are, may above all things seek Thy honor and glory. Grant that all the people of this nation and state duly considering whose authority they bear, may faithfully and obediently honor them, accepting loyally the leadership they offer, according to Thy blessed word and ordinance. Through Jesus Christ our Lord, who with Thee and the Holy Spirit liveth and reigneth ever, One God, world without end. Amen."

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

REPORT OF STANDING COMMITTEE

GUBERNATORIAL APPOINTMENT

April 1, 1969.

DR. WALLACE LANE, to the position of Director of the Department of Health, appointed by the Governor on January 10, 1969, for the term ending at the Governor's pleasure, succeeding Dr. Bernard Bucove (reported by the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution) and recommends that said appointment be confirmed.

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, McDougall, Odegaard.

Passed to Committee on Rules and Joint Rules.

MESSAGE FROM THE HOUSE

May 9, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 326, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

Senator Walgren moved adoption of the following resolution:

SENATE RESOLUTION 1969-EX-66

By Senators Walgren, Uhlman and Elicker:

WHEREAS, Each county and city within the state of Washington is empowered to enact and promulgate ordinances, resolutions, rules, regulations, and codes relative to construction of buildings, utilities, and other supporting services and thereby control materials and methods used in design and construction of said facilities; and

WHEREAS, Various agencies of the state of Washington are empowered by statutory provisions to enact under regulatory powers, codes and regulations relative to construction of buildings, utilities, and other supporting services and thereby control materials and methods used in design and construction of said facilities; and

WHEREAS, The federal government has taken preliminary action to encourage the individual states to analyze and review the building codes and regulations now enforced by the state, its agencies, and political subdivisions toward the end of accomplishing uniformity in codes and regulations and the removal from such codes of the arbitrary provisions which increase the standards above that normally deemed necessary for the protection of the public and other provisions which tend to stifle open competition; and

WHEREAS, There are varying and conflicting codes and regulations now in effect in the political subdivisions and agencies in the state of Washington thus creating confusion and uncertainty in the application of building standards by those in the design professions and the building construction industry which results in unnecessary costs to the consuming public; and

WHEREAS, There is every indication of need to thoroughly investigate and study the entire scope of such building codes, regulations, and the interrelationships and conflicts as well as the licensing and registration of businesses performing such acts;

NOW, THEREFORE, BE IT RESOLVED, By the Senate that the municipal legislative interim committee study the entire field of building codes and regulations and their enforcement, and report the results of its investigations and studies along with recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, to the Governor, the legislative council, and the legislature as a whole on or before January 1, 1970; and

BE IT FURTHER RESOLVED, That the municipal committee shall appoint an advisory committee which shall consist of twelve members from the general public who are affiliated with the construction industry and the design professions relative thereto, to be nominated by the appropriate generally recognized trade association, professional society or building trades council as follows: Two members from the general building construction industry, two members from the residential construction industry, two members from the architectural profession, one member from the engineering profession, one member from the electrical construction industry, one member from the plumbing and mechanical construction industry, one member representing building code officials, and two members representing employees in the building trades; and

BE IT FURTHER RESOLVED, That the municipal committee and the advisory committee so appointed are authorized to counsel with such private or public agencies and the officials thereof as the committee shall so decide, and every public official, employee and agency of the state or political subdivisions thereof shall extend their fullest effort to carry out the purposes of this resolution.

POINT OF INQUIRY

Senator Lewis (Brian): "Would Senator Walgren yield to a question? Senator, there were several bills that were introduced this session, some by myself and some by Senator Durkan, calling for the change of a situation whereby public works projects that were being put up by the state that the state of Washington would have to get a building permit. Further, the state of Washington would have to put their buildings up in conformance with local building codes.

"I am very surprised to find, for example, that the state of Washington does not have to conform to local building codes. I found this out in the Bellevue Community College which was built not in conformity to the city of Bellevue building code. They did not have to take out any building permit so there was no checking to see that they were putting the building up in a proper manner.

"Would it be your impression that, for example, the Seattle-Tacoma airport is not built in conformance with any code because it is being built by the Port of Seattle in King county. They don't get a King county building permit. The King county court house people didn't get a building permit from the city of Seattle for building the court house remodeling. Would it be your impression that this study would be broad enough to investigate all those avenues so that we would find out where the state should also be conforming with local zoning ordinances and building codes?"

Senator Walgren: "That is the primary purpose."

The motion carried and the resolution was adopted.

SENATE RESOLUTION 1969-EX-68

By Senators Faulk, Ryder, Foley, Mardesich, Atwood, Andersen, Canfield, Dore and Durkan:

WHEREAS, A considerable amount of time and effort was expended during the forty-first legislative session to develop a general reference report detailing the fiscal impact of the several measures introduced and considered in both houses of the legislature regarding local units of government in Washington, such as counties, cities and towns, and school districts; and

WHEREAS, Much of the successful legislation affecting counties, cities and towns, and school districts initiated changes upon which the fiscal impact could only be determined by hindsight; and

WHEREAS, Much of the legislation passed and adopted precluded state-wide and unit-wide application because of permissibility, because of special effect upon certain classes or sizes, because of singular application, or because of established new procedures without a factual basis; and

WHEREAS, Many of the changes indicated in the measures enacted demand statistics and data available only from the local governing units involved; and

WHEREAS, Much of the local legislation being considered may in turn be affected by total additional or related changes being contemplated by the forty-first session; and

WHEREAS, Most of the enacted legislation having a significant fiscal impact is related to pension measures which cannot be adequately analyzed for projected fiscal impact; and

WHEREAS, The aforementioned limitations appeared to preclude the development of a general reference report that the legislature could utilize as a substantiating basis for either individual or total approach to bills affecting local units of government; and

WHEREAS, It is considered to be of vital moment that the legislature be provided with the best possible information so that each decision made in session may be charged not only with the best interests of the people of this state, but also with the best interests of the state and local governments as well;

NOW, THEREFORE, BE IT RESOLVED, That the Senate does hereby request the legislative budget committee, in cooperation with and utilizing the services of the various associations of local government, to undertake a pilot project in the coming biennium to develop a methodology whereby future legislatures could have available sufficient trustworthy information, particularly concerning fiscal impact, upon which to judge bills concerning local government, and to submit a report together with findings and recommendations to the next regular session of the legislature for its consideration.

On motion of Senator Faulk, the resolution was adopted.

SIGNED BY THE PRESIDENT

The President signed:
SENATE BILL NO. 326.

SENATE RESOLUTION 1969-EX-67

By Senators Lewis (Harry), Faulk, Durkan and Marquardt:

WHEREAS, The percentage of nondisabled referrals rehabilitated and employed as a result of vocational rehabilitation services provided by state agencies is reported to vary from a low of thirty percent to a high of forty percent; and

WHEREAS, In one county such results over a three-year period ending in November 1968 indicate a success rate varying from a low of one percent to a high of twenty percent, and in a six-year period likewise ending in November 1968, only thirty-five of a total of one hundred twenty-one referrals actually completed training; and

WHEREAS, The low percentage of successes in the training, rehabilitation and placement of handicapped persons has raised serious questions as to the justification for vocational rehabilitation provided by state agencies;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the Legislative Council be requested to conduct a study into the process of vocational rehabilitation of welfare recipients and others, with particular emphasis on the training and placement of the disabled. Such study shall specifically include an inquiry into the reasons for the low percentage of success in training and placement of referrals for vocational rehabilitation; and

BE IT FURTHER RESOLVED, By the Senate, that the Legislative Council report its findings and recommendations, if any, based thereon, to the forty-second session of the legislature, or to any special session of the legislature called prior thereto, if such study is concluded.

On motion of Senator Lewis (Harry) the resolution was adopted.

MOTION

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

MESSAGE FROM THE HOUSE

May 9, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE SENATE BILL NO. 724, with the following amendments:

On page 17, section 13, after line 15, insert a new paragraph:

"That part of former primary state highway No. 1 (Pacific Highway) from Midway south to Tacoma shall be reinstated as part of the state highway system."

On page 19, section 17, line 16, after "the sum of" strike "thirty-five" and insert "ten"

On page 20, section 17, line 9, after "project." insert "To the extent feasible, the results of previous studies shall be considered in preparing this feasibility study."

On page 22, section 22, line 3, after "Section" strike "47.37.160" and insert "46.37.160"

On page 33, line 4, after "Sec." insert "35"

On page 33, strike all of sections 36, 37, 38 and 39.

Renumber the remaining sections consecutively.

On page 34, strike all of section 41 and renumber the remaining sections consecutively and correct internal references accordingly

On page 36, section 42, beginning on line 12, after "retain a" insert "team of"

On page 36, section 42, line 13, strike "consultant" and insert "consultants"

On page 36, section 42, line 17, strike "consultant" and insert "consultants"

On page 39, section 42, insert three new subsections beginning on line 2, to read as follows:

"(24) Study including an evaluation of the acquisition policies and practices of the right-of-way division of the department of highways.

(25) A study of the feasibility of the exchange between states of audit information relating to the proper payment of fuel taxes and other motor vehicle taxes by interstate motor carriers for the purpose of reducing duplicate audits by the several states.

(26) A study of the department of motor vehicles new data processing program, including the pilot project and the financial effect on the counties."

On page 52, section 59, beginning on line 25, strike all of the material down to the colon on page 53, line 26 and insert:

"[Up to 4,000 lbs.	\$ 5.00	\$ 5.60
4,000 or more and less than 6,000 lbs.	\$ 10.00	\$ 11.25
6,000 or more and less than 8,000 lbs.	\$ 17.50	\$ 19.70
8,000 or more and less than 10,000 lbs.	\$ 22.50	\$ 25.30
10,000 or more and less than 12,000 lbs.	\$ 29.50	\$ 33.20
12,000 or more and less than 14,000 lbs.	\$ 36.50	\$ 41.10
14,000 or more and less than 16,000 lbs.	\$ 43.50	\$ 49.00
16,000 or more and less than 18,000 lbs.	\$ 73.00	\$ 82.10
18,000 or more and less than 20,000 lbs.	\$ 80.00	\$ 90.00
20,000 or more and less than 22,000 lbs.	\$ 88.00	\$ 99.00
22,000 or more and less than 24,000 lbs.	\$ 95.00	\$107.00
24,000 or more and less than 26,000 lbs.	\$102.00	\$114.75
26,000 or more and less than 28,000 lbs.	\$122.00	\$137.25
28,000 or more and less than 30,000 lbs.	\$140.00	\$157.50
30,000 or more and less than 32,000 lbs.	\$170.50	\$191.80
32,000 or more and less than 34,000 lbs.	\$181.50	\$204.20
34,000 or more and less than 36,000 lbs.	\$198.00	\$222.75
36,000 or more and less than 38,000 lbs.	\$218.50	\$245.80
38,000 or more and less than 40,000 lbs.	\$242.50	\$272.80
40,000 or more and less than 42,000 lbs.	\$252.00	\$283.50
42,000 or more and less than 44,000 lbs.	\$261.50	\$294.20
44,000 or more and less than 46,000 lbs.	\$280.50	\$315.55
46,000 or more and less than 48,000 lbs.	\$291.00	\$327.40
48,000 or more and less than 50,000 lbs.	\$312.50	\$351.55
50,000 or more and less than 52,000 lbs.	\$329.50	\$370.70
52,000 or more and less than 54,000 lbs.	\$353.50	\$397.70
54,000 or more and less than 56,000 lbs.	\$378.00	\$425.25
56,000 or more and less than 58,000 lbs.	\$397.00	\$446.65
58,000 or more and less than 60,000 lbs.	\$417.50	\$469.70
60,000 or more and less than 62,000 lbs.	\$445.00	\$500.65
62,000 or more and less than 64,000 lbs.	\$455.50	\$512.45
64,000 or more and less than 66,000 lbs.	\$505.50	\$568.70
66,000 or more and less than 68,000 lbs.	\$527.50	\$593.45
68,000 or more and less than 70,000 lbs.	\$574.00	\$645.75
70,000 or more and less than 72,000 lbs.	\$615.50	\$692.45]
Up to 4,000 lbs.	\$ 6.00	\$ 6.00
4,000 or more and less than 6,000 lbs.	\$ 11.00	\$ 12.25
6,000 or more and less than 8,000 lbs.	\$ 18.50	\$ 20.80
8,000 or more and less than 10,000 lbs.	\$ 23.50	\$ 26.40
10,000 or more and less than 12,000 lbs.	\$ 30.50	\$ 34.30
12,000 or more and less than 14,000 lbs.	\$ 37.50	\$ 42.20
14,000 or more and less than 16,000 lbs.	\$ 44.50	\$ 50.10
16,000 or more and less than 18,000 lbs.	\$ 74.00	\$ 83.25
18,000 or more and less than 20,000 lbs.	\$ 84.00	\$ 94.50
20,000 or more and less than 22,000 lbs.	\$ 92.00	\$103.50
22,000 or more and less than 24,000 lbs.	\$100.00	\$112.50

24,000 or more and less than 26,000 lbs.	\$107.00	\$120.40
26,000 or more and less than 28,000 lbs.	\$128.00	\$144.00
28,000 or more and less than 30,000 lbs.	\$147.00	\$165.40
30,000 or more and less than 32,000 lbs.	\$179.00	\$201.40
32,000 or more and less than 34,000 lbs.	\$191.00	\$214.90
34,000 or more and less than 36,000 lbs.	\$208.00	\$234.00
36,000 or more and less than 38,000 lbs.	\$229.00	\$257.60
38,000 or more and less than 40,000 lbs.	\$255.00	\$286.90
40,000 or more and less than 42,000 lbs.	\$265.00	\$298.10
42,000 or more and less than 44,000 lbs.	\$275.00	\$309.40
44,000 or more and less than 46,000 lbs.	\$295.00	\$331.90
46,000 or more and less than 48,000 lbs.	\$305.00	\$344.25
48,000 or more and less than 50,000 lbs.	\$328.00	\$369.00
50,000 or more and less than 52,000 lbs.	\$346.00	\$389.25
52,000 or more and less than 54,000 lbs.	\$371.00	\$417.40
54,000 or more and less than 56,000 lbs.	\$397.00	\$446.60
56,000 or more and less than 58,000 lbs.	\$417.00	\$469.10
58,000 or more and less than 60,000 lbs.	\$438.00	\$492.75
60,000 or more and less than 62,000 lbs.	\$467.00	\$525.40
62,000 or more and less than 64,000 lbs.	\$478.00	\$537.75
64,000 or more and less than 66,000 lbs.	\$531.00	\$597.40
66,000 or more and less than 68,000 lbs.	\$554.00	\$623.25
68,000 or more and less than 70,000 lbs.	\$603.00	\$675.75
70,000 or more and less than 72,000 lbs.	\$645.50	\$722.45"

On page 56, line 4 after "RCW." insert five new sections to read as follows:

"NEW SECTION. Sec. 62. There is added to chapter 13, Laws of 1961 and to chapter 47.16 RCW a new section to read as follows:

The joint committee on highways with the cooperation and assistance of the state highway commission is authorized and directed to conduct public hearings and such informal local community meetings as it deems advisable within the areas that may be affected by establishment of a highway described as follows: Beginning at a junction of state highway No. 18 with primary state highway No. 1, thence northerly east of Auburn, thence easterly to the vicinity of Auburn, thence generally northerly east of Renton, thence continuing via a corridor located easterly of Lake Sammamish to a connection with primary state highway No. 15 northeast of Bothell, it being the intent of the Legislature that said corridor highway, if established, shall be east of Lake Sammamish. Such hearings and meetings shall be conducted in a manner to inform the public about alternate proposals for the location of said highway and to obtain information from the public which might affect the scope of the study or the choice of alternatives to be considered and which might aid in identification of critical social, economic and environmental effects prior to corridor hearings to be held by the highway commission. The joint committee on highways and the state highway commission shall maintain full liaison with King county and all cities and towns affected by the location of this highway to insure that each alternate proposed location will be properly coordinated with the adopted transportation plans of such local governments.

The joint committee on highways in connection with the preparation and conduct of such hearings may retain a design team of experts from several disciplines concerned with aesthetic and social aspects in the location and design of the proposed highway. The joint committee on highways shall report its findings relative to the establishment and general location of said highway to the legislature at the time of its convening in 1971.

There is hereby appropriated from the motor vehicle fund to the joint committee on highways and the Washington state highway commission for the biennium ending June 30, 1971, the sum of two hundred thousand dollars, or so much thereof as may be necessary to carry out the provisions of this section.

Sec. 63. Section 12, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.075 are each amended to read as follows:

(1) No person shall place, maintain or display upon or in view of any highway any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of an official traffic-control device or any railroad sign or signal.

(2) No person shall place or maintain nor shall any public authority permit upon any highway any traffic sign or signal bearing thereon any commercial advertising; *except that the Washington state highway commission may authorize the erection of signs, displays and devices giving specific commercial information in the interest of the traveling public in areas at appropriate distances from the interchanges and within the rights-of-ways on the interstate highway system provided, that such commercial informational signs shall conform to national standards promulgated by the department of transportation pursuant to sections 131 and 315 of Title 23, United States Code.*

(3) This section shall not be deemed to prohibit the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official signs.

(4) Every such prohibited sign, signal or marking is hereby declared to be a public

nuisance and the authority having jurisdiction over the highway is hereby empowered to remove the same or cause it to be removed without notice.

NEW SECTION. Sec. 64. There is added to chapter 12, Laws of 1961 and chapter 46.04 RCW a new section to read as follows:

"Farmer" means any person, firm, partnership or corporation engaged in farming. If a person, firm, partnership or corporation is engaged in activities in addition to that of farming, the definition shall only apply to that portion of the activity that is defined as farming in section 65 of this 1969 act.

NEW SECTION. Sec. 65. There is added to chapter 12, Laws of 1961 and chapter 46.04 RCW a new section to read as follows:

"Farming" means the cultivation and tillage of the soil, dairying, the production, cultivation, growing, and harvesting of any agricultural or horticultural commodities (except forestry or forestry operations), the raising of livestock, bees, fur-bearing animals, or poultry, and any practices performed on a farm as an incident to or in conjunction with such farming operations.

Sec. 66. Section 46.44.092, chapter 12, Laws of 1961 as last amended by section 39, chapter 170, Laws of 1965 ex. sess. and RCW 46.44.092 are each amended to read as follows:

No special permit shall be issued for movement on any two lane state highway outside the limits of any city or town where the overall width of load exceeds fourteen feet, or on any multiple lane state highway where the overall width of load exceeds thirty-two feet; except that on multiple lane state highways where a physical barrier serving as a median divider separates the oncoming and opposing traffic lanes, no special permit shall be issued for width in excess of twenty feet: PROVIDED, That (1) these width limitations may be exceeded on state highways where the latest available traffic figures show that the highway or section of highway carries less than one hundred vehicles per day: PROVIDED FURTHER, That in the case of buildings, the limitations referred to in this section for movement on any two lane state highway other than the national system of interstate and defense highways may be exceeded under the following conditions: (a) Uninterrupted vehicular traffic shall be maintained in one direction at all times; (b) maximum distance of movement shall not exceed the five mile limit: PROVIDED, That when in the opinion of the highway commission a hardship would result, this limitation may be exceeded upon approval of the commission; (c) prior to issuing a permit a qualified highway department employee shall make a visual inspection of the building and route involved determining that the conditions listed herein shall be complied with and that structures or overhead obstructions may be cleared or moved in order to maintain a constant and uninterrupted movement; (d) special escort or other precautions may be imposed to assure movement is made under the safest possible conditions, and the Washington state patrol shall be advised when and where the movement is to be made; (2) permits may be issued for widths of vehicles in excess of the preceding limitations on highways or sections of highways which have been designed and constructed for width in excess of such limitations; (3) these limitations may be rescinded when certification is made by military officials or by officials of public or private power facilities, when in the opinion of the highway commission, the movement or action is a necessary emergency movement or action: PROVIDED, FURTHER, That the structures and highway surfaces on the routes involved are determined to be capable of sustaining widths in excess of such limitation; (4) these limitations shall not apply to farmers moving farm machinery between farms during daylight hours if the movement does not pass along and upon any primary or secondary state highway for a distance greater than [thirty-five] *one hundred* miles, if properly patrolled and flagged; (5) these limitations shall not apply to movement during daylight hours on any two lane state highway where the gross weight, including load, does not exceed *forty-five* thousand pounds and the overall width of load does not exceed sixteen feet: PROVIDED, That the minimum and maximum speed of such movements, prescribed routes of such movements, the times of such movements, limitation upon frequency of trips (which limitation shall be not less than one per week), and conditions to assure safety of traffic may be prescribed by the highway commission or local authority issuing such special permit.

The applicant for any special permit shall specifically describe the vehicle or vehicles and load to be operated or moved and the particular state highways for which permit to operate is requested and whether such permit is requested for a single trip or for continuous operation."

Renumber the remaining sections consecutively and correct internal references accordingly.

On page 56, insert a new section to read as follows:

"Sec. 67. Section 40, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.290 are each amended to read as follows:

The driver of a vehicle intending to turn at an intersection shall do so as follows:

(1) Right turns. Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

[(2) Left turns on two-way roadways. At any intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn shall be made in that portion of the right half of the roadway nearest the center line thereof and by passing to the right of such center line where it enters the intersection and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center line of the roadway being entered. Whenever practicable the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(3) Left turns on other than two-way roadways. At any intersection where traffic is restricted to one direction on one or more of the roadways, the driver of a vehicle intending to turn left at any such intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle and after entering the intersection the left turn shall be made so as to leave the intersection, as nearly as practicable, in the left-hand lane lawfully available to traffic moving in such direction upon the roadway being entered.]

(2) *Left turns. The driver of a vehicle intending to turn left at any intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle and after entering the intersection, the left turn shall be made so as to leave the intersection in a lane lawfully available to traffic moving in such direction upon the roadway being entered. Whenever practicable the left turn shall be made in that portion of the intersection to the left of the center of the intersection.*

(3) *Two-way left turn lanes.*

(a) *The department of highways and local authorities in their respective jurisdictions may designate a two-way left turn lane on a roadway. A two-way left turn lane is near the center of the roadway set aside for use by vehicles making left turns in both directions from or into the roadway.*

(b) *Two-way left turn lanes shall be designated by distinctive uniform roadway markings. The department of highways shall determine and prescribe standards and specifications governing type, length, width, and positioning of the distinctive permanent markings. The standards and specifications developed shall be filed with the code reviser in accordance with the procedures set forth in the Administrative Procedure Act, chapter 34.04 RCW. On and after July 1, 1971, permanent markings designating a two-way left turn lane shall conform to such standards and specifications.*

(c) *Upon a roadway where a center lane has been provided by distinctive pavement markings for the use of vehicles turning left from both directions, no vehicles shall turn left from any other lane. A vehicle shall not be driven in this center lane for the purpose of overtaking or passing another vehicle proceeding in the same direction. A signal, either electric or manual, for indicating a left-turn movement, shall be made at least one hundred feet before the actual left turn movement is made. Any maneuver other than a left turn from this center lane will be deemed a violation of this section.*

(4) *The state highway commission and local authorities in their respective jurisdictions may cause [markers, buttons or signs] official traffic-control devices to be placed within or adjacent to intersections and thereby require and direct that a different course from that specified in this section be traveled by vehicles turning at an intersection, and when [markers, buttons or signs] such devices are so placed no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by such [markers, buttons or signs] devices."*

Renumber the remaining sections consecutively and correct internal references accordingly.

On page 2, line 13 of the title, after ".055;" strike "amending section 46.16.060, chapter 12, Laws of 1961 as last amended by section 5, chapter 99, Laws of 1969 and RCW 46.16.060;"

On page 3, line 8 of the title after "RCW 46.16.070;" and before "making" insert "amending section 12, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.075; adding new sections to chapter 12, Laws of 1961 and chapter 46.04 RCW; amending section 46.44.092, chapter 12, Laws of 1961 as last amended by section 39, chapter 170, Laws of 1965 ex. sess. and RCW 46.44.092; amending section 40, chapter 155, Laws of 1965 ex. sess. and RCW 46.61.290;"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

It was moved by Senator Gissberg that the Senate do concur in the House amendment adding section 63 to Engrossed Substitute Senate Bill No. 724.

Debate ensued.

It was moved by Senator Washington that the Senate refuse to concur in the House amendment adding section 63 to Engrossed Substitute Senate Bill No. 724.

The President stated the question before the Senate is the positive motion by Senator Gissberg that the Senate do concur in the House amendment adding section 63 to Engrossed Substitute Senate Bill No. 724.

POINTS OF INQUIRY

Senator Peterson (Ted): "Would Senator Gissberg yield to a question? Senator Gissberg, you said it would do away with signs that had everything from soup to nuts in it but then you mentioned rest areas. Coming into Seattle from the south after you are, say, north of the Rainier Brewery, where would a sign like this be? If you had more than one gas station, how could you indicate all the various gas stations around a large city without just having a huge sign and what is the size of this overall large sign that you are talking about that has the small signs inset in it. Could you explain that a little more in detail?"

Senator Gissberg: "I wish I could. I don't know the exact size and the dimensions of the sign. It would be typical of the type of sign that you now see along the right-of-way that says 'Columbia Street Exit ½ Mile'. It would be that kind of a sign which would have within it then a small block showing Richfield, Standard or Travelodge or whatever. This will be discussed with the highway commission and obviously in the situation you put, they would not sign every interchange. It would not be realistic in that particular situation that you mentioned.

"North of the Rainier Brewery, in my opinion at least, for the highway commission to authorize signs at each of those interchanges because there would be readily apparent to the traveling public when they come to a large metropolis of that type at least, that all these services are available to them and it wouldn't require the sign.

"In other words, the traveling public wouldn't require that type of information when they come to a large city."

Senator Peterson (Ted): "That is what I mean. You wouldn't have a large sign indicating all the various types of gasoline and things like that. That wouldn't be necessary, would it?"

Senator Guess: "I might answer the question for Senator Peterson. The standards would be as they have arrived at in Title 23 which is the highway law and pursuant to sections 131 and 315. They have the standards of signing in that.

"As you approach a large town you have the metropolitan area announced and then fifteen hundred feet prior to that you have a gas sign and that sign will have six panels in it. These panels will be four foot six wide and two foot high and the letters will be six inches so that you get your message in six inch letters. It would be along the highway fifteen hundred feet prior to the announcing of the town's name.

"Then there will be another sign eight hundred feet up the highway that will say 'Food', and one hundred feet up from that there will be a series of three signs and the signs will be eight feet high, two sheets of plywood and twelve feet wide. Each one of them will contain the six names. I am sure they will be done in a pleasing manner. It won't be something that will be distasteful because I think the thing that has happened is that the garish colors that have been used have been objectionable. So I think that this is a sensible solution to the big signs that we have banned from the highway by the 1961 Act so I would support Senator Gissberg's motion."

Senator Uhlman: "Would Senator Gissberg yield to a question? Senator, as it has been explained to me and apparently as the testimony resulted when this matter was heard, the state would or could through this enabling legislation provide specific trademark advertising on the highways, is that correct?"

Senator Gissberg: "Senator Uhlman, I was not a member of any committee that considered this so I couldn't specifically say. I assume that within these blocks would be the type of the brand name of the gasoline or trademark name."

Senator Guess: "Section 131 of the title code says to show the name and/or brand or trademark of the motorist services available at the crossroads or nearest the interchange. Nationally recognized or locally known commercial symbols or trademarks for service stations, restaurants, and motels shall be used when applicable. The brand or trademark identification symbol used on the business sign shall be reproduced with the colors in the general shape consistent with customary usage. Any messages, trademarks or brand symbols which interfere with, imitate, or resemble any official warning or regulatory traffic sign will not be permitted."

Senator Uhlman: "Would Senator Guess further yield? Senator, I gather you are reading from sections 131 to 315 of Title 23 in the code, is that correct? Senator, how many other states have a similar provision where the state provides this kind of brand name advertising for commercial interests in the state?"

Senator Guess: "I believe that the testimony was that twelve states have already adopted this."

Senator Uhlman: "And they do provide at state expense the brand name advertising on the state freeways?"

Senator Guess: "Well, Senator, I haven't seen them personally so I couldn't tell you but this has been promulgated under that department of transportation regulation, Title 23."

Further debate ensued.

POINT OF INFORMATION

Senator Guess: "Point of information. The Senator is speaking from supposition and not with knowledge of the title of which we are speaking. We are speaking on Title 23 of the U.S. Code which has very specific definitions as to the number of signs and the number of logos it can put at each intersection."

POINT OF ORDER

Senator Pritchard: "Point of order. Mr. President, it seems to me that we have been talking from supposition for over one hundred days and I don't see why we should object to Senator Lewis (Brian) if he wants to have a few suppositions."

Senators Holman, Washington and Ridder demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Uhlman, Donohue, Stortini, Cooney, Ridder, Pritchard, Metcalf, Holman, Faulk and Lewis (Brian).

ROLL CALL

The Secretary called the roll and the motion by Senator Gissberg to concur in the House amendment adding section 63 to Engrossed Substitute Senate Bill No. 724 failed by the following vote: Yeas, 19; nays, 28; excused, 2.

Voting yea: Senators Atwood, Canfield, Cooney, Day, Gissberg, Greive, Guess, Henry, Keefe, Lewis (Harry), McCutcheon, McDougall, Matson, Peterson (Lowell), Ryder, Stender, Talley, Twigg, Woodall—19.

Voting nay: Senators Andersen, Bailey, Connor, Donohue, Dore, Durkan, Faulk, Foley, Holman, Huntley, Knoblauch, Lewis (Brian), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Sandison, Stortini, Uhlman, Walgren, Washington, Williams, Wilson—28.

Excused: Senators Elicker, Herr—2.

MOTION

On motion of Senator Washington, the Senate concurred in all House Amendments except the amendment adding section 63 to Engrossed Substitute Senate Bill No. 724 and asks the House to recede therefrom.

SECOND READING

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, by Committee on Natural Resources:

Authorizing a study of irrigation practices.

There being no objections, Substitute House Concurrent Resolution No. 15 was ordered placed at the end of today's second reading calendar.

SENATE BILL NO. 713, by Senator Uhlman:
Providing recreation for the handicapped.

REPORTS OF STANDING COMMITTEES

April 17, 1969.

SENATE BILL NO. 713, providing recreation for the handicapped (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass as amended by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Signed by: Senators Durkan, Chairman; Andersen, Bailey, Connor, Cooney, Dore, Faulk, Foley, Gissberg, Greive, McCormack, Mardesich, Marquardt, Odegaard, Peterson (Ted), Ridder, Sandison, Stortini, Twigg, Uhlman, Walgren, Washington.

March 5, 1969.

SENATE BILL NO. 713, providing recreation for the handicapped (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommendation: Do pass with the following amendments:

On page 1, after section 1, add new sections to read as follows:

"NEW SECTION. Sec. 2. There is hereby created the governor's advisory committee on recreation for the handicapped. The members of the advisory committee shall be appointed by the governor.

Members to be appointed to the committee shall include, but not be limited to, representatives who are professionally involved in recreation programs and/or private citizens who are interested in expanding recreation opportunities for the handicapped. There shall be one committee member chosen from each county in the state of Washington. Each committee member shall also be the chairman of the county recreation committee, described in section 3 (5) of this act. The committee members shall serve for two years, or

until their successors are appointed and qualified. They shall not be compensated for the performance of their duties as members of the governor's committee on recreation for the handicapped, but may be paid their necessary traveling expenses as provided in RCW 43.03.050 and 43.03.060.

NEW SECTION. Sec. 3. The duties of the governor's committee on recreation for the handicapped shall include, but not be limited to, the following:

(1) Make a survey in each county of the present programs and facilities for recreation for the handicapped, including institutions, special education divisions of the public schools, local and county park departments, youth agencies, volunteer organizations, and nonprofit organizations;

(2) Make a survey in each county of the unmet recreational needs of the handicapped, defining "recreation" as: voluntary, wholesome use of leisure time, in which an individual may participate for his enjoyment, and which emphasizes growth and rehabilitation.

(3) Develop a standard report form in order to compile information acquired in the surveys into a coherent and useful report;

(4) At the end of one year from the formation of the committee, publish the results of the surveys for the information of the governor, county mental health-mental retardation boards, and all other interested agencies, groups and individuals;

(5) In the process of gathering information for the survey, establish volunteer recreation committees as subcommittees of county mental health-mental retardation boards, in each county, to supply information to the governor's committee on recreation for the handicapped, to encourage expansion of recreational opportunities for the handicapped, to disseminate information, to act as a resource group for advice and counseling to any group providing recreation services for the handicapped, to sponsor workshops for training recreation personnel; such volunteer recreation committees shall consist of persons professionally involved in recreation and citizens who are interested in expanding recreation opportunities for the handicapped; moneys authorized under this act by the legislature shall not be used for any expenses incurred by such members of county volunteer committees in the performance of their duties under this act; the chairman of each such county volunteer committee shall be the person appointed by the governor to the governor's committee on recreation for the handicapped from that county;

(6) Work closely with professional and related organizations such as the American association of health, physical education and recreation, and the national parks and recreation association, and designate a representative or representatives to attend selected workshops and conventions sponsored by such professional organizations;

(7) Work in cooperation with all state of Washington agencies, departments, and divisions including, but not limited to parks and recreation, public instruction, institutions, and public health;

(8) Develop a comprehensive plan, based upon the results of the above-mentioned surveys to expand recreational services for the handicapped including, but not limited to, suggestions for priorities in each county, resources each county may rely upon for guidance in organizing programs, financing programs and facilities, training personnel, evaluating program quality, acquiring community support, transportation for the handicapped, and publicity to the handicapped;

(9) Cooperate with all colleges and universities in the state of Washington to encourage training of personnel in the field of recreation for the handicapped;

(10) Make suggestions to the governor concerning legislation and state funding desirable for the implementation of recreation programs for the handicapped;

(11) Disseminate information, at regular intervals, to all appropriate state agencies, interested organizations and individuals, about comprehensive recreation plans, progress in implementing such plans, and new services for the handicapped; and

(12) Expend funds provided by the legislature in accordance with the state budget and accounting act.

NEW SECTION. Sec. 4. The governor shall appoint a full time paid coordinator to implement the plans and policies of the governor's committee on recreation for the handicapped. The duties of such coordinator shall include, but not be limited to, aiding in the collection of survey information, having survey results printed and distributed; working with all appropriate state departments and agencies, educational facilities, committees and other professional and volunteer organizations, in order to implement the plans of the governor's advisory committee; keeping a financial record of all expenses incurred under this act, and reporting said expenses to the state treasurer, and any other related duties as the governor's committee may deem appropriate in order to carry out the purposes of this act. The coordinator may be paid a salary of not to exceed ten thousand dollars as determined by the governor's advisory committee on salaries.

NEW SECTION. Sec. 5. There is hereby appropriated for the biennium expiring June 30, 1971 the sum of seventy-five thousand dollars, or so much thereof as may be necessary to carry out the provisions of this act."

In line 1 of the title after "the handicapped" and before the period insert "; and making an appropriation"

Signed by: Senators Day, Chairman; Connor, Cooney, Elicker, Holman, Keefe, McDougall, Newschwander, Odegaard, Peterson, (Lowell).

The bill was read the second time by sections.

On motion of Senator Uhlman, the committee amendments were adopted.

On motion of Senator Uhlman, the rules were suspended, Engrossed Senate Bill No. 713 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ridder: "Would Senator Uhlman yield to a question? Senator, in new section 5, there is an appropriation of \$75,000. Has this gone through the Committee on Ways and Means?"

Senator Uhlman: "Senator, I don't know whether it has or not."

Senator Dore: "Senator Ridder, yes, we had an extensive hearing on this and we had five or six people testify for it and it was approved by the Appropriations Committee and the Committee on Ways and Means."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 713, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 3; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Donohue, Peterson (Ted), Washington—3.

Excused: Senators Elicker, Herr, Newschwander—3.

ENGROSSED SENATE BILL NO. 713, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

Senators Henry, Dore and Woodall demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Elicker, Herr and Newschwander who had previously been excused.

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

SENATE BILL NO. 616, by Senators Henry and Woodall:

Authorizing granting of franchises, licensing and conducting of greyhound racing meets in certain cities.

On motion of Senator Henry, Substitute Senate Bill No. 616 was substituted for Senate Bill No. 616 and the substitute bill was placed on second reading and read the second time by sections.

Senator Henry moved adoption of the following amendment by Senators Keefe and Woodall:

On page 1, section 2, line 11, after "over" strike "one hundred eighty" and insert "one hundred fifty"

Debate ensued.

POINT OF INQUIRY

Senator Bailey: "Would Senator Henry yield to a question? Senator, why is this confined to the big cities when there is very little cost to small towns in the recreation areas such as Long Beach and Ocean Shores and these areas could really do a good job in the summer time?"

Senator Henry: "Well, Senator Bailey, if you wish to propose such an amendment I

would be happy to support it but as my friend Senator Woodall said the other night, 'consistency is a jewel', and I can't claim to be a jewel but I have been trying to pass this bill for twenty-eight years and I would say to you that you have to walk before you can run and this seems to be the only form that I was able to get concurrence in."

Senator Bailey: "Senator Henry, have you ever passed it yet in either House?"

Senator Henry: "I have also been consistent in that, Senator."

The motion carried and the amendment was adopted.

Senator Keefe moved adoption of the following amendment by Senators Canfield and Keefe:

On page 1, section 2, line 13 after the semicolon, strike the remainder of the section.

Debate ensued.

The motion lost and the amendment was not adopted.

Senator Canfield moved adoption of the following amendment:

On page 1, section 3, line 27, after "annually" and before the period insert "": insert "two-thirds or more"

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Canfield yield to a question? Senator, would you settle for sixty percent like you did in the tax bill the other night instead of two-thirds?"

Senator Canfield: "Well, Senator, I have never been approached with any deals before and I would like to be consistent now."

The motion carried and the amendment was adopted.

Senator Keefe moved adoption of the following amendment:

On page 1, section 3, line 27, after "annually" and before the period insert : PROVIDED FURTHER, That at all licensed greyhound tracks in this state only live rabbits shall be used"

Debate ensued.

The motion lost and the amendment was not adopted.

Senator Pritchard moved adoption of the following amendment:

On page 1, section 2, line 13, after "mets" insert "": PROVIDED, That before any franchise is granted pursuant to this act, the voters within the jurisdiction of the city proposing to grant a franchise shall have approved greyhound racing within the city by majority vote at the next general election at which the issue may be put on the ballot or a special election called for that purpose."

Debate ensued.

The motion lost and the amendment was not adopted.

Senator Canfield moved adoption of the following amendment by Senators Canfield and Keefe:

On page 2, section 5, line 12, after "benefit" and before "percent" strike "ten" and substitute "five"

Debate ensued.

POINT OF INQUIRY

Senator Woodall: "Would Senator Canfield yield to a question? Senator, is this making it different than the horse race tracks?"

Senator Canfield: "I think that dogs are different from horses. In my experience the races are different and a lot of things are different and I understand that the overhead in this case is a lot less for dogs and therefore it would be appropriate to give a little more money to the licensing party. I don't think it would hurt the dog people because their costs of all kinds are substantially less."

Senator Woodall: "I have never made a survey of either the dog costs or the other, Senator. That is why I was asking."

The motion lost and the amendment was not adopted.

Senator Canfield moved adoption of the following amendment by Senators Canfield and Keefe:

On page 2, section 5, line 14, after "city" and before "percent" strike "five" and insert "ten"

There being no objection, the amendment was withdrawn.

On motion of Senator Henry, the following amendment by Senators Canfield and Keefe was laid upon the table:

On page 2, section 7, line 24, after "in" strike "lieu of" and insert "addition to"
The following amendment by Senators Canfield and Keefe was adopted:

On page 3, line 3, strike all of section 11.

On motion of Senator Henry, the following amendment to the title was adopted:

On page 1, line 6 of the title, after "herewith" strike "; and declaring an emergency"

Senator Henry moved that the rules be suspended, Engrossed Substitute Senate Bill No. 616 be advanced to third reading, the second reading considered the third.

POINT OF ORDER

Senator Pritchard: "Point of order. Is he moving the bill up to third reading?"

REPLY BY THE PRESIDENT

The President: "Yes, Senator."

Senator Pritchard: "Does this take a two-thirds majority? What is the ruling, Mr. President? Mr. President, may I read Rule 61?"

REPLY BY THE PRESIDENT

The President: "Yes, Senator Pritchard."

Senator Pritchard: "It says, 'Every bill shall be read on three separate days unless the Senate deems it expedient to suspend the rules: PROVIDED, HOWEVER, That after the forty-ninth day of every regular session which rule may be suspended by a majority vote.' This is not a regular session so this would take a two-thirds vote, Mr. President."

Senator Woodall: "Mr. President, I would remind the good Senator that the special session adopted those as the rules of the special session."

Senator Pritchard: "The rule says 'regular session'. This is not a regular session. It takes two-thirds to advance it."

MOTIONS

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

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p.m.

Senators Greive, Gissberg and Mardesich demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senator Elicker who had previously been excused.

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

RULING BY THE PRESIDENT

The President: "In ruling upon the point of order as presented by Senator Pritchard, the President finds that Rule 61 permitting the advancement of a bill by a simple majority after the forty-ninth day of the session applies only to regular session. Inasmuch as this is the extraordinary session, the question of Rule 61 does not apply. Therefore, it would take a suspension of the rules to advance the bill. The point of order as presented by Senator Pritchard is well taken."

Senator Henry demanded a roll call on the motion to advance Engrossed Substitute Senate Bill No. 616 to third reading and the demand was sustained by Senators Pritchard, Stender, Keefe, Donohue, Metcalf, Connor, Durkan, Day, Ridder and Cooney.

ROLL CALL

The Secretary called the roll and the motion by Senator Henry carried and Engrossed Substitute Senate Bill No. 616 was advanced to third reading by the following vote: Yeas, 26; nays, 22; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Connor, Cooney, Day, Foley, Gissberg, Henry, Holman, Huntley, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ryder, Talley, Twigg, Walgren, Woodall—26.

Voting nay: Senators Canfield, Donohue, Dore, Durkan, Faulk, Greive, Guess, Herr, Keefe, Knoblauch, McCutcheon, Matson, Metcalf, Pritchard, Ridder, Sandison, Stender, Stortini, Uhlman, Washington, Williams, Wilson—22.

Excused: Senator Elicker—1.

MOTIONS

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

At 2:15 p.m., on motion of Senator Greive, the Senate was declared to be at ease, subject to the Call of the Chair.

The President called the Senate to order at 4:35 p.m.

MOTIONS

On motion of Senator Greive, Senator Washington was excused.

On motion of Senator Gissberg, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 10, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED SUBSTITUTE SENATE BILL NO. 169 and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 9, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED SUBSTITUTE SENATE BILL NO. 169, prescribing procedures and requirements for platting subdivisions, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to platting, subdivision and dedication of land; amending section 2, chapter 129, Laws of 1893, as last amended by section 1, chapter 66, Laws of 1963, and RCW 58.08.040; repealing section 1, chapter 186, Laws of 1937 and RCW 58.16.010; repealing section 2, chapter 186, Laws of 1937, as amended by section 1, chapter 195, Laws of 1951, and RCW 58.16.020; repealing section 3, chapter 186, Laws of 1937 and RCW 58.16.030; repealing section 4, chapter 186, Laws of 1937, as amended by section 1, chapter 203, Laws of 1951, and RCW 58.16.040; repealing section 6, chapter 186, Laws of 1937, as amended by section 1, chapter 245, Laws of 1963, and RCW 58.16.050; repealing section 7, chapter 186, Laws of 1937, as last amended by section 1, chapter 299, Laws of 1955, and RCW 58.16.060; repealing section 8, chapter 186, Laws of 1937 and RCW 58.16.070; repealing section 9, chapter 186, Laws of 1937 and RCW 58.16.080; repealing section 10, chapter 186, Laws of 1937, as amended by section 3, chapter 195, Laws of 1951, and RCW 58.16.090; repealing section 11, chapter 186, Laws of 1937, as amended by section 1, chapter 224, Laws of 1951, and RCW 58.16.100; repealing section 5, chapter 186, Laws of 1937 and RCW 58.16.110; amending section 6, chapter 224, Laws of 1951 and RCW 58.24.040; defining crimes; and prescribing penalties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. The purpose of this act is to regulate the subdivision of land and to promote the public health, safety and general welfare in accordance with standards established by the state to prevent the overcrowding of land; to lessen congestion

in the streets and highways; to provide for adequate light and air; to facilitate adequate provision for water, sewerage, parks and recreation areas, sites for schools and schoolgrounds and other public requirements; to provide for proper ingress and egress; and to require uniform monumenting of land subdivisions and conveying by accurate legal description.

NEW SECTION. Sec. 2. As used in this act, unless the context or subject matter clearly requires otherwise, the following words or phrases shall have the following meanings:

(1) "Subdivision" is the division of land into five or more lots, tracts, parcels, sites or divisions for the purpose of sale or lease and shall include all resubdivision of land.

(2) "Plat" is a map or representation of a subdivision, showing thereon the division of a tract or parcel of land into lots, blocks, streets and alleys or other divisions and dedications.

(3) "Dedication" is the deliberate appropriation of land by an owner for any general and public uses, reserving to himself no other rights than such as are compatible with the full exercise and enjoyment of the public uses to which the property has been devoted. The intention to dedicate shall be evidenced by the owner by the presentment for filing of a final plat or short plat showing the dedication thereon; and, the acceptance by the public shall be evidenced by the approval of such plat for filing by the appropriate governmental unit.

(4) "Preliminary plat" is a neat and approximate drawing of a proposed subdivision showing the general layout of streets and alleys, lots, blocks, and restrictive covenants to be applicable to the subdivision, and other elements of a plat or subdivision which shall furnish a basis for the approval or disapproval of the general layout of a subdivision.

(5) "Final plat" is the final drawing of the subdivision and dedication prepared for filing for record with the county auditor and containing all elements and requirements set forth in this act and in local regulations adopted pursuant to this act.

(6) "Short subdivision" is the division of land into four or less lots, tracts, parcels, sites or subdivisions for the purpose of sale or lease.

(7) "Short plat" is the map or representation of a short subdivision.

(8) "Lot" is a fractional part of subdivided lands having fixed boundaries, being of sufficient area and dimension to meet minimum zoning requirements for width and area. The term shall include tracts or parcels.

(9) "Block" is a group of lots, tracts, or parcels within well defined and fixed boundaries.

(10) "County treasurer" shall be as defined in chapter 36.29 RCW or the office or person assigned such duties under a county charter.

(11) "County auditor" shall be as defined in chapter 36.22 RCW or the office or person assigned such duties under a county charter.

(12) "County road engineer" shall be as defined in chapter 36.40 RCW or the office or person assigned such duties under a county charter.

(13) "Planning commission" means that body as defined in chapters 36.70, 35.63, or 35A.63 RCW as designated by the legislative body to perform a planning function or that body assigned such duties and responsibilities under a city or county charter.

(14) "County commissioner" shall be as defined in chapter 36.32 RCW or the body assigned such duties under a county charter.

NEW SECTION. Sec. 3. Every subdivision shall comply with the provisions of this act. Every short subdivision as defined in this act shall comply with the provisions of any local regulation as may be adopted pursuant to section 6 of this act.

NEW SECTION. Sec. 4. The provisions of this act shall not apply to:

(1) Cemeteries and other burial plots while used for that purpose;

(2) Divisions of land into lots or tracts where the smallest lot is twenty acres or more and not containing a dedication of a public right-of-way;

(3) Divisions of land into lots or tracts none of which are smaller than five acres and not containing a dedication unless the governing authority of the city, town or county in which the land is situated shall have by ordinance provided otherwise.

(4) Divisions made by testamentary provisions, the laws of descent, or upon court order.

NEW SECTION. Sec. 5. An assessors plat made in accordance with RCW 58.18.010 need not comply with any of the requirements of this act except sections 24 and 25 of this act.

NEW SECTION. Sec. 6. Unless the legislative body of a city, town or county adopts regulations and procedures, and appoints administrative personnel for the summary approval of short plats and short subdivisions, the provisions of this act shall not apply to short subdivisions. Such regulations may contain wholly different requirements than those governing the approval of preliminary and final plats of subdivisions but shall not require surveys and monumentations and a filing of a short plat for record in the office of the county auditor unless there is a dedication: PROVIDED, That such regulations must contain a requirement that land in short subdivisions may not be further divided in any manner within a period of five years without the filing of a final plat: PROVIDED FURTHER, That such regulations are not required to contain a penalty clause as provided in RCW 36.32.120 and may provide for wholly injunctive relief.

NEW SECTION. Sec. 7. A preliminary plat of proposed subdivisions and dedications of land shall be submitted for approval to the legislative body of the city, town, or county within which the plat is situated.

NEW SECTION. Sec. 8. Notice of the filing of a preliminary plat of a proposed

subdivision adjacent to or within one mile of the municipal boundaries of a city or town, or which contemplates the use of any city or town utilities shall be given to the appropriate city or town authorities. Any notice required by this act shall include the hour and location of the hearing and a description of the property to be platted. Notice of the filing of a preliminary plat of a proposed subdivision located in a city or town and adjoining the municipal boundaries thereof shall be given to appropriate county officials. Notice of the filing of a preliminary plat of a proposed subdivision located adjacent to the right-of-way of a state highway shall be given to the state department of highways.

NEW SECTION. Sec. 9. Upon receipt of an application for preliminary plat approval the administrative officer charged by ordinance with responsibility for administration of regulations pertaining to platting and subdivision shall set a date for a public hearing. Notice of such hearing shall be given by publication of at least one notice not less than ten days prior to the hearing in a newspaper of general circulation within the county. Additional notice of such hearing may be given by mail, posting on the property or in any manner local authorities deem necessary to notify adjacent landowners and the public. All hearings shall be public.

NEW SECTION. Sec. 10. If a city, town or county has established a planning commission or planning agency in accordance with state law or local charter, such commission or agency shall review all proposed subdivisions and make recommendations thereon to the city, town or county legislative body to assure conformance of the proposed subdivision to the general purposes of the comprehensive plan and to planning standards and specifications as adopted by the city, town or county. Reports of the planning commission or agency shall be advisory only: PROVIDED, That the legislative body of the city, town or county may, by ordinance, assign to such commission or agency, or any department official or group of officials, such administrative functions, powers and duties as may be appropriate, including the holding of hearings, and recommendations for approval or disapproval of preliminary plats of proposed subdivisions.

Such recommendation shall be submitted to the legislative body not later than fourteen days following action by the hearing body. Upon receipt of the recommendation on any preliminary plat the legislative body shall at its next public meeting set the date for the public meeting where it may adopt or reject the recommendations of such hearing body. If, after considering the matter at a public meeting, the legislative body deems a change in the planning commission's or planning agency's recommendation approving or disapproving any preliminary plat is necessary, the change of the recommendation shall not be made until the legislative body shall conduct a public hearing and thereupon adopt its own recommendations and approve or disapprove the preliminary plat. Such public hearing may be held before a committee constituting a majority of the legislative body. If the hearing is before a committee, the committee shall report its recommendations on the matter to the legislative body for final action.

A record of all public meetings and public hearings shall be kept by the appropriate city, town or county authority and shall be open to public inspection.

Sole authority to approve final plats, and to adopt or amend platting ordinances shall reside in the legislative bodies.

NEW SECTION. Sec. 11. The city, town, or county legislative body shall inquire into the public use and interest proposed to be served by the establishment of the subdivision and dedication. It shall determine if appropriate provisions are made in the subdivision for, but not limited to, drainage ways, streets, alleys, other public ways, water supplies, sanitary wastes, parks, playgrounds, sites for schools and schoolgrounds, and shall consider all other relevant facts and determine whether the public interest will be served by the subdivision and dedication. If it finds that the plat makes appropriate provisions for the public health, safety and general welfare and for such drainage ways, streets, alleys, other public ways, water supplies, sanitary wastes, parks, playgrounds, sites for schools and schoolgrounds and that the public use and interest will be served by the platting of such subdivision, then it shall be approved. Dedication of land to any public body shall be clearly shown on the final plat. The legislative body shall not as a condition to the approval of any plat require a release from damages to be procured from other property owners.

NEW SECTION. Sec. 12. The city, town or county legislative body shall consider the physical characteristics of a proposed subdivision site and may disapprove a proposed plat because of flood, inundation, or swamp conditions. Construction of protective improvements may be required as a condition of approval, and such improvements shall be noted on the final plat. No plat shall be approved by any city, town or county legislative authority covering any land situated in a flood control zone as provided in chapter 86.16 RCW without the prior written approval of the department of water resources, state of Washington.

NEW SECTION. Sec. 13. Local regulations may provide that in lieu of the completion of the actual construction of any improvements prior to the approval of a final plat, the city, town or county legislative body may accept a bond, in an amount and with surety and conditions satisfactory to it, or other secure method, providing for and securing to the municipality the actual construction and installation of such improvements within a period specified by the city, town or county legislative body and expressed in the bonds; and the municipality is hereby granted the power to enforce such bonds by all appropriate legal and equitable remedies. Such local regulations may provide that the improvements such as structures, sewers and water systems shall be designed and certified by or under the supervision of a registered civil engineer prior to the acceptance of such improvements.

NEW SECTION. Sec. 14. Preliminary plats of any proposed subdivision and dedication shall be approved, disapproved or returned to the applicant for modification or correction within sixty days from date of filing thereof unless the applicant consents to an extension of such time period. Final plats and short plats shall be approved, disapproved or returned to the applicant within thirty days from the date of filing thereof, unless the applicant consents to an extension of such time period. Ordinances may provide for the expiration of approval given to any preliminary plats.

NEW SECTION. Sec. 15. Each and every preliminary plat submitted for final approval of the legislative body shall be accompanied by the following agencies' recommendations for approval or disapproval:

(1) Local health department as to the adequacy of the proposed means of sewage disposal and water supply;

(2) Local planning agency or commission, charged with the responsibility of reviewing plats and subdivisions, as to compliance with all terms of the preliminary approval of the proposed plat subdivision or dedication;

(3) City, town or county engineer.

NEW SECTION. Sec. 16. Each and every plat, or replat, of any property filed for record shall:

(1) Contain a statement of approval from the city, town or county licensed road engineer or by a licensed engineer acting on behalf of the city, town or county as to the survey data, the layout of streets, alleys and other rights of way, design of bridges, sewage and water systems, and other structures;

(2) Be accompanied by a complete survey of the section or sections in which the plat or replat is located, or as much thereof as may be necessary to properly orient the plat within such section or sections. The plat and section survey shall be submitted with complete field and computation notes showing the original or reestablished corners with descriptions of the same and the actual traverse showing error of closure and method of balancing. A sketch showing all distances, angles and calculations required to determine corners and distances of the plat shall accompany this data. The allowable error of closure shall not exceed one foot in five thousand feet.

(3) Be acknowledged by the person filing the plat before the auditor of the county in which the land is located, or any other officer who is authorized by law to take acknowledgment of deeds, and a certificate of said acknowledgment shall be enclosed or annexed to such plat and recorded therewith.

(4) Contain a certification from the proper officer or officers in charge of tax collections that all taxes and delinquent assessments for which the property may be liable as of the date of certification have been duly paid, satisfied or discharged.

No engineer who is connected in any way with the subdividing and platting of the land for which subdivision approval is sought, shall examine and approve such plats on behalf of any city, town or county.

NEW SECTION. Sec. 17. When the legislative body of the city, town or county finds that the public use and interest will be served by the proposed subdivision, and that said subdivision meets the requirements of this act and any local regulations adopted pursuant thereto, it shall suitably inscribe and execute its written approval on the face of the plat. The original of said final plat shall be filed for record with the county auditor. One reproducible copy shall be furnished to the city, town or county engineer. One paper copy shall be filed with the county assessor. Paper copies shall be provided to such other agencies as may be required by ordinance. Any lots in a final plat filed for record shall be a valid land use notwithstanding any change in zoning laws for a period of five years from the date of filing.

NEW SECTION. Sec. 18. Any decision approving or disapproving any plat shall be reviewable for unlawful, arbitrary, capricious or corrupt action or nonaction by writ of review before the superior court of the county in which such matter is pending. The action may be brought by any property owner in the city, town or county having jurisdiction, who deems himself aggrieved thereby: PROVIDED, That application for a writ of review shall be made to the court within thirty days from any decision so to be reviewed. The cost of transcription of all records ordered certified by the court for such review shall be borne by the appellant.

NEW SECTION. Sec. 19. The county auditor shall refuse to accept any plat for filing until approval of the plat has been given by the appropriate legislative body. Should a plat or dedication be filed without such approval, the prosecuting attorney of the county in which the plat is filed shall apply for a writ of mandate in the name of and on behalf of the legislative body required to approve same, directing the auditor and assessor to remove from their files or records the unapproved plat, or dedication of record.

NEW SECTION. Sec. 20. Whenever any parcel of land is divided into five or more lots, tracts, or parcels of land and any person, firm or corporation or any agent of any of them sells or transfers, or offers or advertises for sale or transfer, any such lot, tract, or parcel without having a final plat of such subdivision filed for record, the prosecuting attorney shall commence an action to restrain and enjoin further subdivisions or sales, or transfers, or offers of sale or transfer and compel compliance with all provisions of this act. The costs of such action shall be taxed against the person, firm, corporation or agent selling or transferring the property.

NEW SECTION. Sec. 21. No building permit, septic tank permit, or other development permit, shall be issued for any lot, tract, or parcel of land divided in violation of this act or

local regulations adopted pursuant thereto unless the authority authorized to issue such permit finds that the public interest will not be adversely affected thereby. The prohibition contained in this section shall not apply to an innocent purchaser for value without actual notice. All other purchasers' or transferees' property shall comply with provisions of this act and such purchaser or transferee may recover his damages from any person, firm, corporation or agent including any amount reasonably spent as a result of inability to obtain any development permit and spent to conform to the requirements of this act as well as cost of investigation, suit and reasonable attorneys' fees occasioned thereby. Such purchaser or transferee may as an alternative to conforming his property to these requirements, rescind the sale or transfer and recover costs of investigation, suit and reasonable attorneys' fees occasioned thereby.

NEW SECTION. Sec. 22. Any person who violates any court order or injunction issued pursuant this act shall be subject to a fine of not more than five thousand dollars or imprisonment for not more than ninety days or both.

NEW SECTION. Sec. 23. In the enforcement of this act, the prosecuting attorney may accept an assurance of discontinuance of any act or practice deemed in violation of this act from any person engaging in, or who has engaged in such act or practice. Any such assurance shall be in writing and be filed with and subject to the approval of the superior court of the county in which the alleged violation occurs. A violation of such assurance shall constitute prima facie proof of a violation of this act.

NEW SECTION. Sec. 24. Permanent control monuments shall be established at each and every controlling corner on the boundaries of the parcel of land being subdivided. The local authority shall determine the number and location of permanent control monuments within the plat, if any.

Sec. 25. Section 6, chapter 224, Laws of 1951 and RCW 58.24.040 are each amended to read as follows:

The agency is further authorized to:

- (1) Set up standards of accuracy and methods of procedure.
- (2) Compile and publish maps and records from surveys performed under the provisions of this act, and to maintain suitable indexes of surveys to prevent duplication of effort and to cooperate with all agencies of local, state, and federal government to this end;
- (3) Compile and maintain records of all surveys performed under the provisions of this act, and assemble and maintain records of all reliable survey monuments and bench marks within the state;
- (4) Supervise the sale of maps and such publications as may come into the possession of the division of surveys and maps. Revenue derived from the sale thereof shall revert to the general fund; [and]

(5) Submit, as part of the biennial report of the commissioner of public lands, a report of the accomplishments of the agency;

(6) *Permit the temporary removal or destruction of any section, corner or any other land boundary mark or monument by any person, corporation, association, department or subdivision of the state, county or municipality as may be necessary or desirable to accommodate construction upon the mining and other development of any land: PROVIDED, That such section, corner or other land boundary mark or monument shall be referenced to the Washington Coordinate System by a registered professional engineer or land surveyor prior to such removal or destruction, and shall be replaced or a suitable reference monument established by a registered professional engineer or land surveyor within a reasonable time after completion of such construction, mining or other development: AND PROVIDED FURTHER, That the department of natural resources shall adopt and promulgate reasonable rules and regulations under which the agency shall authorize such temporary removal or destruction and require the replacement of such section, corner or other land boundary marks or monuments.*

NEW SECTION. Sec. 26. The survey of the proposed subdivision and preparation of the plat shall be made by or under the supervision of a registered land surveyor who shall certify on the plat that it is a true and correct representation of the lands actually surveyed.

NEW SECTION. Sec. 27. In order that there be a degree of uniformity of survey monumentation throughout the cities, towns and counties of the state of Washington, there is hereby created a joint committee composed of six members to be appointed as follows: The Washington State Association of County Commissioners shall appoint two county road engineers; the Association of Washington Cities shall appoint two city engineers; the Land Surveyors Association of Washington shall appoint one member; and the Consulting Engineers Association of Washington shall appoint one member. The joint committee is directed to cooperate with the department of natural resources to establish recommendations pertaining to requirements of survey, monumentation and plat drawings for subdivisions and dedications throughout the state of Washington. The department of natural resources shall publish such recommendation.

NEW SECTION. Sec. 28. In order that there may be current and readily available information available for the public concerning subdivision regulations, all city, town and county legislative bodies shall submit proposed ordinances and amendments to the state planning and community affairs agency thirty days prior to final adoption for agency review and comparison.

NEW SECTION. Sec. 29. Any city, town or county may, by ordinance, regulate the procedure whereby subdivisions, streets, lots and blocks are named and numbered.

NEW SECTION. Sec. 30. Every final plat or short plat of a subdivision or short

subdivision filed for record must contain a certificate giving a full and correct description of the lands divided as they appear on the plat or short plat, including a statement that the subdivision or short subdivision has been made with the free consent and in accordance with the desires of the owner or owners. If the plat or short plat includes a dedication, the certificate shall also contain the dedication of all streets and other areas to the public, and individual or individuals, religious society or societies or to any corporation, public or private as shown on the plat or short plat and a waiver of all claims for damages against any governmental authority which may be occasioned to the adjacent land by the established construction, drainage and maintenance of said road. Said certificate shall be signed and acknowledged before a notary public by all parties having any interest in the lands subdivided.

Every plat and short plat containing a dedication filed for record must be accompanied by a title report confirming that the title of the lands as described and shown on said plat is in the name of the owners signing the certificate.

An offer of dedication may include a waiver of right of direct access to any street from any property, and if the dedication is accepted, any such waiver is effective. Such waiver may be required by local authorities as a condition of approval. Roads not dedicated to the public must be clearly marked on the face of the plat. Any dedication, donation or grant as shown on the face of the plat shall be considered to all intents and purposes, as a quitclaim deed to the said donee or donees, grantee or grantees for his, her or their use for the purpose intended by the donors or grantors as aforesaid.

NEW SECTION. Sec. 31. A copy of any plat recorded in the manner provided in this act and certified by the county auditor of the county in which the same is recorded to be a true copy of such record and the whole thereof, shall be received in evidence in all the courts of this state, with like effect as the original.

NEW SECTION. Sec. 32. Any person, firm, corporation, or association or any agent of any person, firm, corporation, or association who violates any provision of this act or any local regulations adopted pursuant thereto relating to the sale, offer for sale, lease, or transfer of any lot, tract or parcel of land, shall be guilty of a gross misdemeanor and each sale, offer for sale, lease or transfer of each separate lot, tract, or parcel of land in violation of any provision of this act or any local regulation adopted pursuant thereto, shall be deemed a separate and distinct offense.

NEW SECTION. Sec. 33. All ordinances and resolutions enacted at a time prior to the passage of this act by the legislative bodies of cities, towns, and counties and which are in substantial compliance with the provisions of this act, shall be construed as valid and may be further amended to include new provisions and standards as are authorized in general law.

Sec. 34. Section 2, chapter 129, Laws of 1893, as last amended by section 1, chapter 66, Laws of 1963 and RCW 58.08.040 are each amended to read as follows:

Any person filing a plat subsequent to May 31st in any year and prior to the date of the collection of taxes, shall deposit with the county treasurer a sum equal to the product of the county assessor's latest valuation on the *unimproved property in such subdivision* multiplied by the current year's millage rate increased by twenty-five percent on the property platted. The treasurer's receipt for said amount shall be taken by the auditor as evidence of the payment of the tax. The treasurer shall appropriate so much of said deposit as will pay the taxes on the said property when the tax rolls are placed in his hands for collection, and in case the sum deposited is in excess of the amount necessary for the payment of the said taxes, the treasurer shall return, to the party depositing, the amount of said excess, taking his receipt therefor, which receipt shall be accepted for its face value on the treasurer's quarterly settlement with the county auditor.

NEW SECTION. Sec. 35. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of this act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 36. The following acts or parts thereof are each hereby repealed:

- (1) Section 1, chapter 186, Laws of 1937 and RCW 58.16.010;
- (2) Section 2, chapter 186, Laws of 1937, as amended by section 1, chapter 195, Laws of 1951, and RCW 58.16.020;
- (3) Section 3, chapter 186, Laws of 1937 and RCW 58.16.030;
- (4) Section 4, chapter 186, Laws of 1937, as amended by section 1, chapter 203, Laws of 1951, and RCW 58.16.040;
- (5) Section 6, chapter 186, Laws of 1937, as amended by section 1, chapter 245, Laws of 1963, and RCW 58.16.050;
- (6) Section 7, chapter 186, Laws of 1937, as last amended by section 1, chapter 299, Laws of 1955, and RCW 58.16.060;
- (7) Section 8, chapter 186, Laws of 1937 and RCW 58.16.070;
- (8) Section 9, chapter 186, Laws of 1937 and RCW 58.16.080;
- (9) Section 10, chapter 186, Laws of 1937, as amended by section 3, chapter 195, Laws of 1951, and RCW 58.16.090;
- (10) Section 11, chapter 186, Laws of 1937, as amended by section 1, chapter 224, Laws of 1951, and RCW 58.16.100; and
- (11) Section 5, chapter 186, Laws of 1937 and RCW 58.16.110.

Signed by Senators Gissberg, Lewis (Harry), Mardesich; Representatives Julin, Chapin, Haussler.

Senator Gissberg moved the report of the Free Conference Committee on Engrossed Substitute Senate Bill No. 169 be adopted.

POINT OF INQUIRY

Senator Wilson: "Would Senator Gissberg yield to a question? Senator, there has been much discussion about five and twenty acres. Would you tell me briefly how that problem was resolved?"

Senator Gissberg: "Yes, there was a lot of discussion about that and it was resolved by simply, the requirement of platting and will only apply to so-called regular plat on lots which are under five acres. As to lots which are between five and twenty acres and not containing a dedication, the board of county commissioners of each county may provide for a short plat proceeding, if they enact regulations so requiring. If they, however, do not adopt regulations on a short plat basis, then any division of land into acreage of between five and twenty acres would not be subjected to any control whatsoever.

"If the county commissioners adopted the so-called short plat procedure covering land into lots between five and twenty acres, those short plat proceedings would be applicable. The regulations on a local level would be applicable but we wrote into the bill that under no circumstances could the county commissioners make a requirement in their regulations that there be a survey and monumentation and a recording of the formal plat with respect to the five to twenty acres. As to lots, the smallest of which is in excess of twenty acres, there is a straight out and out exemption if there be no dedication.

"So as I say, the association of county commissioners and others have found this to be acceptable. It does meet with the objections of those who felt that the original bill as passed was too difficult for a property owner to follow. I think this is an excellent compromise."

The motion carried and the report of the Free Conference Committee on Engrossed Substitute Senate Bill No. 169 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 169, as amended by the Free Conference Committee and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Patereson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—47.

Absent or not voting: Senator McCutcheon—1.

Excused: Senator Washington—1.

ENGROSSED. SUBSTITUTE SENATE BILL NO. 169, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 10, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SENATE BILL NO. 42, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted.

SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 8, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SENATE BILL NO. 42, supplying vital statistics on marriage license applications, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to vital statistics; amending section 6, chapter 159, Laws of 1945, as last amended by section 10, chapter 26, Laws of 1967, and RCW 70.58.200; and adding a new section to chapter 26.04 RCW.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. There is added to chapter 26.04 RCW a new section to read as follows:

In addition to the application provided for in RCW 26.04.160, the county auditor for the county wherein the license is issued shall submit to each applicant at the time for application for a license the Washington state department of health marriage certificate form prescribed by RCW 70.58.200 to be completed by the applicants and returned to the county auditor for the files of the state registrar of vital statistics: **PROVIDED**, That after the execution of the application for, and the issuance of a license, no county shall require the persons authorized to solemnize marriages to obtain any further information from the persons to be married except the names and county of residence of the persons to be married.

Sec. 2. Section 6, chapter 159, Laws of 1945, as last amended by section 10, chapter 26, Laws of 1967 and RCW 70.58.200 are each amended to read as follows:

The forms of birth, death, fetal death, marriage, and decrees of divorce, annulment, or separate maintenance certificates and marriage applications filed with the state registrar of vital statistics shall include [as a minimum] the items required by the respective standard certificate as recommended by the federal agency responsible for national vital statistics [subject to approval of and modification by the Washington state board of health] which became effective on January 1, 1968, except that no information shall be required on the certificate of divorce relative to the date the couple separated or the number of children under eighteen years of age: **PROVIDED**, That none of the information contained in the confidential section of the forms of marriage, divorce, annulment or separate maintenance shall be required: **PROVIDED FURTHER**, That no information shall be required on the certificate of live birth relative to the education of the parents of the child. The Washington state board of health by regulation may require additional pertinent information relative to the birth and manner of delivery as it may deem necessary for statistical study. This information shall be placed in a confidential section of the birth certificate form together with the item pertaining to illegitimacy and shall not be subject to the view of the public or for certification purposes except upon order of a court: **PROVIDED**, That the state board of health may eliminate from the forms any such items that it determines are not necessary for statistical study.

Signed by: Senators Uhlman, Walgren, Woodall; Representatives Harris, Francis, Clarke.

On motion of Senator Uhlman, the report of the Free Conference Committee on Senate Bill No. 42 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 42, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall-47.

Absent or not voting: Senator McCutcheon-1.

Excused: Senator Washington-1.

SENATE BILL NO. 42, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 10, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on Substitute Senate Bill No. 152 and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 7, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 152, adopting the capital budget, have had thee same under

consideration, and we recommend that the attached substitute bill be substituted therefor, and the substitute bill do pass.

An Act adopting the capital budget; making appropriations for capital improvements; authorizing certain projects; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

"NEW SECTION. Section 1. That a capital budget is hereby adopted and subject to provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for capital projects during the period ending June 30, 1971, out of the several funds hereinafter named:

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

	Reapprop- riations	From the Fund Designated	From the General Fund
Acquire land and buildings, repair buildings, provide drainage facilities, relocation of utilities, other improvements East Capitol Site.....			1,060,000
Remodel and repair capitol buildings, offices and facilities (\$769,264)			
General Fund	10,000		759,264
Clean and waterproof capitol buildings.			133,774
Construct new Public Assistance Building (\$6,131,035)			
General Fund	4,234,424		1,896,611
Addition to the State Library (\$1,220,082)			
State Building and Higher Education Construction Account	562,113		657,969
Powerhouse revisions			349,268
Modernization of electrical distribution system—Phase II			302,723
General Fund	250,000		
Construct Executive Office Building and parking facilities—Phase I (preplanning)			540,000
Repairs and improvements to Capitol Lake area			
Capitol Building Construction Account		20,000	
Develop Capitol Lake recreational facilities			
Capitol Building Construction Account		60,000	
Develop Parking facilities west side of Capitol Way			
Capitol Building Construction Account		1,250,000	
Construct and equip office-laboratory building—Wenatchee Tree Fruit Research Center			
General Administration Construction Fund		2,000,000	
Acquisition, development, maintenance, and operation of temporary parking programs, routes, facilities and services for state employees and offices during construction of permanent parking facilities on East Capitol Site			
State Capitol Vehicle Parking Account			60,000

FOR THE DEPARTMENT OF GENERAL ADMINISTRATION

—Continued

	Reappro- priations	From the Fund Designated	From the General Fund
Construct and equip office-laboratory building for Environmental Science Services Administration at the University of Washington pursuant to Chapter 121, Laws of 1969 General Administration Construction Fund		2,500,000	
Total (\$16,646,146)	5,056,537	5,890,000	5,699,609

FOR THE LIQUOR CONTROL BOARD

	From the Liquor Board Revolving Fund
Addition to liquor warehouse.....	2,936,000

FOR THE STATE PATROL

	Reappro- priations	From the State Patrol Highway Account
Construct and equip scale houses including site acquisitions and improvements to existing sites (\$212,000) State Patrol Highway Account.....	102,000	110,000
Construct State Patrol Academy (\$664,-048) General Fund	410,000	254,048
Construct addition to and remodel Tacoma office (\$40,000) General Fund	30,000	10,000
Construct detachment offices at Bellingham and Okanogan General Fund (\$82,000).....	65,000	17,000
Provide mobile relay stations.....		17,000
Construct communications center and district headquarters for east King County (\$1,220,165) State Patrol Highway Account.....	606,550	613,615
Purchase and improve land—Ephrata..		12,000
Replace Radio Relay facility General Fund	30,000	
Replace Communications State Patrol Highway Account.....	132,000	
Purchase all-weather aircraft.....		410,000
Total (\$2,819,213).....	1,375,550	1,433,663

FOR THE DEPARTMENT OF CIVIL DEFENSE

	Reappro- priations From the General Fund
Remodel space in Student Union Building, Washington State University, for emergency operating center	17,573

FOR THE MILITARY DEPARTMENT

	Reappropriations From the General Fund	From the Fund Designated	From the General Fund
Construct, repair, remodel buildings and improve facilities, including architect and engineering fees (\$199,536).....	6,386		193,150
Construct training center expansion—Bellingham			243,591
Construct new armory—Seattle Seattle Armory Account.....		2,200,000	
Purchase land and construct new armory—Aberdeen			32,937
Preplanning for schematic plans for new capital projects			12,421.
Renovate and expand headquarters at Camp Murray (\$190,078)	125,078		65,000
Total (\$2,878,563).....	131,464	2,200,000	547,099

FOR THE BOARD OF EDUCATION

	Reappropriations	From the Common School Construction Fund
Public School Building Construction (\$74,664,765)		
Public School Building Construction Account	3,160,338	
Common School Building Construction Account	22,000,000	
Common School Construction Fund	12,500,000	37,004,427
Total (\$74,664,765)	37,660,338	37,004,427

FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

	Reappropriations	From the Community College Capital Projects Account	From the General Fund
Equip, remodel, and furnish buildings, Walla Walla Community College Community College Capital Projects Account	70,855		
Construction of new campus, Fort Steilacoom Community College, Phase I (\$1,779,487)			
Public School Building Construction Account	1,350,000		
Community College Capital Projects Account	429,487		
Construction of new campus, Edmonds Community College, Phase I (\$1,123,845)			
Public School Building Construction Account	810,000		
Community College Capital Projects Account	313,845		

FOR THE STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

—Continued	Reappropriations	From the Community College Capital Projects Account	From the General Fund
Construction of North Campus, Seattle Community College, Phase I (\$2,162,084)			
Public School Building Construction Account	40,945		
Community College Capital Projects Account	5,000,000		
Completion of projects authorized by Board of Education and for other community college projects according to priority of need (\$4,032,288)			
Community College Capital Projects Account	792,288	3,240,000	
Community College Construction, Repairs, Remodeling, Land Acquisition, Equipment and other Capital improvements: <i>Provided</i> , That not to exceed \$5,000,000 shall be available for the Seattle Central Area campus: <i>Provided further</i> , That the balance of the \$58,068,000 of Capital Funds requested but not appropriated for the 1969-71 biennium shall be approved and appropriated by the next session of the legislature		37,961,828	
Preplanning for schematic plans for new capital projects			500,000
Total (\$50,509,248)	8,807,420	41,201,828	500,000

FOR THE UNIVERSITY OF WASHINGTON

	Reappropriations	From the University of Washington Building Account	From the General Fund
Construct and equip Engineering Classroom and Library building			
University of Washington Building Account	154,840		
Construct and equip Architecture Building (\$2,150,327)			
State Building and Higher Education Construction Account.....	1,850,327	300,000	
Construct & equip Physics-Atmospheric Sciences building			
State Building and Higher Education Construction Account.....	380,139		
Construct and equip large classroom and Auditoria building (\$2,805,175)			
State Building and Higher Education Construction Account	2,505,175	300,000	
Construct and equip Computer center			
State Building and Higher Education Construction Account	1,300,000		

FOR THE UNIVERSITY OF WASHINGTON

--Continued	Reappro- priations	From the University of Washington Building Account	From the General Fund
Construct and equip electrical Engi- neering addition			
State Building and Higher Educa- tion Construction Account	650,000		
Renovate Forestry building and con- struct pulp and paper teaching facili- ty			
State Building and Higher Educa- tion Construction Account	1,698,804		
Construct and equip Health Sciences expansion (\$15,460,577)			
State Building and Higher Educa- tion Construction Account	8,975,577		
General Fund	4,500,000	1,985,000	
Construct and equip new Law Center Building			
State Building and Higher Educa- tion Construction Account	5,100,000		
Remodel and enlarge physical plant services building			
State Building and Higher Educa- tion Construction Account	1,900,000		
Construct and equip Psychology build- ing			
State Building and Higher Educa- tion Construction Account	3,500,000		
Radiation Therapy and Hospital Clinic Expansion			
State Building and Higher Educa- tion Construction Account	2,050,000		
Construct and equip Performing Arts building (\$5,600,000)			
State Building and Higher Educa- tion Construction Account	3,700,000		
University of Washington Building Account		1,900,000	
Physics Building Addition			
State Building and Higher Educa- tion Construction Account	1,139,524		
Provide for Far Eastern Library			
University of Washington Building Account	449,372		
Supplement funds for Referendum 19 projects			
University of Washington Building Account	52,914		
Expand Power Plant			
University of Washington Building Account	979,050		
Construct Scientific Stores addition			
University of Washington Building Account	250,000		
Mental Retardation and Child Develop- ment Center (\$561,420)			
University of Washington Building Account	161,420	400,000	

FOR THE UNIVERSITY OF WASHINGTON

—Continued	Reappro- priations	From the University of Washington Building Account	From the General Fund
Central Quadrangle development and Road Relocation			
University of Washington Building Account		2,460,000	
Utilities, Services, Minor Repairs and Betterments (\$8,385,181)			
University of Washington Building Account	1,735,181	6,650,000	
University Hospital Expansion			
University of Washington Building Account		3,084,000	
Preplanning for schematic plans for new capital projects (\$449,939)			
General Fund	99,939	45,234	304,766
Restoration of arson damaged Clark Hall			
University of Washington Building Account		123,821	
Total (\$60,429,663)	42,876,842	17,248,055	304,766

FOR WASHINGTON STATE UNIVERSITY

	Reappro- priations	From the Washington State University Building Account	From the General Fund
Construct and equip Agricultural Sciences building			
State Building and Higher Education Construction Account	3,934,775		
Construct and equip Physical Sciences building			
State Building and Higher Education Construction Account	3,148,630		
Controlled Environment Laboratories relocation (\$442,654)			
Washington State University Building Account	228,185	214,469	
Construct and equip General Storage building			
Washington State University Building Account	94,975		
Nuclear Reactor Facilities			
Washington State University Building Account	354,977		
Construct and equip Physical Education building			
Washington State University Building Account	1,525,355		
Construct Design Disciplines building, Phase I			
Washington State University Building Account	2,371,818		
Remodel buildings and improve facilities (\$3,240,017)			
Washington State University Building Account	1,190,017	2,050,000	

FOR WASHINGTON STATE UNIVERSITY

—Continued	Reapprop- riations	From the Washington State University Building Account	From the General Fund
Extend Utilities (\$1,545,549)			
Washington State University Build- ing Account	358,049	1,187,500	
Construct and equip Multi-Purpose Coliseum			
Washington State University Build- ing Account		3,042,000	
Remodel Bohler-Smith building			
Washington State University Build- ing Account		380,910	
Addition to and remodeling of Arts Hall		2,135,000	
Addition to Comparative Behavior Cen- ter		330,000	
Addition to McCoy Hall.....		276,000	
Preplanning for schematic plans for new capital projects			125,000
Construct and equip Administration Building			
Washington State University Build- ing Account	46,705		
Construct and equip Johnson Hall An- nex Addition (Computer Center)			
Washington State University Build- ing Account	9,015		
Construct and equip Research Labora- tory Building and boiler plant—We- natchee			
Washington State University Build- ing Account	1,077		
Construct and equip Research and Lab- oratory building—Puyallup			
State Building and Higher Educa- tion Construction Account.....	282,723		
Construct and equip Meats Laboratory building (\$577,706)			
Washington State University Build- ing Account	114,992	462,714	
Construct Agricultural Engineering building addition			
Washington State University Build- ing Account	1,046		
Relocate KWSC-AM transmitter An- tenna			
Washington State University Build- ing Account	58,436		
Acquire and develop land to replace Wawawil and Whitlow property: <i>Pro- vided</i> , That the proceeds from said property shall be deposited in Washington State University Building Account			
Washington State University Build- ing Account	53,900		
Total (\$23,978,268)	13,774,675	10,078,593	125,000

FOR EASTERN WASHINGTON STATE COLLEGE	Reappropriations	From the Eastern Washington State College Capital Projects Account	From the General Fund
Construct and equip Music Speech building, Creative Arts, Phase I (\$1,556,350)			
State Building and Higher Education Construction Account.....	1,331,350	225,000	
Construct and equip General Classroom building			
State Building and Higher Education Construction Account.....	2,322,828		
Construct new Heating Plant and extend utilities			
State Building and Higher Education Construction Account.....	1,447,689		
Construct and equip Health and Physical Education building			
State Building and Higher Education Construction Account.....	1,125,000		
Construct and equip Radio-Television building, Creative Arts, Phase II			
State Building and Higher Education Construction Account.....	500,000		
Construct and equip Drama building, Creative Arts, Phase II			
State Building and Higher Education Construction Account.....	800,000		
Construct and equip Arts building, Creative Arts, Phase II			
State Building and Higher Education Construction Account.....	1,090,000		
Purchase Land (\$555,000)			
Eastern Washington State College Capital Projects Account.....	55,000	500,000	
Remodel buildings, develop and improve facilities and major betterments (\$1,287,917)			
General Fund	765,811		
Eastern Washington State College Capital Projects Account.....	252,106	270,000	
Supplement funds for Referendum 19 projects (\$849,250)		99,250	750,000
Improve campus services and facilities, and provide long range campus planning		452,760	
Tunnels and Utilities.....		1,226,750	
Cheney sewer system.....			88,862
Preplanning for schematic plans for new capital projects.....			80,000
For the purchase of a fire ladder truck: <i>Provided, That an equal amount is made available by the City of Cheney for the same purpose.....</i>		37,500	
Total (\$13,419,906)	9,689,784	2,811,260	918,862

FOR CENTRAL WASHINGTON STATE COLLEGE	Reapprop- riations	From the Central Washington State College Capital Projects Account	From the General Fund
Construct and equip Fine and Applied Arts building			
State Building and Higher Education Construction Account.....	103,174		
Construct and equip Technology and Industrial Education building			
State Building and Higher Education Construction Account.....	952,898		
Construct and equip Language and Literature building			
State Building and Higher Education Construction Account.....	1,195,711		
Purchase Land (\$558,627)			
State Building and Higher Education Construction Account.....	99,154		
Central Washington State College Capital Projects Account.....	59,473	400,000	
Construct and equip Library-Instructional Complex			
State Building and Higher Education Construction Account.....	5,079,500		
Construct and equip Administration building, Unit I			
Central Washington State College Capital Projects Account.....	102,998		
Extend Utilities (\$428,977)			
Central Washington State College Capital Projects Account.....	82,227	346,750	
Construct and equip Health Center building, Unit I (\$460,708)			
General Fund	255,000		
Central Washington State College Capital Projects Account.....	142,708	63,000	
Remodel buildings and improve facilities and campus, and obtain equipment (\$914,805)			
General Fund	308,994		
Central Washington State College Capital Projects Account.....	51,811	554,000	
Preplanning for schematic plans for projects in 1969-71 biennium (\$135,821)			
General Fund	58,512		
Central Washington State College Capital Projects Account.....	77,309		
Construct and equip Boiler Plant addition		333,500	
Landscaping improvements for the campus		100,000	
College share of L.I.D. projects of City of Ellensburg		43,400	
Preplanning for schematic plans for new capital projects			100,000
Total (\$10,510,119)	8,569,469	1,840,650	100,000

FOR THE EVERGREEN STATE COLLEGE

	Reappropriations	From the General Fund
Land acquisition and preplanning for new state college (\$436,142)		
General Fund	136,142	
State Building and Higher Education Construction Account.....	300,000	
Construct and equip Library, Classroom, Heating Plant and other buildings		
State Building and Higher Education Construction Account.....	6,051,720	
Construction of Roads, Utilities and site improvements		
State Building and Higher Education Construction Account.....	8,448,280	
Preplanning for schematic plans for new capital projects		400,000
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Total (\$15,336,142)	14,936,142	400,000

FOR WESTERN WASHINGTON STATE COLLEGE

	Reappropriations	From the Western Washington State College Capital Projects Account	From the General Fund
Construct and equip Classroom-Faculty Offices addition			
State Building and Higher Education Construction Account.....	104,130		
Construct and equip Library building addition			
State Building and Higher Education Construction Account.....	1,084,976		
Construct and equip addition to Auditorium-Music building			
State Building and Higher Education Construction Account.....	1,883,500		
Construct and equip addition to Physical Education building			
State Building and Higher Education Construction Account.....	490,000		
Renovation of Old Main building			
State Building and Higher Education Construction Account.....	975,000		
Construct and equip Classroom building			
State Building and Higher Education Construction Account.....	1,650,000		
Construct and equip Education-Psychology building			
State Building and Higher Education Construction Account.....	850,000		
Purchase Land (\$472,742)			
Western Washington State College Capital Projects Account	84,242		388,500

FOR WESTERN WASHINGTON STATE COLLEGE

—Continued	Reappro- priations	From the Western Washington State College Capital Projects Account	From the General Fund
Utilities expansion and modernization (\$1,704,678)			
General Fund	210,878	493,800	1,000,000
Remodel college buildings and improve facilities (\$1,720,713)			
General Fund	298,144		
Western Washington State College Capital Projects Account.....	422,569	1,000,000	
Preplanning for schematic plans for projects in 1969-71 biennium (\$102,523)			
General Fund	25,257		
Western Washington State College Capital Projects Account.....	77,266		
Fairhaven Unit Academic Facilities			
Western Washington State College Capital Projects Account.....	252,588		
Construct and equip Maintenance building			
Western Washington State College Capital Projects Account.....	242,280		
Construct and equip addition to Arts building			
Western Washington State College Capital Projects Account.....	22,579		
Supplemental fund for Referendum 19 Projects			450,000
Preplanning for schematic plans for new capital projects			100,000
Total (\$12,105,709).....	8,673,409	1,493,800	1,938,500

FOR THE DEPARTMENT OF INSTITUTIONS—HEADQUARTERS

	Reappro- priations	From the CEP & RI Account	From the General Fund
Roof repairs, parking area repairs, road repairs and other minor repairs to buildings at various institutions (\$990,- 792)			
C.E.P. and R.I. Account.....	250,280	740,512	
Repair or replace electric, water, steam and sewer lines, boilers, install emer- gency generators, elevated water tank and new oil furnaces (\$2,690,394).....			
General Fund	1,440,000	1,250,394	
Preplanning for schematic plans for new capital projects (\$516,472)			
General Fund	160,895		355,577
Total (\$4,197,658).....	1,851,175	1,990,906	355,577

FOR THE PENITENTIARY

	Reappropriations	From the CEP & RI Account	From the General Fund
Construct new power house and elevated water storage tank (\$15,004)			
General Fund	492		
C.E.P. and R.I. Account.....	14,512		
Remodel Wings 1, 2, 3 and 4 for academic school		197,408	259,023
Total (\$471,435)	15,004	197,408	259,023

FOR THE REFORMATORY

	Reappropriations		From the General Fund
Renovation of utilities			
State Building and Higher Education Construction Account.....	291,000		
Construct Chapel			
State Building and Higher Education Construction Account.....	134,950		
Replace windows and remodel shower facilities in cellhouses 1 and 2			
General Fund	20,000		
Remodel Inmates' Dining Room and Bakery			414,666
Divide Cellhouse No. 2 for better supervision			20,000
Construct and equip Dormitory and Recreation building			60,000
Total (\$940,616)	445,950		494,666

FOR THE WASHINGTON CORRECTIONS CENTER

	Reappropriations
Construct and equip Inmate Honor Housing	
State Building and Higher Education Construction Account.....	1,875,630

FOR WOMEN'S CORRECTION CENTER

	Reappropriations	From the CEP & RI Account	From the General Fund
Construct and equip new women's correctional institution (\$5,377,279)			
General Fund	1,936,659	197,688	1,410,599
State Building and Higher Education Construction Account.....	1,832,333		
Total (\$5,377,279)	3,768,992	197,688	1,410,599

FOR THE CASCADIA JUVENILE RECEPTION-DIAGNOSTIC CENTER

	Reappropiations	From the General Fund
Convert staff residence to girls' residential hall and equip C.E.P. and R.I. Account.....	3,350	
Construct and equip two new diagnostic cottages General Fund (\$519,186)	366,700	152,486
Total (\$522,536)	370,050	152,486

FOR THE MAPLE LANE SCHOOL

	Reappropiations	From the General Fund
Construct and equip Treatment Security Unit (\$307,370) State Building and Higher Education Construction Account.....	264,970	42,400
Total (\$307,370)	264,970	42,400

FOR THE GREEN HILL SCHOOL

	General Fund Reappropiations	From the General Fund
Construct and equip Treatment Security building and renovate isolation unit (\$952,796)	753,796 (752,796)	200,000
Construct and equip two residential halls		321,650
Total (\$1,274,446)	752,796	521,650

FOR THE GROUP HOMES

	Reappropiations	From the CEP & RI Account	From the General Fund
Construct and equip three group homes (\$252,517) General Fund	104,419	31,500	
State Building and Higher Education Construction Account.....	116,598		
Construct new group home to replace Riverside group home			136,000
Total (\$388,517)	221,017	31,500	136,000

FOR THE SPRUCE CANYON YOUTH CAMP

	Reappropiations	From the General Fund
Construct and equip Vocational-Gymnasium building (\$294,411) State Building and Higher Education Construction Account.....	194,411	100,000
Renovation of Administration building		25,311
Total (\$319,722)	194,411	125,311

FOR THE INDIAN RIDGE YOUTH CAMP

	Reappropriations	From the General Fund
Construct and equip Youth Camp (\$438,425)		
General Fund	90,296	20,000
State Building and Higher Education Construction Account.....	328,129	
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Total (\$438,425)	418,425	20,000

FOR THE NASELLE YOUTH CAMP

		From the General Fund
Heating plant conversion from coal to electricity		91,529

FOR THE SOLDIERS' HOME AND COLONY

		From the General Fund
Major roof repairs to various buildings		28,000
Renovate utility systems		104,288
Remodel and equip Kitchen, Phase I...		25,000
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Total (\$157,288)		157,288

FOR THE VETERANS' HOME

		From the General Fund
Major roof repairs to various buildings		26,000
Replace plumbing and fixtures in Hospital		39,400
	<hr/>	<hr/>
Total (\$65,400)		65,400

FOR THE SCHOOL FOR THE BLIND

	Reappropriations	
Major roof repairs and waterproofing exterior of buildings		
General Fund	41,770	
Construct and equip Student Residence Hall		
State Building and Higher Education Construction Account.....	373,000	
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Total (\$414,770)	414,770	

FOR THE SCHOOL FOR THE DEAF

	Reappropriations	From the General Fund
Construct and equip Fieldhouse.....		
State Building and Higher Education Construction Account.....	150,000	
Renovate Hospital to provide isolation ward		29,559
Remodel Superintendent's apartment to student dormitory		50,400
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Total (\$229,959)	150,000	79,959

FOR WESTERN HOSPITAL		Reappropriations	From the General Fund
Renovate utilities (\$422,528)			
General Fund	155,183		
C.E.P. and R.I. Account.....	1,230		
State Building and Higher Education Construction Account.....	266,115		
Renovate and equip laundry building			
General Fund	23,789		
Remodel and equip Ward buildings....			318,187
Total (\$764,504)	446,317		318,187
FOR NORTHERN HOSPITAL			
Renovate Denny I East Wards.....			From the General Fund 150,779
Total (\$150,779)			150,779
FOR EASTERN HOSPITAL		Reappropriations	From the General Fund
Renovate utilities (\$125,468)			
General Fund	25,468		
C.E.P. and R.I. Account.....	100,000		
Air-condition Main Ward building.....			1,005,795
Total (\$1,131,263)	125,468		1,005,795
FOR LAKELAND VILLAGE		Reappropriations	
Construct fire escapes on Oak Hall			
General Fund	2,166		
Repair, remodel toilets and shower facilities in residence halls			
General Fund	13,000		
Total (\$15,166)	15,166		
FOR RAINIER SCHOOL		Reappropriations	From the General Fund
Construct and equip laundry building addition (\$272,124)			
General Fund	15,073		
State Building and Higher Education Construction Account.....	257,051		
Renovate heating and ventilating system			
General Fund	16,500		
Construct and equip Vocational-Training building			
State Building and Higher Education Construction Account.....	650,000		

FOR RAINIER SCHOOL —Continued	Reapprop- riations	From the General Fund
Construct and equip Volunteer Serv- ices building—"Student Store" State Building and Higher Educa- tion Construction Account.....	150,000	
Repair and replace toilets in buildings		63,677
Total (\$1,152,301)	1,088,624	63,677

FOR THE YAKIMA VALLEY SCHOOL	Reapprop- riations	From the General Fund
Construct and equip three wings for 270 additional beds; remodel kitchen (\$2,262,222) General Fund	355,284	
State Building and Higher Educa- tion Construction Account.....	1,906,938	
Install water softener system C.E.P. and R.I. Account.....	21,635	
Install new elevator.....		79,455
Total (\$2,363,312)	2,283,857	79,455

FOR FIRCREST SCHOOL	Reapprop- riations	
Construct and equip halfway house (\$180,016) General Fund	176,942	
C.E.P. and R.I. Account.....	3,074	
Construct and equip Care and Therapy building General Fund	2,834,280	
Construct and equip Activities building (\$543,953) General Fund	70,000	
State Building and Higher Educa- tion Construction Account.....	473,953	
Replace Redwood Hall, Phase I General Fund	2,240,000	
Replace Redwood Hall, Phase II..... State Building and Higher Educa- tion Construction Account.....	2,550,000	
Total (\$8,348,249)	8,348,249	

FOR THE INTERLAKE SCHOOL	Reapprop- riations	From the General Fund
Equipment General Fund	40,000	
Replace one passenger elevator; add new elevator		103,028
Install sun screens		75,740
Total (\$218,768)	40,000	178,768

FOR THE OLYMPIC CENTER

	Reappro- priations
Acquire and remodel former Harrison Memorial Hospital General Fund	106,000
Total (\$106,000)	106,000

FOR THE PARKS AND RECREATION COMMISSION

	Reappro- priations	From the Outdoor Recreation Account	From the General Fund
Purchase and develop park sites, develop boat moorages, group camp facilities, historical sites and markers, and archeological investigations: <i>Provided</i> , That \$5,000 shall be used for remodeling and renovation of the George Bush homesite (\$6,412,742) Outdoor Recreation Account.....	390,000	4,898,860	1,123,882
Construct, repair and improve park facilities including but not limited to trailer dumps, erosion control, preservation, sanitation and water systems (\$3,788,671) General Fund	387,000		3,401,671
Purchase Cutts Island			40,000
Develop Mayfield State Park.....			200,000
Develop and landscape 50-unit camp facilities, Pearrygin State Park.....			100,000
Develop Steamboat Rock State Park...			100,000
Relocation and park protection, Chelan Lake State Park			40,000
Preplanning for schematic plans for new capital projects			145,026
Total (\$10,826,439)	777,000	4,898,860	5,150,579

FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

	Reappro- priations From the Outdoor Recreation Account
Acquisition and development of recreational facilities—for allocation to agencies other than state agencies: <i>Provided</i> , That the committee shall make no limitation as to a percentage amount which can be spent for site acquisition or development from any moneys received from the bond issue authorized in RCW 43.99A.020 (section 2, chapter 126, Laws of 1967 ex. sess.) or from any other federal or other matching funds made available to carry out the provisions of chapter 43.99 RCW	3,150,000

FOR THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

	Reappropriations From the General Fund	From the General Fund
Construct tourist information centers at Clarkston, Oroville and Blaine.....	78,517	27,279
Total (\$105,796)	78,517	27,279

FOR THE DEPARTMENT OF WATER RESOURCES

	From the General Fund
Construct additions to ground water observation wells	130,000

FOR THE DEPARTMENT OF FISHERIES

	Reappropriations From the General Fund	From the General Fund
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Facili- ties, Purchase Land, Emergency Re- pairs to Structures (\$2,554,126).....	1,023,312	1,530,814
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Facili- ties, Purchase Land, Emergency Re- pairs to Structures (100% reimburs- able)		375,000
Construct and improve Fish Farms, Rearing Ponds, Spawning Channels, Hatcheries, Fishway and Fish Facili- ties, Purchase Land, Emergency Re- pairs to Structures (50% Reimburs- able (\$1,434,439)	774,602	659,837
Total (\$4,365,565)	1,797,914	2,565,651

FOR THE DEPARTMENT OF GAME

	Reappropriations From the Outdoor Recreation Account	From the Outdoor Recreation Account	From the Game Fund
Purchase and develop land (\$4,277,528)	350,000	3,327,528	600,000
Repairs and replacement of Fish and Game Protective facilities.....			200,000
Construct and equip Fish and Game Protective facilities (100% reimburs- able)			1,000,000
Construct or purchase and improve headquarters buildings, hatcheries, fa- cilities, rearing ponds, game range facilities, and brooder houses and pens			781,000
Construct Nisqually fishing area for handicapped			3,685
Total (\$6,262,213)	350,000	3,327,528	2,584,685

FOR THE DEPARTMENT OF NATURAL RESOURCES

	Reapprop- riations	From the Fund Designated	From the General Fund
Rights of way acquisition, construct honor camp bridges and culverts, timber access road constructions, construct scaling stations, lookout towers, improvements to fire protective facilities, construct and equip district headquarters, and construct wildlife enclosures (\$1,294,319)			
General Fund	171,754		816,485
Forest Development Account.....		228,000	
Resources Management Cost Account	28,800	49,280	
Constructing packing shed for large nursery stock			
General Fund	41,000		
Water development, road construction, land clearing and leveling of agricultural lands, and range improvements (\$830,000)			
Resources Management Cost Account	80,500	469,500	
Forest Development Account.....		280,000	
Acquire land for recreational areas in forested and waterfront locations (\$1,219,163)			
Outdoor Recreation Account.....	282,418	936,745	
Improve Bird Creek Road			
Outdoor Recreation Account.....		80,000	
Construct and equip storage building for chemicals and equipment			
Resources Management Cost Account		14,400	
Construct and provide seed orchard facilities			
Resources Management Cost Account		54,000	
Total (\$3,532,882)	604,472	2,111,925	816,485

FOR THE DEPARTMENT OF AGRICULTURE

	Reapprop- riations From the General Fund	From the General Fund
Construct machine shed at Moxee City quarantine station (\$7,000)	3,850	3,150

FOR THE AERONAUTICS COMMISSION

	From the General Fund
Construct and improve emergency airports	84,000

FOR THE CAPITOL COMMITTEE

Reappropriations

Construction, remodeling, and furnishing of capitol office buildings, parking facilities, Governor's Mansion, such other buildings and facilities as necessary for the legislature and for such other state agencies as may be necessary

State Building Construction Account	300,000
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FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Reappropriations

Construct new wing to Museum Building

State Building and Higher Education Construction Account	338,076
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"NEW SECTION. Sec. 2. Chapter 162, Laws of 1967, requires that all land acquired for the purpose of erecting a building thereon and buildings to be constructed by the state building authority for lease to the appropriate institution of higher learning shall be specifically approved by the Legislature. Accordingly, legislative approval is hereby granted for the capital projects listed below for each institution of higher learning. In order to expedite the construction of the projects authorized by this section, the State Treasurer, with the consent of the Finance Committee, may make temporary loans to the construction fund of the building authority from funds in the State Treasury in the manner prescribed for interfund loans, generally.

FOR THE UNIVERSITY OF WASHINGTON

Construct and equip Health Sciences expansion.....	\$ 2,000,000
Construct and equip Undergraduate Library.....	\$ 3,389,288
Construct and equip Zoology Research building.....	\$ 3,700,000
University Hospital expansion	\$ 4,076,000

FOR WASHINGTON STATE UNIVERSITY

Construct and equip Humanities Building—Phase I	\$ 4,492,800
Construct and equip Agricultural Sciences Building—Phase II	\$ 2,399,119
Construct and equip Physical Sciences Building—Phase II	\$ 3,626,350

FOR EASTERN WASHINGTON STATE COLLEGE

Construct and equip Health and Physical Education Building.....	\$ 2,825,000
Construct and equip Classroom building.....	\$ 1,732,000
Construct and equip Plan Services building.....	\$ 337,160

FOR CENTRAL WASHINGTON STATE COLLEGE

Construct and equip Library-Instructional Complex.....	\$ 1,000,000
Construct and equip Psychology laboratory and office building.....	\$ 2,685,997
Construct and equip Physical Plant building.....	\$ 912,000

FOR THE EVERGREEN STATE COLLEGE

Construction of Library, Classroom, Heating Plant and other buildings...	\$22,260,937
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FOR WESTERN WASHINGTON STATE COLLEGE

Construct and equip Library Addition—Phase III	\$ 1,224,400
Construct and equip Northwest Environmental Studies Center.....	\$ 3,966,300
Construct Heating Plant addition.....	\$ 772,700

PROVIDED, HOWEVER, That if the Higher Education Facilities Commission recommends to the U. S. Office of Education on or before July 1, 1969, a grant of funds under Title I, section 104, Higher Education Facilities Act of 1963, for construction of the library building of The Evergreen State College in an amount greater than \$555,813, which increase over and above the aforesaid \$555,813 shall for the purpose of this proviso be known as the "addition to grant" then:

(1) the sum of \$3,389,288 hereinabove approved for the construction and equipping of the Undergraduate Library at the University of Washington shall be increased by the amount of such "addition to grant," except that in no event shall legislative approval for such project exceed the sum of \$5,084,000; and

(2) the sum of \$22,260,937 hereinabove approved for the construction and equipping of the Library, Classroom, Heating Plant and other buildings at The Evergreen State College shall be reduced by the amount of such "addition to grant," except that in no event shall legislative approval for such projects be less than \$20,416,750.

NEW SECTION. Sec. 3. The words "capital improvements" or "capital projects" used herein shall mean acquisition of sites, easements, right of way or improvements thereon and appurtenances thereto, construction and initial equipment, reconstruction, demolition or major alterations of new or presently owned capital assets.

NEW SECTION. Sec. 4. Before a capital project shall begin or an obligation incurred or contract entered into, the Budget Director, with the approval of the Governor, shall first allot funds therefor or so much as may be necessary from the appropriation made herein.

NEW SECTION. Sec. 5. Additional Federal or other receipts and gifts and grants in excess of those estimated in the budget may be allotted by the Governor for capital projects included in the Capital Budget. In addition, the Governor may receive and allot any Federal funds made available for capital outlay at any one of the six institutions of higher education: PROVIDED, That if any of the projects contained in this act qualify for such Federal funds, the amount of state funds not required are hereby appropriated to projects in the 1971-73 capital program for that institution to be designated by the Governor on the basis of priority in the program and funds available on the advice of the governing board of the institution.

NEW SECTION. Sec. 6. To effectively carry out the provisions of this act, the Governor may assign responsibility for planning, engineering and construction and other related activities to any appropriate agency.

NEW SECTION. Sec. 7. Reappropriations shall be limited to the unexpended balances remaining June 30, 1969, in the current appropriation for each project.

NEW SECTION. Sec. 8. The Governor, through the Budget Director may authorize transfer of funds appropriated for a capital project which are in excess of the amount required for the completion of such project, to other capital projects in this act for which there are insufficient appropriations: PROVIDED, That no such transfer shall be used to expand the capacity of any facility beyond that anticipated by the appropriation: PROVIDED FURTHER, That although such transfers may be made between institutions of the department of institutions they shall not be made between different departments, commissions, or institutions of higher learning.

NEW SECTION. Sec. 9. Any capital improvement or capital project for construction, repair or maintenance authorized by this act, unless constructed pursuant to the provisions of chapter 39.04 RCW, shall be done by contract after public notice and competitive bid: PROVIDED, That this section shall not apply to the acquisition of sites, easements, or rights of way; nor to contracts for architectural or engineering services; nor to emergency repairs nor to any improvement or project costing less than twenty-five hundred dollars, nor to portions of projects involving inmate labor at a state institution.

NEW SECTION. Sec. 10. Whenever possible funds from other available sources shall be used to finance projects for which General Fund appropriations are made in this Act.

NEW SECTION. Sec. 11. This act is necessary for the immediate preservation of the public peace, health and safety, for the support of state government and its existing public institutions, and shall take effect immediately.

Signed by: Senators Durkan, Atwood, Dore; Representatives Goldsworthy, Saling, Brouillet.

Senator Dore moved that the report of the Free Conference Committee on Substitute Senate Bill No. 152 be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Andersen: "Would Senator Atwood yield to a question? Senator, do I understand that we have a low bid here and we are now appropriating additional money to get up to the low bid? Is this what you are talking about?"

Senator Atwood: "That is right. In fact they had to cut back. They got the low bidder to cut out some of the things that were in that low bid in order to get advantage of the bid."

Senator Andersen: "Who was the low bidder that we are putting this money up for?"

Senator Atwood: "I couldn't tell you that, Senator."

Senator Andersen: "Is there anybody else on the floor who can answer me as to who the low bidder is that we are appropriating money to meet the low bid on?"

Senator Dore: "Maybe I am wrong in this, Senator, but I think we appropriated an X amount of dollars to put it within the range of what they think it will be. I don't think there was any decision made to merely appropriate sufficient money to make up the deficiency between what the bid was and what the previous appropriated money was. Maybe I am wrong but that was my understanding. I didn't think we did it for this particular bidder.

"We were realistic to know that we delayed so long that we just couldn't build this women's prison for the amount of money we previously bid. As far as I know, there is no commitment or agreement to award this contract to a particular contractor and use this money to make up the deficiency between what we appropriated and what the bid came in at. Is that right, Senator? There is no testimony before the committee as to that?"

Senator Atwood: "The bid has been bid three times, Senator, and the low bidder, I couldn't tell you his name, but in order to meet the low bid they deleted the industries building, the chapel, closed walk, electronic fence and gym and other items, fees and taxes for a total of a million dollar deletion. However, it is my understanding this will be the last bid that they got in March, that they were going to have him do it with these deletions."

Senator Andersen: "I won't make an issue of it at this point but some of these things, I think we all understand there have been some games played in the past on these things. I am not talking about on the bills, I am talking about on some of these people that get these so-called low bids and get taken care of. That was my only concern but I know it is obviously too late to change anything now."

The motion carried and the report of the Free Conference Committee on Substitute Senate Bill No. 152 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 152, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 48; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall-48.

Excused: Senator Washington-1.

SUBSTITUTE SENATE BILL NO. 152, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF CONFERENCE COMMITTEE

May 9, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred ENGROSSED HOUSE BILL NO. 684, relating to changes in the current LID laws of cities and towns, have had the same under consideration, and we request that the Senate recede from its amendment on page 7, section 4, line 18 and line 22 and concur in the remainder of the amendments on page 7, section 4, line 23 and line 25 and that the remaining Senate amendments be accepted and that the bill, as amended, be passed.

Signed by: Senators Gissberg, Atwood, Wilson; Representatives Richardson, Bottiger, Kopet.

On motion of Senator Gissberg, the report of the Conference Committee on Engrossed House Bill No. 684 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 684, as amended by the Conference Committee, and the bill passed the Senate by the following vote: Yeas, 47; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall-47.

Absent or not voting: Senator Greive-1.

Excused: Senator Washington-1.

ENGROSSED HOUSE BILL NO. 684 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 10, 1969.

Mr. President: The House has receded from its amendment on page 56, line 4 which adds section 63 to ENGROSSED SUBSTITUTE SENATE BILL NO. 724 and has passed the bill with the remaining House amendments, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator McCormack, the Senate concurred in the remaining House amendments to Engrossed Substitute Senate Bill No. 724.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 724, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 1; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Williams, Wilson, Woodall—46.

Voting nay: Senator Guess—1.

Absent or not voting: Senator Greive—1.

Excused: Senator Washington—1.

ENGROSSED SUBSTITUTE SENATE BILL NO. 724, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF FREE CONFERENCE COMMITTEE

May 10, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 116, providing for disposition of criminal records, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to crimes and criminal procedures; amending section 69.33.220, chapter 27, Laws of 1959 and RCW 69.33.220; amending section 69.33.300, chapter 27, Laws of 1959 and RCW 69.33.300; amending section 1, chapter 6, Laws of 1939 as last amended by section 1, chapter 71, Laws of 1967 and RCW 69.40.060; amending section 2, chapter 6, Laws of 1939 as amended by section 23, chapter 38, Laws of 1963, and RCW 69.40.070; adding new sections to chapter 28, Laws of 1959 and to chapter 72.50 RCW; adding a new section to chapter 38, Laws of 1963 and to chapter 69.40 RCW; adding a new section to chapter 69.40 RCW; defining certain crimes; and prescribing penalties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. There is added to chapter 28, Laws of 1959 and to chapter 72.50 RCW a new section to read as follows:

As used in sections 2 through 5 of this 1969 amendatory act:

(1) "Records of identification" shall include fingerprints, photographs, voice recordings and physical measurements of a person;

(2) "Agency" shall mean any law enforcement agency of this state or a subdivision thereof and any institution listed in RCW 72.50.090;

(3) "Bureau" shall mean the state bureau of criminal identification.

NEW SECTION. Sec. 2. There is added to chapter 28, Laws of 1959 and to chapter 72.50 RCW a new section to read as follows:

All agencies which send records of identification of any person arrested to the bureau or to the federal bureau of investigation or to other law enforcement agencies shall also send to such bureau or agency information as to the final disposition of all such charges,

including a statement where appropriate, to the effect that no charges have been brought. The bureau shall enter such information on its records.

NEW SECTION. Sec. 3. There is added to chapter 28, Laws of 1959 and to chapter 72.50 RCW a new section to read as follows:

In the event that (1) the person is not convicted of any of the charges for which he was arrested for the reason that such charges are not brought against him; or (2) such charges are brought and have been dismissed or the person has been acquitted; all such records of identification shall be confidential to the extent provided for in RCW 72.50.100 except that such facts may be released on order of court where such facts are material to issues in any litigation.

NEW SECTION. Sec. 4. There is added to chapter 28, Laws of 1959 and to chapter 72.50 RCW a new section to read as follows:

All records of arrest maintained by the bureau, or by any other agency, shall carry a notation clearly stating the disposition of the charges against the person arrested, or stating that no charges will be brought.

NEW SECTION. Sec. 5. There is added to chapter 28, Laws of 1959 and to chapter 72.50 RCW a new section to read as follows:

A proceeding may be brought under chapter 7.16 RCW to enforce sections 1 through 6 of this 1969 amendatory act and the attorney general of the state may at his discretion represent the plaintiff in any attempt to gain relief hereunder or the plaintiff may proceed on his own behalf.

NEW SECTION. Sec. 6. There is added to chapter 28, Laws of 1959 and to chapter 72.50 RCW a new section to read as follows:

In addition to other remedies provided in this chapter any person who wilfully violates the provisions of section 3 of this 1969 amendatory act shall be liable to any person whose records are released thereby for any actual damages including injury to reputation.

Sec. 7. Section 69.33.220, chapter 27, Laws of 1959 and RCW 69.33.220 are each amended to read as follows:

The following words and phrases, as used in this chapter, shall have the following meanings, unless the context otherwise requires:

(1) "Person" includes any corporation, association, copartnership, or one or more individuals.

(2) "Physician" means a person authorized by law to practice medicine in this state and any other person authorized by law to treat sick and injured human beings in this state and to use narcotic drugs in connection with such treatment.

(3) "Dentist" means a person authorized by law to practice dentistry in this state.

(4) "Veterinarian" means a person authorized by law to practice veterinary medicine in this state.

(5) "Manufacturer" means a person who by compounding, mixing, cultivating, growing, or other process, produces or prepares narcotic drugs, but does not include an apothecary who compounds narcotic drugs to be sold or dispensed on prescriptions.

(6) "Wholesaler" means a person who supplies narcotic drugs that he himself has not produced nor prepared, on official written orders, but not on prescriptions.

(7) "Apothecary" means a licensed pharmacist as defined by the laws of this state and, where the context so requires, the owner of a store or other place of business where narcotic drugs are compounded or dispensed by a licensed pharmacist; but nothing in this chapter shall be construed as conferring on a person who is not registered nor licensed as a pharmacist any authority, right, or privilege, that is not granted to him by the pharmacy laws of this state.

(8) "Hospital" means an institution for the care and treatment of the sick and injured, found by the state board of pharmacy to have a custodian of narcotics proper to be entrusted with the custody of narcotic drugs and the professional use of narcotic drugs under the direction of a physician, dentist, or veterinarian.

(9) "Laboratory" means a laboratory approved by the state board of pharmacy as proper to be entrusted with the custody of narcotic drugs and the use of narcotic drugs for scientific and medical purposes and for purposes of instruction.

(10) "Sale" includes barter, exchange, or gift, or offer therefor, and each such transaction made by any person, whether as principal, proprietor, agent, servant, or employee.

(11) "Coca leaves" includes cocaine and any compound, manufacture, salt, derivative, mixture, or preparation of coca leaves, except derivatives of coca leaves which do not contain cocaine, egonine, or substances from which cocaine or egonine may be synthesized or made.

(12) "Opium" includes morphine, codeine, and heroin, and any compound, manufacture, salt, derivative, mixture, or preparation of opium, but does not include apomorphine or any of its salts.

(13) ["Cannabis" includes all parts of the plant Cannabis Sativa L., whether growing or not, the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds, or resin; but shall not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is incapable of germination.

(14) "Narcotic drugs" mean coca leaves, opium [, cannabis] and every other substance neither chemically nor physically distinguishable from them; any other drugs to which the federal laws relating to narcotic drugs may now apply; and any drug found by the board of pharmacy, after reasonable notice and opportunity for hearing, to have addiction-forming or addiction-sustaining liability similar to morphine or cocaine, from the date of publication of such finding by the state board of pharmacy: *PROVIDED, That narcotic drugs shall not include cannabis and the provisions of this chapter shall not ever be applicable to any form of cannabis.*

(15) (14) "Federal narcotic laws" means the laws of the United States relating to opium, coca leaves, and other narcotic drugs.

(16) (15) "Official written order" means an order written on a form provided for that purpose by the United States commissioner of narcotics, under any laws of the United States making provision therefor, if such order forms are authorized and required by federal law, and if no such order form is provided, then on an official form provided for that purpose by the state board of pharmacy.

(17) (16) "Dispense" includes distribute, leave with, give away, dispose of, or deliver.

(18) (17) "Registry number" means the number assigned to each person registered under the federal narcotic laws.

Sec. 8. Section 69.33.300, chapter 27, Laws of 1959 and RCW 69.33.300 are each amended to read as follows:

(1) Every physician, dentist, veterinarian, or other person who is authorized to administer or professionally use narcotic drugs, shall keep a record of such drugs received by him, and a record of all such drugs administered, dispensed, or professionally used by him otherwise than by prescription. It shall, however, be deemed a sufficient compliance with this subsection if any such person using small quantities of solutions or other preparations of such drugs for local application, shall keep a record of the quantity, character, and potency of such solutions or other preparations purchased or made up by him, and of the dates when purchased or made up, without keeping a record of the amount of such solution or other preparation applied by him to individual patients: *PROVIDED, That no record need be kept of narcotic drugs administered, dispensed, or professionally used in the treatment of any one patient, when the amount administered, dispensed, or professionally used for that purpose does not exceed in any forty-eight consecutive hours (a) four grains of opium, or (b) one-half of a grain of morphine or of any of its salts, or (c) two grains of codeine or of any of its salts, or (d) one-fourth of a grain of heroin or of any of its salts, or (e) a quantity of any other narcotic drug or any combination of narcotic drugs that does not exceed in pharmacologic potency any one of the drugs named above in the quantity stated.*

(2) Manufacturers and wholesalers shall keep records of all narcotic drugs compounded, mixed, cultivated, grown, or by any other process produced or prepared, and of all narcotic drugs received and disposed of by them, in accordance with the provisions of subsection 5 of this section.

(3) Apothecaries shall keep records of all narcotic drugs received and disposed of by them, in accordance with the provisions of subsection 5 of this section.

(4) Every person who purchases for resale, or who sells narcotic drug preparations exempted by RCW 69.33.290, shall keep a record showing the quantities and kinds thereof received and sold, or disposed of otherwise, in accordance with the provisions of subsection 5 of this section.

(5) The form of records shall be prescribed by the state board of pharmacy. The record of narcotic drugs received shall in every case show the date of receipt, the name and address of the person from whom received, and the kind and quantity of drugs received; the kind and quantity of narcotic drugs produced or removed from process of manufacture, and the date of such production or removal from process of manufacture; and the record shall in every case show the proportion of morphine, cocaine, or ecgonine contained in or producible from crude opium or coca leaves received or produced; [and the proportion of resin contained in or producible from the plant *Cannabis Sativa L.*] the record of all narcotic drugs sold, administered, dispensed or otherwise disposed of, shall show the date of selling, administering, or dispensing, the name and address of the person to whom, or for whose use, or the owner and species of animal for which the drugs were sold, administered or dispensed, and the kind and quantity of drugs. Every such record shall be kept for a period of two years from the date of the transaction recorded. The keeping of a record required by or under the federal narcotic laws, containing substantially the same information as is specified above, shall constitute compliance with this section, except that every such record shall contain a detailed list of narcotic drugs lost, destroyed, or stolen, if any, the kind and quantity of such drugs, and the date of the discovery of such loss, destruction, or theft.

Sec. 9. Section 1, chapter 6, Laws of 1939 as last amended by section 1, chapter 71, Laws of 1967 and RCW 69.40.060 are each amended to read as follows:

(1) It shall be unlawful for a person, firm, or corporation to sell, give away, barter, exchange or distribute amytal, luminal, veronal, barbital, acid diethylbarbituric, or any salts, derivatives, or compounds thereof, or any preparation or compound containing any of the foregoing substances, or their salts, derivatives, or compounds, or any registered, trademarked, or copyrighted preparation or compound registered in the United States patent office containing more than one grain to the avoirdupois or fluid ounce of the above substances; or to sell, give away, barter, exchange, or distribute any amphetamine or any

dextroamphetamine, or any salts, derivatives, or compounds thereof, or any preparation or compound containing any of the foregoing substances, or their salts, derivatives, or compounds, or any registered, trademarked, or copyrighted preparation or compound registered in the United States patent office containing such substances; or to sell, give away, barter, exchange or distribute dimethyltryptamine, lysergic acid, mescaline, peyote, psilocin, or any salts, derivatives, or compounds thereof, or any preparation or compound containing any of the foregoing substances, or their salts, derivatives, or compounds, or any registered, trademarked, or copyrighted preparation or compound registered in the United States patent office containing such substances; (2) *It shall be unlawful for a person, firm or corporation to sell, give away, barter, exchange or distribute any part of the plant Cannabis Sativa L., commonly known as marihuana, or any other cannabis plant whether growing or not; the seeds thereof; the resin extracted from any part of such plant; and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds, or resin; but shall not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is incapable of germination; or to sell, give away, barter, exchange or distribute any drug found by federal law or regulation or Washington state pharmacy board regulation to have a potential for abuse because of its depressant or stimulant effect on the central nervous system or its hallucinogenic effect; or any other drug which is required by any applicable federal or state law or federal regulation or Washington state pharmacy board regulation to be used only on prescription, except upon the written or oral order of prescription of a physician, surgeon, dentist, or veterinary surgeon licensed to practice in the state, and shall not be refilled without the written or oral order of the prescriber: PROVIDED, That the [above] provisions of this section shall not apply to the sale at wholesale by drug jobbers, drug wholesalers, and drug manufacturers to pharmacies or to physicians, dentists, or veterinary surgeons, nor to each other nor to the sale at retail in pharmacies by pharmacists to each other or to physicians, surgeons, dentists or veterinary surgeons licensed to practice in this state.*

Sec. 10. Section 2, chapter 6, Laws of 1939 as amended by section 23, chapter 38, Laws of 1963, and RCW 69.40.070 are each amended to read as follows:

Whoever violates any provision of chapter 69.40 RCW, and said violation solely involves the drug cannabis, commonly known as marihuana, shall, upon conviction, be fined and imprisoned as herein provided:

(1) For the first offense, the offender shall be guilty of a misdemeanor, and punishable by a fine not exceeding [two hundred] five hundred dollars or by imprisonment in the county jail, not exceeding six months, or by both such fine and imprisonment;

(2) For a second offense, or if, in the case of a first conviction of violation of any provision of this chapter, the offender shall previously have been convicted of any violation of the laws of the United States, this state or any other state, territory or district relating to dangerous drugs, narcotic drugs or cannabis, the offender shall be guilty of a gross misdemeanor and the court may in its discretion impose a fine of not to exceed one thousand dollars or a sentence not to exceed one year in the county jail, or both such fine and imprisonment;

(3) For a third or subsequent offense, or if the offender shall previously have been convicted two or more times in the aggregate of any violation of the laws of the United States or of this state, or of any other state, territory or district relating to dangerous drugs, narcotic drugs or cannabis, the offender shall be guilty of a felony and shall be fined not more than ten thousand dollars and be imprisoned in the state penitentiary not more than ten years.

(4) For any offense under the provisions of this chapter involving a sale to or other transaction with a minor the offender shall be guilty of a felony and shall be fined not more than fifty thousand dollars and be imprisoned in the state penitentiary not more than twenty years.

(5) *Except as provided in subsection (4) of this section, for any sale of cannabis, or for possession with intent to sell, the offender shall be guilty of a felony and shall be fined not more than five thousand dollars and be imprisoned in the state penitentiary not less than three nor more than ten years. In any prosecution under this section, proof that a person unlawfully possessed in excess of 40 grams of cannabis shall be prima facie evidence that possession was with intent to sell.*

NEW SECTION. Sec. 11. There is added to chapter 69.40 RCW a new section to read as follows:

Cannabis as now or hereafter defined by the Washington state board of pharmacy shall be a dangerous drug as defined herein and accordingly shall be subject to the provisions of chapter 69.40 RCW and shall not be considered a narcotic drug and accordingly not subject to the provisions of chapter 69.33 RCW as now law or hereafter amended.

NEW SECTION. Sec. 12. There is added to chapter 38, Laws of 1963, and to chapter 69.40 RCW a new section to read as follows:

Whoever violates any provision of chapter 69.40 RCW, except when such violation involves only the drug cannabis, shall, upon conviction, be fined and imprisoned as herein provided:

(1) The offender shall be guilty of a felony, and punishable by a fine not exceeding five thousand dollars or by imprisonment in the state penitentiary not exceeding ten years, or by both such fine and imprisonment;

(2) For any offense under the provisions of this chapter involving a sale to or other transaction with a minor the offender shall be guilty of a felony and shall be fined not more than fifty thousand dollars and be imprisoned in the state penitentiary not more than twenty years;

(3) Except as provided in subsection (2) of this section, for any sale, the offender shall be guilty of a felony and shall be fined not more than five thousand dollars and be imprisoned in the state penitentiary not less than three nor more than ten years.

NEW SECTION. Sec. 13. For the purposes of sections 13 through 20 of this 1969 amendatory act:

(1) "Minor" means any person under the age of eighteen years;

(2) "Erotic material" means printed material, photographs, pictures, motion pictures, and other material the dominant theme of which taken as a whole appeals to the prurient interest of minors in sex; which is patently offensive because it affronts contemporary community standards relating to the description or representation of sexual matters or sado-masochistic abuse; and is utterly without redeeming social value;

(3) "Person" means any individual, corporation, or other organization;

(4) "Dealers", "distributors", and "exhibitors" mean persons engaged in the distribution, sale, or exhibition of printed material, photographs, pictures, or motion pictures.

NEW SECTION. Sec. 14. (1) When it appears that material which may be deemed erotic is being sold, distributed, or exhibited in this state, the prosecuting attorney of the county in which the sale, distribution, or exhibition is taking place may apply to the superior court for a hearing to determine the character of the material with respect to whether it is erotic material.

(2) Notice of the hearing shall immediately be served upon the dealer, distributor, or exhibitor selling or otherwise distributing or exhibiting the alleged erotic material. The superior court shall hold a hearing not later than five days from the service of notice to determine whether the subject matter is erotic material within the meaning of section 13 of this 1969 amendatory act.

(3) If the superior court rules that the subject material is erotic material, then, following such adjudication:

(a) If the subject material is written or printed, the court shall issue an order requiring that an "adults only" label be placed on the publication, if such publication is going to continue to be distributed. Whenever the superior court orders a publication to have an "adults only" label placed thereon, such label shall be impressed on the front cover of all copies of such erotic publication sold or otherwise distributed in the state of Washington. Such labels shall be in forty-eight point bold face type located in a conspicuous place on the front cover of the publication. All dealers and distributors are hereby prohibited from displaying erotic publications in their store windows, on outside newsstands on public thoroughfares, or in any other manner so as to make them readily accessible to minors.

(b) If the subject material is a motion picture, the court shall issue an order requiring that such motion picture shall be labeled "adults only". The exhibitor shall prominently display a sign saying "adults only" at the place of exhibition, and any advertising of said motion picture shall contain a statement that it is for adults only. Such exhibitor shall also display a sign at the place where admission tickets are sold stating that it is unlawful for minors to misrepresent their age.

(c) Failure to comply with a court order issued under the provisions of this section shall subject the dealer, distributor, or exhibitor to contempt proceedings.

(d) Any person who, after the court determines material to be erotic, sells, distributes, or exhibits the erotic material to a minor shall be guilty of violating sections 13 through 20 of this 1969 amendatory act, such violation to carry the following penalties:

(i) For the first offense a misdemeanor and upon conviction shall be fined not more than five hundred dollars, or imprisoned in the county jail not more than six months;

(ii) For the second offense a gross misdemeanor and upon conviction shall be fined not more than one thousand dollars, or imprisoned not more than one year;

(iii) For all subsequent offenses a felony and upon conviction shall be fined not more than five thousand dollars, or imprisoned not less than one year.

NEW SECTION. Sec. 15. In any prosecution for violation of section 14 of this 1969 amendatory act, it shall be a defense that:

(1) If the violation pertains to a motion picture, the minor was accompanied by a parent, parent's spouse, or guardian; or

(2) Such minor exhibited to the defendant a draft card, driver's license, birth certificate, or other official or an apparently official document purporting to establish such minor was over the age of eighteen years; or

(3) Such minor was accompanied by a person who represented himself to be a parent, or the spouse of a parent, or a guardian of such minor, and the defendant in good faith relied upon such representation.

NEW SECTION. Sec. 16. (1) It shall be unlawful for any minor to misrepresent his true age or his true status as the child, stepchild or ward of a person accompanying him, for the purpose of purchasing or obtaining access to any material described in section 13 of this 1969 amendatory act.

(2) It shall be unlawful for any person accompanying such minor to misrepresent his true status as parent, spouse of a parent or guardian of any minor for the purpose of enabling such minor to purchase or obtain access to material described in section 13 of this 1969 amendatory act.

NEW SECTION. Sec. 17. No retailer, wholesaler, or exhibitor is to be deprived of service from a wholesaler or wholesaler-distributor of books, magazines, motion pictures or other materials or subjected to loss of his franchise or right to deal or exhibit as a result of his attempts to comply with this statute. Any publisher, distributor, or other person, or combination of such persons, which withdraws or attempts to withdraw a franchise or other right to sell at retail, wholesale or exhibit materials on account of the retailer's, wholesaler's or exhibitor's attempts to comply with sections 13 through 20 of this 1969 amendatory act shall incur civil liability to such retailer, wholesaler or exhibitor for threefold the actual damages resulting from such withdrawal or attempted withdrawal.

NEW SECTION. Sec. 18. Nothing in sections 13 through 20 of this 1969 amendatory act shall apply to the circulation of any such material by any recognized historical society or museum, the state law library, any county law library, the state library, the public library, any library of any college or university, or to any archive or library under the supervision and control of the state, county, municipality, or other political subdivision.

NEW SECTION. Sec. 19. The provisions of sections 13 through 20 of this 1969 amendatory act shall not apply to acts done in the scope of his employment by a motion picture operator or projectionist employed by the owner or manager of a theatre or other place for the showing of motion pictures, unless the motion picture operator or projectionist has a financial interest in such theatre or place wherein he is so employed or unless he caused to be performed or exhibited such performance or motion picture without the knowledge and consent of the manager or owner of the theatre or other place of showing.

NEW SECTION. Sec. 20. The provisions of sections 13 through 20 of this 1969 amendatory act shall be exclusive.

NEW SECTION. Sec. 21. If any provision of this 1969 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provisions to other persons or circumstances, is not affected.

Signed by Senators Uhlman and Elicker; Representatives Chapin, Curtis and Hurley.

Senator Uhlman moved that the report of the Free Conference Committee on Substitute House Bill No. 116 be adopted.

POINT OF INQUIRY

Senator Bailey: "Would Senator Uhlman yield to a question? Senator, I am not too familiar with some of these items here. It looks like you have a little bit of everything that didn't get through in other bills. I was wondering on page 6, subsection 5 is this the bill that we defeated in the Senate, took off the calendar because it was such an obligation on the pharmacists, . . ."

Senator Uhlman: "No, Senator, you are speaking of the codeine measure. That is not included in this at all. This is just exactly with very minor technical changes, the bill which provides as follows: First of all it reduces the penalty from a felony to a misdemeanor for the use and possession of marihuana. It retains the felony for the sale of marihuana. It also increases the penalty for LSD, 'speed', etc. from a misdemeanor to a felony and there are no mandatory sentences in the measure at all."

Senator Bailey: "I am speaking now about the pharmacy part of it. This is the modified form. The pharmacists did not object to this part of it as far as I know then."

Senator Uhlman: "Absolutely not."

MOTIONS

On motion of Senator Greive, Substitute House Bill No. 116 was made a special order of business for Sunday, May 11, 1969.

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

SIGNED BY THE PRESIDENT

The President has signed:

SUBSTITUTE SENATE BILL NO. 152,
 SUBSTITUTE SENATE BILL NO. 157,
 SUBSTITUTE SENATE BILL NO. 169,
 SUBSTITUTE SENATE BILL NO. 188,
 SUBSTITUTE SENATE BILL NO. 724,
 SENATE BILL NO. 737,
 HOUSE JOINT RESOLUTION NO. 42,
 HOUSE CONCURRENT RESOLUTION NO. 33.

MESSAGES FROM THE HOUSE

May 10, 1969.

Mr. President: The Speaker has signed:
 SUBSTITUTE HOUSE BILL NO. 84,
 HOUSE BILL NO. 310,
 SECOND SUBSTITUTE HOUSE BILL NO. 480,
 HOUSE JOINT MEMORIAL NO. 8,
 HOUSE JOINT MEMORIAL NO. 18,
 HOUSE CONCURRENT RESOLUTION NO. 5,
 HOUSE CONCURRENT RESOLUTION NO. 34,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 10, 1969.

Mr. President: The House has passed HOUSE BILL NO. 899, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 10, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE JOINT MEMORIAL NO. 21 and has passed the memorial as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

May 10, 1969.

Mr. President: The Speaker has signed:
 SUBSTITUTE SENATE BILL NO. 157,
 SUBSTITUTE SENATE BILL NO. 188,
 SENATE BILL NO. 326,
 SENATE BILL NO. 737,
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 10, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 641, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

May 10, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 661, and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 10, 1969.

Mr. President: The House has concurred in the Senate amendments to HOUSE BILL NO. 426, and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 SUBSTITUTE HOUSE BILL NO. 84,
 HOUSE BILL NO. 310,
 SECOND SUBSTITUTE HOUSE BILL NO. 480,
 HOUSE JOINT MEMORIAL NO. 8,
 HOUSE JOINT MEMORIAL NO. 18,
 HOUSE CONCURRENT RESOLUTION NO. 5,
 HOUSE CONCURRENT RESOLUTION NO. 34.

INTRODUCTION AND FIRST READING

HOUSE BILL NO. 899, by Representatives Charette, Clarke (George W.), Julin and Bottiger:

Providing a rule of statutory construction where the same code section is amended in two different acts without reference to each other.

Senator Uhlman moved that the rules be suspended, House Bill No. 899 be advanced to second reading and read the second time in full.

POINT OF INQUIRY

Senator Atwood: "Would Senator Uhlman yield to a question? Senator, do you have a copy of this bill for all the members?"

Senator Uhlman: "We can obtain one but it is very short. If the body will indulge it, I would suggest that the Secretary simply read the bill. It is a measure dealing with the statutory construction of conflicting measures passed in the same session."

The motion carried. House Bill No. 899 was advanced to second reading.

MOTION

At 5:20 p.m., on motion of Senator Greive, the Senate was recessed until 5:40 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 5:40 p.m.

MOTION

On motion of Senator Guess, Senator Williams was excused.

Senators Greive, McCormack and Sandison demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Washington and Williams who had previously been excused.

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

MOTION

At 5:50 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the Chair.

The President called the Senate to order at 6:35 p.m.

MOTION

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

At 6:35 p.m., on motion of Senator Greive, the Senate adjourned until 3:00 p.m., Sunday, May 11, 1969.

JOHN A. CHERBERG, President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

FIFTY-NINTH DAY

AFTERNOON SESSION

Senate Chamber, Olympia, Wash., Sunday, May 11, 1969.

The Senate was called to order at 3:00 p.m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Shelley Peterson, Color Bearer, and Mike Wrenn, presented the Colors. Dr. Henry S. Rahn, pastor of the First Baptist Church, Olympia, offered prayer as follows:

"Eternal God our Father, from whom comes all good things in man and in nature, we would sensitively open our minds to Thee, that our thoughts of Thee may be enlarged. Thou art our ever present help and our everlasting hope.

We are confident that our needs for this day are overshadowed by Thy grace and mercy. Humbly we seek Thy counsel and guidance. Make us strong in our efforts for the right and in our love for the good and true. Through Christ our Lord. Amen."

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

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENT

May 10, 1969.

JAMES BEHLKE, to the position of Director of the State Department of Pollution Control, appointed by the Governor on January 10, 1969, for the term ending at the Governor's pleasure, succeeding Roy Harris (reported by the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that said appointment be confirmed.

Signed by: Senators Day, Chairman; Cooney, Greive, Holman, McDougall, Newschwander, Odegaard.

Passed to Committee on Rules and Joint Rules.

May 7, 1969.

SENATE JOINT MEMORIAL NO. 16, memorializing Congress to assume the entire funding obligation of all federal welfare programs (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass.

Signed by: Senators Stortini, Chairman; Connor, Durkan, Faulk, Ridder, Stender.

On motion of Senator Stortini, the rules were suspended, Senate Joint Memorial No. 16 was advanced to second reading and read the second time in full.

On motion of Senator McDougall, the rules were suspended, Senate Joint Memorial No. 16 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 16, and the memorial passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 5; excused, 1.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McDougall, Mardesich, Matson, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senator Metcalf-1.
 Absent or not voting: Senators Cooney, Lewis (Harry), McCutcheon, Marquardt, Talley-5.
 Excused: Senator Pritchard-1.

SENATE JOINT MEMORIAL NO. 16, having received the constitutional majority, was declared passed.

REPORTS OF STANDING COMMITTEE

May 11, 1969.

SENATE BILL NO. 486, relating to unemployment compensation (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Herr, Ridder.

Passed to Committee on Rules and Joint Rules for second reading.

May 9, 1969.

ENGROSSED HOUSE JOINT RESOLUTION NO. 24, enlarging means of amending Constitution (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommendation: Do pass as amended.

Signed by: Senators Canfield, Holman, McCormack, Mardesich, Metcalf, Pritchard, Uhlman, Washington.

MINORITY recommendation: Do not pass.

Signed by: Senators McCutcheon, Chairman; Donohue, Stender.

MOTIONS

On motion of Senator Greive, Engrossed House Joint Resolution No. 24 was advanced to second reading and read the second time in full.

On motion of Senator Greive, Engrossed House Joint Resolution No. 24 was ordered placed at the end of the second reading calendar for today.

MESSAGES FROM THE SECRETARY OF STATE

March 27, 1969.

THE HONORABLE, THE PRESIDENT OF THE SENATE,
 THE LEGISLATURE OF THE STATE OF WASHINGTON,
 OLYMPIA, WASHINGTON.

SIR:

I have the honor to transmit herewith pursuant to Section 12, Article 3 of the Constitution of the State of Washington, for the consideration of the Senate, the following bills passed by the Senate and the House of Representatives at the Regular Legislative Session of 1969, and partially vetoed by the Governor, together with his veto messages attached thereto. They are Enrolled Senate Bills Nos. 33, 105, 142, 277 and 618.

Respectfully,

A. LUDLOW KRAMER
 Secretary of State.

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of its seal, hereby certify that according to the records on file in my office

Attached is a true and correct copy of Enrolled Senate Bill No. 33 as passed by the Regular Session of the 1969 Legislature and approved into law by the Governor, with the exception of certain items in Section 1 (6) and Section 2 (6) which were vetoed.

I further certify that said Act is now identified as Chapter 138, Laws of 1969. In witness whereof I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, March 27, 1969.

A. LUDLOW KRAMER
 Secretary of State.

(SEAL OF THE STATE OF WASHINGTON)

Office of the Governor, March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
 (Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, ENGROSSED SENATE BILL 33, entitled: "An Act relating to education."

A rider attached to the Federal Vocational Education Amendments Act of 1968 eliminates the payment of assistance funds to federally impacted areas under Public Law 874 to school districts in any state that takes these federal payments into consideration in determining the amount of state aid to local school districts. This rider becomes effective July 1, 1969, and requires a change from our present formula for allocating state funds for the support of local schools.

Our state foundation program establishes a minimum level of cost for the education of all public school children. The state then guarantees this amount of money for each weighted pupil in all school districts. For a comparatively few school districts which have a high local tax base, this minimum guarantee may be reached with little state aid. However, in the vast majority of cases, the local funds available to the schools are not enough to assure equal educational opportunity for every child. The state, therefore, provides necessary funds to bring the payment for per pupil cost up to the guaranteed funding level.

A district may receive \$250 per student from the federal government for a full impact child. Under the new federal law, this must be in addition to all state funds. For example, one school district may normally collect only \$70 per child in local taxes, and then receive the balance of the guaranteed amount from state aid. For 1968-69, this guaranteed amount is \$368. To then receive an additional \$250 per impact child on top of this is an illogical utilization of both state and federal funds.

In a state where the bulk of school districts' operational monies come from the local communities it would be unfair for the state to take these federal funds into consideration in any equalization formula or foundation program. In Washington, however, we have historically supported the public schools at a substantially high level with state funds. We now rank fourth among all states in state support of local schools.

The 1967 federal law amendments do not take into consideration the vast differences between the states and the ways in which they support their public schools. I have asked members of our Congressional delegation to ask Congress to recede from the extreme position of the 1967 amendments so that the federal law will not unnecessarily penalize Washington and the other states which provide significant support for schools at the state level. The federal funds are designed to compensate the local school district for a lack of taxable property. The state program accomplishes the same purpose. If we are to provide adequate education for all of our students, no school district in our state ought to be permitted to benefit twice from the same lack of taxable property.

In the meantime, it is necessary to comply with the new federal law if Washington school districts are to receive Public Law 874 funds. Under current law, state support for common schools must be reduced by 85 percent of these funds received from the federal government. The first part of Engrossed Senate Bill 33 eliminates from the revised code of Washington a specific provision requiring that these federal funds be considered as a local revenue in determining state school support.

Under current law, the superintendent of public instruction is also given the discretion to deduct 85 percent of other available revenues of a school district from the total amount that the state guarantees to local school districts for operational support.

The second part of Engrossed Senate Bill 33 states flatly that Public Law 874 funds may never be considered by the state to be available revenues of local school districts. This second provision in the act is not necessary to qualify local districts for federal impact funds.

If the bill becomes law in this form, the superintendent of public instruction could not take into consideration federal impact funds in allocating state support for local schools, even if Congress should recede from its position in accordance with our request and with the request of other states similarly affected.

I have vetoed this second item in order that the superintendent may consider Public Law 874 funds as local revenue in determining state school support in the event that Congress should act in accordance with our request. I have also vetoed the companion provision in Part II of the bill.

The remainder of Engrossed Senate Bill 33 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

On motion of Senator Atwood, Senate Bill No. 33 together with the veto message of the Governor thereon were ordered transmitted to the Secretary of State.

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of its seal, hereby certify that according to the records on file in my office

Attached is a true and correct copy of Enrolled Senate Bill No. 105 as passed by the Regular Session of the 1969 Legislature and approved into law by the Governor, with the exception of Section 2 which was vetoed.

I further certify that said Act is now identified as Chapter 139, Laws of 1969. In witness whereof I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, March 27, 1969.

A. LUDLOW KRAMER
Secretary of State.

(SEAL OF THE STATE OF WASHINGTON)

Office of the Governor, March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to one section, ENGROSSED SENATE BILL NO. 105 entitled:

"An Act relating to revenue and taxation."

This bill was introduced at the request of the Department of Motor Vehicles for the purpose of reducing some of the administrative expenses of collecting motor vehicle and fuel taxes. As originally introduced, section 2 added as an additional exemption from the use fuel tax special mobile equipment such as road graders. In the form presented to me for my approval, the bill now exempts all publicly owned motor vehicles. Because of the language of the bill, it is unclear whether this result was intended. This provision has a substantial financial impact on the state budget.

In addition to these revenue losses there appears to be a greater problem in the deletion of the comma on line 25 of page one of the engrossed bill and the insertion of the word "and." The language results in confusion as to whether private construction companies doing construction and maintenance work on streets and highways would be exempt from the gasoline tax. Rather than to leave these issues clouded and because of substantial financial impact upon the state budget, I have vetoed section 2.

It is my hope that the Legislature will act to amend this section in accordance with the original request of the Department of Motor Vehicles.

With the exception of section 2, which I have vetoed, the remainder of Engrossed Senate Bill No. 105 is approved.

Respectfully submitted.

DANIEL J. EVANS

Governor.

On motion of Senator Atwood, Engrossed Senate Bill No. 105 together with veto message of the Governor thereon were ordered transmitted to the Secretary of State.

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of its seal, hereby certify that according to the records on file in my office

Attached is a true and correct copy of Enrolled Senate Bill No. 142 as passed by the Regular Session of the 1969 Legislature and approved into law by the Governor, with the exception of certain items in Section 6 and section 10 which were vetoed.

I further certify that said Act is now identified as Chapter 131, Laws of 1969. In witness where of I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, March 27, 1969.

A. LUDLOW KRAMER

Secretary of State.

(SEAL OF THE STATE OF WASHINGTON)

Office of the Governor, March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to one item, ENGROSSED SENATE BILL NO. 142, entitled:

"An Act relating to education."

This bill as originally filed would have increased the number of school board directors from five to seven for a school district of the first class having an enrollment of seventy thousand pupils or more and would have made no changes in the method of electing the members of such a school board.

As finally adopted, the bill will create seven director districts in the Seattle School District. Candidates who are residents in a director district will run in the primary election from that district. The two candidates in each district receiving the highest number of votes will run in the general election and will be voted upon by all of the registered voters in the entire school district.

After extended consideration, I have decided, with the exception of one item, to approve the bill. However, I wish to express my grave concern that this substantial change in the method of electing school board members will not necessarily be in the best interests of the Seattle School District and the citizens of Seattle. I am most concerned that a sustained effort be made to prevent this change in the method of election from becoming an impetus encouraging fragmentation and separatism in the Seattle School District.

I urge everyone who is concerned with the development of our public school systems to observe carefully how effectively this new machinery will work. If it is successful

consideration should be given to extending it to all first class school districts. If substantial difficulties are encountered it should be reexamined by the Legislature.

The bill provides that the boundaries of the director districts shall be established by the members of the school board and approved by the county committee on school district organization. In section 6 it is provided that appointment of a board member to fill any vacancy existing for a new director district prior to the next regular school election shall be by the school board from a list comprised of names submitted by each legislator resident in the director district, each of whom may suggest not more than three names for such vacancy.

By limiting persons to be considered to those nominated by legislators will be unduly restrictive and therefore will not necessarily provide the school board members with the best possible candidates for consideration. In addition, this device may tend to inject a partisan political flavor into the selection process which would be highly inappropriate to the non-partisan character of our public school system.

I therefore have concluded that the item contained in the bill in section 6 (and in alternate section 10 to be effective upon enactment of the 1969 education code) is an inappropriate method of obtaining nominations for filling the vacancies created as a result of this bill.

To assist the school board in considering candidates for these additional positions, I encourage all interested citizens, and especially members of the Legislature residing within the Seattle School District, to communicate their suggestions to the members of the school board for their consideration.

With the exception of the item in section 6 and the alternate identical item in section 10 which I have vetoed for the reasons set forth above, the remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

On motion of Senator Greive, Engrossed Senate Bill No. 142 together with the veto message of the Governor thereon were ordered transmitted to the Secretary of State.

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of its seal, hereby certify that according to the records on file in my office

Attached is a true and correct copy of ENROLLED SENATE BILL NO. 277 as passed by the Regular Session of the 1969 Legislature and approved into law by the Governor, with the exception of Section 8 which was vetoed.

I further certify that said Act is now identified as Chapter 141, Laws of 1969. In witness whereof I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, March 27, 1969.

A. LUDLOW KRAMER
Secretary of State.

(SEAL OF THE STATE OF WASHINGTON)

Office of the Governor, March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to one section, SENATE BILL NO. 277 entitled:

"An Act relating to the blind, the visually handicapped and the otherwise physically disabled."

This is a comprehensive act aimed at encouraging and enabling the blind, the visually handicapped and the otherwise physically disabled to participate fully in the social and economic life of the state and to engage in remunerative employment. I am fully supportive of the objectives of this legislation.

Section 8 of the bill requires that the Governor each year take suitable public notice of October 15 as White Cane Safety Day, directs that he issue a proclamation to that effect and describes the content to be contained in that proclamation. There are numerous special observance days each year which I as Governor acknowledge by statements supporting the objectives of groups sponsoring those observance days. However, none of these days are mandated by statute. In addition, gubernatorial proclamations are limited and defined by statute. The use of a gubernatorial proclamation for the purpose described in section 8 is not appropriate. Therefore I have vetoed section 8 of the bill. The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

On motion of Senator Greive, Senate Bill No. 277 together with the veto message of the Governor thereon were ordered transmitted to the Secretary of State.

I, A. Ludlow Kramer, Secretary of State of the state of Washington and custodian of its seal, hereby certify that according to the records on file in my office

Attached is a true and correct copy of Enrolled Senate Bill No. 618 as passed by the Regular Session of the 1969 Legislature and approved into law by the Governor, with the exception of Section 4 which was vetoed.

I further certify that said Act is now identified as Chapter 142, Laws of 1969. In witness whereof I have signed and have affixed the seal of the state of Washington to this certificate at Olympia, the State Capitol, March 27, 1969.

A. LUDLOW KRAMER
Secretary of State.

(SEAL OF THE STATE OF WASHINGTON)

Office of the Governor, March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to one item, SENATE BILL NO. 618 entitled:

"An Act relating to local government; permitting certain indebtedness for taxing districts, political subdivisions or municipal corporations:"

The principal objectives of Senate Bill No. 618 are to double the amount of bonds which a school district may issue with the approval of sixty per cent of the voters, and to double the indebtedness which a city may incur upon the vote of its governing body to be repaid from regular revenues of the city. The bill also contains language clarifying the purposes for which school district bonds may be issued, increases the permissible interest rate on county bonds, and amends the general indebtedness statute (RCW 39.36.020) so that its provisions will conform with the provisions of Article 8, Section 6 of the State Constitution. The amendment of this general statute does not alter special statutes which fix indebtedness limits for particular types of taxing districts. These special statutes can be amended as the legislature wishes without the necessity of further amendments to RCW 39.36.020.

Section 4 of the Senate Bill No. 618 amends RCW 36.67.020 which is the special statute relating to indebtedness which may be contracted by a county with the approval of a sixty percent majority of the voters. The statute limits this indebtedness to

"... five per cent on the value of the taxable property therein (being twice the assessed valuation), to be ascertained as provided in RCW 36.67.010 . . ."

Section 4 of this bill would delete the parenthetical phrase "(being twice the assessed valuation)". After reviewing this matter with members of the legislature and with legal counsel who specialize in municipal bond work, I am satisfied that this amendment in no way alters the present debt limits of counties under existing constitutional provisions. The constitution now provides for assessments to be made at fifty percent of true and fair value; thus, for debt limit purposes, the "value of the taxable property" in a county is determined by multiplying the assessed valuation of the county by two, whether or not the parenthetical phrase is stated in the statute. The purpose of deleting the parenthetical phrase is stated in the statute. The purpose of deleting the parenthetical phrase "being twice the assessed valuation" in Section 4, and in other sections of this bill where similar language is deleted, is to anticipate a possible change in the state constitution under which assessments would be made at actual value and regular levies would be limited to an aggregate of one percent of that value.

Unfortunately, merely deleting the parenthetical phrase in Section 4 without also deleting the further language "to be ascertained as provided in RCW 36.67.010" causes RCW 36.67.020 to be confusing and susceptible of the interpretation that the amendment was intended to reduce by one-half the bonding capacity of counties.

Since the proposed amendment contained in Section 4 is not intended to change present indebtedness limitations of counties, and since the amendment is confusing and ambiguous, I have vetoed Section 4 in order to retain the language of RCW 36.67.020 in its present form. In the event the people ratify a constitutional amendment fixing regular property tax levies at one percent of the value of property, and assessments are made at full value, the legislature should amend RCW 36.67.020 and other special debt limitation statutes containing the phrase "being twice the assessed valuation" in order to prevent a situation under which statutes specify an unconstitutional debt limitation for taxing districts.

Except for Section 4 which I have vetoed, the remainder of Senate Bill No. 618 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

On motion of Senator Greive, Senate Bill No. 618 together with the veto message of the Governor thereon were ordered transmitted to the Secretary of State.

JOURNAL OF THE SENATE

MOTION

At 3:15 p.m., on motion of Senator Greive, the Senate recessed until 5:00 p.m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 5:00 p.m.

MESSAGES FROM THE HOUSE

May 10, 1969.

Mr. President: The Speaker has signed:
 SENATE BILL NO. 42,
 SUBSTITUTE SENATE BILL NO. 152,
 SUBSTITUTE SENATE BILL NO. 169,
 SENATE BILL NO. 724
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 10, 1969.

Mr. President: The House has concurred in the Senate amendments to REENGROSSED SUBSTITUTE HOUSE BILL NO. 582 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 11, 1969.

Mr. President: The House has adopted the report of the Conference Committee on ENGROSSED HOUSE BILL NO. 684, and has passed the bill as amended by the Conference Committee. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 9, 1969.

Mr. President: The House has adopted the report of the Conference Committee on SUBSTITUTE HOUSE BILL NO. 427 and has granted said committee the powers of Free Conference. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTION

At 5:10 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 5:50 p.m.

MOTION

At 5:50 p.m., on motion of Senator Greive, the Senate recessed until 8:00 p.m.

EVENING SESSION

The President called the Senate to order at 8:00 p.m.
 Senators Greive, Connor and Atwood demanded a Call of the Senate.
 A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
 On motion of Senator Greive, the Senate proceeded subject to roll call.

PARLIAMENTARY INQUIRY

Senator Atwood: "Parliamentary inquiry. On what order of business are we?"

REPLY BY THE PRESIDENT

The President: "The President believes, Senator Atwood, that it would be a special order of business in relation to Substitute House Bill No. 116."

MOTION

Senator Greive moved that the Senate immediately consider the message from the House relating to Engrossed Senate Bill No. 678.

The motion carried.

POINT OF INFORMATION

Senator Woodall: "Point of information. I believe that after we made the request for the Call of the Senate, any roll call taken will of necessity bring the production of all absent members, is that correct?"

REPLY BY THE PRESIDENT

The President: "That is correct, Senator Woodall."

MESSAGE FROM THE HOUSE

May 10, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 678 with the following amendments:

On page 2, beginning on line 22 following section 2, strike the remainder of the bill and substitute the following:

Sec. 3. Section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 ex. sess. and RCW 50.04.320 are each amended to read as follows:

For the purpose of payment of contributions, "wages" means the first three thousand six hundred dollars of remuneration paid by one employer during any calendar year to an individual in its employment under this title or the unemployment compensation law of any other state. [After December 31, 1950,] If an employer (hereinafter referred to as a successor employer) during any calendar year acquires substantially all the operating assets of another employer (hereinafter referred to as a predecessor employer) or assets used in a separate unit of a trade or business of a predecessor employer, and immediately after the acquisition employs in his trade or business an individual who immediately prior to the acquisition was employed in the trade or business of such predecessor employer, then, for the purposes of determining whether the successor employer has paid remuneration equal to three thousand six hundred dollars to such individual during such calendar year, any remuneration paid to such individual by such predecessor during such calendar year and prior to such acquisition shall be considered as having been paid by such successor employer.

For the purpose of payment of benefits, "wages" means the remuneration payable by one or more employers to an individual for employment under this title during [one calendar] his base year.

"Remuneration" means all compensation paid for personal services, including commissions and bonuses and the cash value of all compensation paid in any medium other than cash. The reasonable cash value of compensation paid in any medium other than cash and the reasonable value of gratuities shall be estimated and determined in accordance with rules prescribed by the commissioner.

NEW SECTION. Sec. 4. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

On or before the fifteenth day of June of each year an "average annual wage" and an "average weekly wage" shall be computed for the preceding calendar year from information for the preceding calendar year reported by all employers as defined in RCW 50.04.080 on employers' contribution reports (including corrections thereof) filed within three months after the close of that year. The "average annual wage" is the quotient derived by dividing total remuneration reported by all employers by the average number of workers reported for all months. The average annual wage thus obtained shall be divided by fifty-two to determine the "average weekly wage": PROVIDED, That in computing the average annual wage and average weekly wage such amounts shall be computed to the nearest multiple of one dollar except that if the computed amount ends in fifty cents it shall be adjusted to the next higher multiple of one dollar.

Sec. 5. Section 68, chapter 35, Laws of 1945 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner finds that:

(1) He has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that the compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) He has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) He is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing, immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents;

(4) He has been unemployed for a waiting period of one week; [and]

(5) He has [within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits] for any benefit year beginning after July 5, 1969, earned wages during his base year of not less than twenty percent of the average annual wage as defined herein or has earned wages during his base year of eight hundred dollars and had employment in not less than twenty weeks, in said base year, in each of which he had earned wages of at least twenty percent of the average weekly wage: *PROVIDED*, That in computing the twenty percent, such figure shall be computed to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be adjusted to the next higher multiple of one dollar.

(6) If the base year wages of the individual's current benefit year, for any benefit year beginning after July 5, 1969, include wages earned prior to the establishment of a prior benefit year, the individual shall not be eligible for benefits unless he earned wages in the last six months of his base year equal to at least eight times his current weekly benefit amount or eight times the weekly benefit amount to which he would otherwise be entitled.

Sec. 6. Section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120 are each amended to read as follows:

(1) Subject to the other provisions of this title benefits shall be payable to any eligible individual during [the] his benefit year in a maximum amount equal to the lesser of thirty times the weekly benefit amount (determined hereinafter) or one-third of the individual's base year wages under this title: *PROVIDED*, That an otherwise eligible individual shall not be entitled to be paid benefits in any calendar quarter in an amount greater than the total amount of wages under this title earned in the highest of the two corresponding calendar quarters included within the period of the first eight of the last nine completed calendar quarters immediately preceding his current benefit year: *PROVIDED FURTHER*, That this limitation shall not serve to restrict the payment of benefits to an individual:

(a) In any quarter of his benefit year if in either of such two corresponding quarters he earned no wages because of illness or disability, or

(b) If he had no earnings in subject employment under this Title during the four completed quarters immediately preceding the beginning of his base year, or

(c) If his benefit determination is based, in total or in part, on earnings not subject to contributions under this title, or if he had earnings not subject to contributions under this Title which would have been used in his benefit determination except for the fact that he had sufficient wages subject to contributions under this Title to entitle him to the maximum amount of benefits payable under this Title, and he can show to the satisfaction of the Commissioner that had such earnings been subject to contributions under this Title they would remove the restriction: *PROVIDED*, That if such earnings are insufficient to remove the restriction but would either by themselves or when added to wages earned under this Title serve to increase the limiting amount, they may be used to effect such increase: *PROVIDED FURTHER*, That except as otherwise provided in this section an individual shall not be entitled to receive extended benefits during any calendar quarter in an amount greater than the total amount of wages under this Title earned in the highest of the two corresponding calendar quarters included within the period of the first eight of the last nine completed calendar quarters immediately preceding the benefit year which determines the amount of his extended benefit entitlement.

(2) An individual's weekly benefit amount shall be [in a minimum] an amount [of seventeen dollars for the first one hundred twenty five dollars or portion thereof in excess of seven hundred ninety nine dollars and ninety nine cents of base year wages, increasing one dollar for each one hundred twenty five dollars or portion thereof of said individual's base year wages earned thereafter, with a maximum amount payable weekly of not more than forty two dollars] equal to one twenty-fifth of the average of his total wages during the two quarters of his base year in which such total wages were highest, except that if such computed amount is less than seventeen dollars, the weekly benefit amount shall be deemed to be seventeen dollars. The maximum amount payable weekly shall be sixty eight dollars: *PROVIDED*, That if any [maximum] weekly benefit amount computed herein is not a multiple of one dollar, it shall be adjusted to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be [carried] adjusted to the next higher multiple of one dollar.

Sec. 7. Section 83, chapter 35, Laws of 1945, as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150 are each amended to read as follows:

The applicant for initial determination, his most recent employing unit as stated by the applicant, and any other interested party which the commissioner by regulation prescribes, shall, if not previously notified within the same continuous period of unemployment, be given notice promptly in writing that an application for initial determination has been filed and such notice shall contain the reasons given by the applicant for his last separation from work. If, during his benefit year, the applicant becomes unemployed after having accepted subsequent work, and [files a claim for waiting period credit or] reports for the purpose of re-establishing his eligibility for benefits, a similar notice shall be given promptly to his then most recent employing unit as stated by him, or to any other interested party which the commissioner by regulation prescribes.

Each base year employer shall be promptly notified of the filing of any application for initial determination which may result in a charge to his account.

Sec. 8. Section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010 are each amended to read as follows:

Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this title at the rate of two and seven-tenths percent of wages paid except as provided in sections 9 through 20 of this 1969 amendatory act.

Contributions shall become due and be paid by each employer to the treasurer for the unemployment compensation fund in accordance with such regulations as the commissioner may prescribe, and shall not be deducted, in whole or in part, from the remuneration of individuals in employment of the employer. Any deduction in violation of the provisions of this section shall be unlawful.

In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to one cent.

NEW SECTION. Sec. 9. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

As used in this title:

(1) "Taxable payroll" means all remuneration paid by an employer or employers on which contributions are payable.

(2) "Rate year" means the calendar year next succeeding the date of rate determination.

(3) "Date of rate determination" means July 1st of any year.

(4) (a) "Eligible employer" means any employer whose account could have been charged with benefits throughout the thirty-six consecutive calendar month period immediately preceding the date of rate determination or could have been charged had the benefit charging provisions been in effect, except that no employer shall be deemed an eligible employer unless all contributions required under this title from him or his predecessors for the thirty-six month period immediately preceding the date of rate determination have been paid prior to September 1st immediately following the date of rate determination, except that,

(b) any employer who has not been subject to the act for a period of time sufficient to be classified as an eligible employer under the provision of part (a) of this definition but whose account could have been charged with benefits throughout at least the twelve consecutive month period immediately preceding the date of rate determination shall be classified as an eligible employer, except that no employer shall be deemed an eligible employer unless all contributions required under this title from him or his predecessors for the twenty-four month period immediately preceding the date of rate determination have been paid prior to September 1st immediately following the date of rate determination.

NEW SECTION. Sec. 10. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

An experience rating account shall be established and maintained for each employer based on existing records of the employment security department and shall be effective beginning with July 1, 1966. Benefits paid to any eligible individual subsequent to June 30, 1966, shall be charged to the experience rating accounts of each of his employers during his base year in the same proportion that the wages paid by each employer to the individual during the base year bear to the wages paid by all employers to that individual during that year.

NEW SECTION. Sec. 11. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

(1) When, after July 1, 1969, an individual has been disqualified for benefits for misconduct connected with his work pursuant to RCW 50.20.060, benefits subsequently paid to him based on wages earned prior to the week of discharge or suspension from the employer from whom he was discharged or suspended shall not be charged to the experience rating account of any employer.

(2) In addition, benefits paid subsequent to July 1, 1969, to an individual under the provisions of RCW 50.12.050 shall not be charged to the account of any employer if the wage credits earned in this state by the individual during his base year are less than the minimum amount to be earned in order to allow the individual to receive unemployment benefits.

NEW SECTION. Sec. 12. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

For the purpose of prorating benefit charges for periods of unemployment prior to

July 2, 1967, "wages" shall be construed to mean the wages reported by employers on the existing wage reports submitted for use in benefit computations. For the purpose of prorating benefit charges for periods of unemployment subsequent to July 2, 1967, "wages" shall mean "wages" as defined for the purpose of payment of benefits in RCW 50.04.320.

NEW SECTION. Sec. 13. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

For the rate year 1970 and each rate year thereafter (1) a benefit ratio shall be computed for each eligible employer. The computation of benefit ratios shall be extended to six decimal places and the remaining fraction, if any, disregarded. The benefit ratio for an employer shall be the quotient obtained by dividing the total benefits charged to his account during the thirty-six consecutive month period immediately preceding the date of rate determination by his taxable payroll for the same thirty-six month period as reported not later than August 31st immediately following the date of rate determination, except that (2) the benefit ratio for any eligible employer whose account has not been chargeable for a period of thirty-six months immediately prior to the date of rate determination shall be the quotient obtained by dividing total benefits charged to his account, prior to the date of rate determination, by his taxable payroll as set forth as follows: the taxable payroll shall be that reported by August 31st immediately following the date of rate determination, for the period beginning with the first day of the second calendar quarter following the calendar quarter in which he becomes liable, and through the end of the quarter immediately preceding the date of rate determination.

NEW SECTION. Sec. 14. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

(1) An array shall be prepared of all eligible employers in order by benefit ratios. The array shall start with the employer having the lowest benefit ratio and progress through the employer having the highest benefit ratio. The array shall show for each employer (a) his benefit ratio, (b) his taxable payroll for the four calendar quarters ending with June 30th immediately preceding the computation date and reported by the following August 31st, and (c) a cumulative total consisting of the sum of his taxable payroll as identified above and such taxable payrolls of all other employers preceding him on the list.

(2) All arrayed employers starting with those having the lowest benefit ratio, shall be grouped in accordance with the cumulative taxable payroll percentage limits for the tax schedule in effect. Fractions of a cent shall be dropped in computing taxable payroll limits. If this grouping results in the taxable payroll of an employer falling in two groups, such employer and any other employer or employers with the same benefit ratio shall be assigned the lower of the two applicable rates.

(3) If, subsequent to the assignment of rates of contribution for any rate year, the benefit ratio of an employer is recomputed and changed, such employer shall be placed in that position in the array which he would have occupied had his corrected benefit ratio been shown in the array, but such altered position in the array shall not affect the position of any other employer.

NEW SECTION. Sec. 15. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Effective with the rate year 1970 and each rate year thereafter contribution rates for eligible employers shall be those scheduled in Table 1. The column of the schedule effective for a particular rate year is determined by the fund balance ratio, except that for rate year 1970 column B shall be effective.

The fund balance ratio for any rate year is the percentage ratio of the balance in the unemployment compensation fund as of June 30th immediately preceding the date of rate determination for that rate year to total remuneration paid by all employers for the calendar year preceding the date of rate determination and reported by the following March 31st. The ratios which apply to each column are as follows:

<i>Fund Balance Ratios</i>	<i>Column</i>
5.2% or more	A
4.8% but less than 5.2%	B
4.4% but less than 4.8%	C
4.0% but less than 4.4%	D
3.5% but less than 4.0%	E

TABLE I
Cumulative Taxable Payroll Limits

<i>Percent of Total Taxable Payroll of Arrayed Employers</i>						<i>Contri- bution Rate in Percent</i>
1	A	B	C	D	E	
2	0.0- 10.0					0.7
3	10.1- 20.0	0.0- 5.0				0.9
4	20.1- 30.0	5.1- 10.0				1.1
5	30.1- 40.0	10.1- 20.0	0.0- 5.0			1.3
6	40.1- 50.0	20.1- 30.0	5.1- 10.0			1.5
7	50.1- 60.0	30.1- 40.0	10.1- 20.0	0.0- 5.0		1.7

8	60.1- 70.0	40.1- 50.0	20.1- 30.0	5.1- 10.0	1.9
9	70.1- 80.0	50.1- 60.0	30.1- 40.0	10.1- 20.0	2.1
10	80.1- 90.0	60.1- 70.0	40.1- 50.0	20.1- 30.0	2.3
11	90.1-100.0	70.1- 80.0	50.1- 60.0	30.1- 40.0	2.5
12		80.1-100.0	60.1-100.0	40.1-100.0	100.0 2.7

If at any date of rate determination the amount of money in the unemployment compensation fund is less than three and one-half percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the March 31st following such year, contributions for the following rate year for all employers shall be payable at the rate of three percent.

NEW SECTION. Sec. 16. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

When an employer or prospective employer has acquired all or substantially all of the operating assets of an employer, or has acquired an operating department, section, division, or any substantial portion of the business or assets of any employer, which is clearly segregable and identifiable, for experience rating purposes, the payroll record and benefit charges of the transferring employer shall be divided between the transferring and acquiring employers in proportion to the payroll for the four preceding completed calendar quarters attributable to the operating assets retained and conveyed. The successor employer shall be liable for contributions on the acquired business from the date the transfer of the business occurred. The separate account of a predecessor or that part thereof which is transferred shall become the separate account or part of separate account as the case may be of the successor employer.

NEW SECTION. Sec. 17. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Effective January 1, 1970, predecessor and successor employer contribution rates shall be computed in the following manner:

(1) If the successor is an employer at the time of the transfer, his contribution rate shall remain unchanged for the remainder of the rate year in which the transfer occurs;

(2) The contribution rate on any payroll retained by a predecessor employer shall remain unchanged for the remainder of the rate year in which the transfer occurs;

(3) If the successor is not an employer at the time of the transfer and acquires the business of one employer or the businesses of two or more employers with the same rate, he shall pay contributions for the remainder of the rate year in which the transfer occurs, at the rate assigned to the predecessor employer or employers;

(4) If the successor is not an employer at the time of the transfer and simultaneously acquires the businesses of two or more employers with different rates or contributions, his rate from the date the transfer occurred, shall be a recomputed rate based on the combined experience of his predecessors as of the last day of the completed calendar quarter immediately preceding the quarter in which the transfer occurs;

(5) In all cases, from and after January 1st following the transfer, the successor's rate of contribution for each rate year shall be based on his experience with taxable payrolls and benefits combined with the experience of his predecessor or predecessors, as of the regular date of rate determination for that rate year.

(6) In all cases, from and after January 1 following the transfer, the predecessor's rate of contribution for each rate year shall be based on his experience with taxable payrolls and benefits, as of the regular date of rate determination for that rate year, excluding therefrom such experience as was credited to the successor under section 16 of this 1969 amendatory act.

NEW SECTION. Sec. 18. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Within a reasonable time after the date of rate determination, each employer shall be notified of the total amount of benefits charged to his account during the twelve-month period immediately preceding the date of rate determination and, upon request, the amount of such charges with respect to each individual receiving unemployment benefits charged to his account.

Within a reasonable time after the date of rate determination, each employer shall be notified of his rate of contribution as determined for the succeeding rate year.

Any employer dissatisfied with the benefit charges made to his account or with his determined rate may file a request for review and redetermination with the commissioner within thirty days of the mailing of the notice to the employer, showing the reason for such request. Should such request for review and redetermination be denied, the employer may, within ten days of the mailing of such notice of denial, file with the appeal tribunal a petition for hearing which shall be heard in the same manner as a petition for denial of refund. The appellate procedure prescribed by this title for further appeal shall apply to all denials of review and redetermination under this section.

NEW SECTION. Sec. 19. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

The commissioner may redetermine any contribution rate if, within three years of the rate computation date, he finds that the rate as originally computed was erroneous.

In the event that the redetermined rate is lower than that originally computed the difference between the amount paid and the amount which should have been paid on the

employer's taxable payroll for the rate year involved shall be established as a credit against his tax liability; however, if the redetermined rate is higher than that originally computed the difference between the amount paid and the amount which should have been paid on the employer's taxable payroll shall be assessed against the employer as contributions owing for the rate year involved.

The redetermination of an employer's contribution rate shall not affect the contribution rates which have been established for any other employer nor shall such redetermination affect any other computation made pursuant to this title.

The employer shall have the same rights to request review and redetermination as he had from his original rate determination.

NEW SECTION. Sec. 20. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

Experience rating credits issued for the credit year beginning July 1, 1969, may be applied only against contributions which are payable on wages paid prior to January 1, 1970.

NEW SECTION. Sec. 21. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

An individual who has received the maximum amount allowable in his benefit year may, if otherwise eligible, draw "extended benefits" in those weeks in his benefit year which begin in an "extended benefit period" and, if his benefit year ends within such extended benefit period, in the next thirteen or fewer weeks which begin in such "extended benefit period": PROVIDED, That the individual shall not draw such "extended benefits" in any week during which he could establish entitlement to regular unemployment benefits under any state or federal law.

If a federal enactment provides for reimbursing the state for certain benefits paid for weeks of extended unemployment, the extended benefits shall be made in the regular manner, and the reimbursements shall be credited to the unemployment compensation fund.

(1) "Extended benefits" are additional benefits payable at the weekly rate applicable for the individual during the benefit year for which he has received the maximum sum allowable. Extended benefits for an individual cannot exceed whichever is the lesser of thirteen times his weekly benefit amount or one-half his previous entitlement, and the combined total of his regular unemployment compensation plus his extended benefits cannot exceed thirty-nine times his weekly amount.

(2) An "extended benefit period" means a period commencing with the third calendar week immediately following any thirteen-week period (known for purposes of this section as the thirteen-week computation period) during which the average rate of insured unemployment is equal to or greater than one hundred twenty percent of the average of the rates of insured unemployment for the corresponding thirteen-week periods in each of the two preceding calendar years and ending with the third week immediately following any thirteen-week period during which such rate was less than one hundred twenty percent of the average rate of insured unemployment for the corresponding thirteen-week periods in each of the two preceding years: PROVIDED, That an extended benefit period shall not commence unless the yearly average insured unemployment rate as computed at the end of the thirteen-week computation period is equal to at least five percent. No extended benefit period shall be less than thirteen weeks in length and no extended benefit period shall commence at any time an extended benefit period is already in effect.

(3) "Insured unemployment" for any week as used for this computation means the number of weeks of unemployment claimed in Washington for that week, excluding weeks of unemployment claimed in connection with unemployment compensation programs which are exclusively federal and excluding any weeks claimed by an individual following the week in which benefits based on his original entitlement were exhausted.

(4) "Insured employment" means the average monthly employment reported by employers for a twelve-month period.

(5) For purposes of this section the rate of "insured unemployment for any week" is the ratio obtained by dividing insured unemployment for that week by insured employment for the twelve-month period ending six months immediately prior to the calendar quarter in which the week began.

(6) Rates of insured unemployment shall be computed for each calendar week. After each week the insured unemployment rates for the thirteen consecutive weeks ending with that week shall be averaged and the average shall be compared with the average of the rates of insured unemployment for the corresponding thirteen-week periods of the two preceding years. After each week the insured unemployment rates for the fifty-two consecutive weeks ending with that week shall be averaged to yield a yearly average insured unemployment rate. The commissioner shall by regulation prescribe how corresponding weeks are to be determined. Computations involving division shall be carried to four decimal places.

NEW SECTION. Sec. 22. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

(1) Any payments which an individual has claimed, is receiving or has received under a government and/or a private retirement pension plan, to which a base year employer has contributed on behalf of such individual, shall be deemed remuneration under this title for the purpose of determining eligibility and the amount of weekly benefits to which such individual is entitled: PROVIDED, That in no event will Old Age and Survivors Insurance Benefits, under the provisions of Title II of the federal Social Security Act, as amended,

serve to reduce an individual's weekly benefit amount in more than thirty weeks with respect to each of which, the individual is in claim status.

(2) Payments claimed or received under a government and/or a private pension plan shall not be considered wages subject to contributions under this title nor shall such payments be considered in determining base year earnings of the individual.

(3) In the event a retroactive retirement or pension payment covers a period in which an individual received benefits under the provisions of this title, the excess paid over the amount to which he would have been entitled had such retirement or pension payment been considered, as provided in subsection (1) above, shall be recoverable under RCW 50.20.190: PROVIDED, HOWEVER, That any amounts which have been deducted from the weekly benefit amount by reason of the provisions of this section shall not be available for future benefits: PROVIDED FURTHER, That no payments received on account of temporary or permanent disability rather than on account of age or length of service shall be considered compensation paid for personal services.

Sec. 23. Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A [pregnant] woman [shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily] *who voluntarily quits work* because of pregnancy shall be disqualified from benefits for the week in which she quits and thereafter through the terminal week of her pregnancy: PROVIDED, HOWEVER, That in any event a pregnant woman shall be [ineligible to receive] *disqualified from receiving benefits for any calendar week during the period beginning with the [tenth] seventeenth calendar week [before] immediately preceding the expected date of confinement, as determined by a doctor, and extending through the [fourth] sixth calendar week immediately following the week in which childbirth occurs.*

Sec. 24. Section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 ex. sess. and RCW 50.20.050 are each amended to read as follows:

An individual shall be disqualified [for] from benefits *beginning with the first day of [for] the calendar week in which he has left work voluntarily without good cause connected with the work and [for the five calendar weeks which immediately follow such week] thereafter until he has obtained work and earned wages of not less than his suspended weekly benefit amount in each of five calendar weeks: PROVIDED, That disqualification under this section shall not extend beyond the twelfth calendar week following the week in which such individual left work: PROVIDED FURTHER, That leaving work shall not be considered voluntary without good cause attributable to the employer or employing unit when it is caused by the illness or disability of the claimant and the claimant took all reasonable precautions in accordance with such regulation as the commissioner may prescribe to protect his employment status by having promptly notified his employer as to the reason for his absence and by promptly requesting reemployment when he is again able to resume employment.*

Sec. 25. Section 74, chapter 35, Laws of 1945, as last amended by section 9, chapter 8, Laws of 1953 first extraordinary session, and RCW 50.20.060 are each amended to read as follows:

An individual shall be disqualified [for] from benefits [for] *beginning with the first day of the calendar week in which he has been discharged or suspended for misconduct connected with his work and [for the five calendar weeks which immediately follow such week] thereafter until he has obtained work and earned wages of not less than his suspended weekly benefit amount in each of five calendar weeks.*

Sec. 26. Section 129, chapter 35, Laws of 1945 and RCW 50.32.130 are each amended to read as follows:

No bond of any kind shall be required of any individual appealing to the superior court or to the supreme court from a commissioner's decision affecting such individual's application for initial determination or claim for waiting period credit or for benefits.

[No appeal from a commissioner's decision by any other interested party shall be deemed to be perfected nor shall the court have jurisdiction thereof unless within the thirty day appeal period provided by this title for service and filing of notice of appeal the appellant shall first have deposited with the commissioner the sum theretofore determined by the commissioner to be due from such appellant, if any, together with interest thereon, if any, and in addition thereto shall have filed with the commissioner an undertaking in such amount and with such sureties as the superior court shall approve to the effect that appellant will pay all costs which may be adjudged against him in the prosecution of such appeal. At the option of the appellant such undertaking may be in a sum sufficient to guarantee payment of the amount previously determined by the commissioner to be due from the appellant, if any, together with interest, if any, in addition to an amount approved by the court as sufficient to pay all costs which may be adjudged against appellant in prosecution of such appeal, in which event the appellant shall not be required to deposit any sum with the commissioner as a condition precedent to the taking of an appeal to the superior court. In the event of an appeal to the supreme court, a deposit or undertaking shall be required of the appellant guaranteeing payment of all sums for which appellant may be adjudged liable, including costs. Such deposit or undertaking shall be approved by the superior court and filed with the clerk of the supreme court within the time allowed in civil cases for appeal to the supreme court. The jurisdictional requirements of this section are in addition to the provisions of this title relating to the service and filing of a notice of appeal.]

Whenever an employer shall appeal from a commissioner's decision involving taxes, such employer shall not be required to make a cash deposit with the commissioner to insure payment of the amount of taxes due, plus interest and reasonable court costs, unless the commissioner determines that such employer's financial condition is unstable, and if so determined such employer shall be required to make such a cash deposit with the commissioner pending final judicial determination of the appeal.

If such employer deems the commissioner's determination to be incorrect the reviewing court may, upon application and proof by the employer, allow such appeal to proceed without the necessity of the cash deposit being made.

NEW SECTION. Sec. 27. Sections 10, 11, 12, 15 and 16, chapter 286, Laws of 1955 and RCW 50.28.010 through 50.28.030, 50.28.050 and 50.28.060, and section 3, chapter 235, Laws of 1949 as last amended by section 13, chapter 286, Laws of 1955 and RCW 50.28.040 are each hereby repealed.

NEW SECTION. Sec. 28. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 6, 1969: PROVIDED, That sections 3 and 8 of this 1969 amendatory act shall not take effect until January 1, 1970.

In line 9 of the title after "RCW 50.20.030;" and before "amending section 80," insert "amending section 73, chapter 35, Laws of 1945 as last amended by section 8, chapter 8, Laws of 1953 ex. sess. and RCW 50.20.050; amending section 74, chapter 35, Laws of 1945 as last amended by section 9, chapter 8, Laws of 1953 ex. sess. and RCW 50.20.060;"

In line 15 of the title after "RCW 50.24.010;" and before "adding new sections" insert "amending section 129, chapter 35, Laws of 1945 and RCW 50.32.130;"

In line 16 of the title after "Title 50 RCW" and before "repealing" delete ", as a new chapter therein".

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

MOTIONS

Senator Greive moved that the Senate refuse to concur in the House amendments to Engrossed Senate Bill No. 678 and asks the House to recede therefrom.

Debate ensued.

Senator Williams moved that the Senate do concur in the House amendments to Engrossed Senate Bill No. 678.

Further debate ensued.

Senator Atwood demanded a roll call and the demand was sustained by Senators Greive, Woodall, Ryder, Metcalf, Newschwander, Huntley, Sandison, McCutcheon and Ridder.

The President stated the question before the Senate is the positive motion by Senator Williams that the Senate do concur in the House amendments to Engrossed Senate Bill No. 678.

ROLL CALL

The Secretary called the roll and the motion to concur in the House amendments to Engrossed Senate Bill No. 678 failed by the following vote: Yeas, 20; nays, 28; excused, 1.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Twigg, Williams, Woodall—20.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—28.

Excused: Senator Pritchard—1.

MESSAGES FROM THE HOUSE

May 11, 1969.

Mr. President: The Speaker has signed:
 HOUSE BILL NO. 426,
 SUBSTITUTE HOUSE BILL NO. 582,
 HOUSE BILL NO. 641,
 HOUSE BILL NO. 661,
 HOUSE JOINT MEMORIAL NO. 21
 and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 HOUSE BILL NO. 426,
 SUBSTITUTE HOUSE BILL NO. 582,
 HOUSE BILL NO. 641,
 HOUSE BILL NO. 661,
 HOUSE JOINT MEMORIAL NO. 21.

MOTIONS

Senator Greive moved that the Senate immediately consider Senate Bill No. 486.
 Senator Atwood moved that the Senate immediately consider the message from the House relating to Substitute Senate Bill No. 151.
 Debate ensued.

POINT OF ORDER

Senator Atwood: "Point of order. I believe that Senator Greive's motion was out of order. We were not on the seventh order of business. That is the calendar of the day and we would have to suspend the rules to get there, I believe."
 Debate ensued.

REPLY BY THE PRESIDENT

The President: "The President believes that the best manner or method to resolve this particular situation is to put Senator Atwood's motion and let the Senate decide what it wishes to do."

MOTION

Senator Greive moved that Senator Atwood's motion be laid upon the table.

PARLIAMENTARY INQUIRY

Senator Andersen: "Parliamentary inquiry. What is the subject of the bill that Senator Greive's motion will not now let us consider if we vote for it? I have the number but I don't believe I understood the bill."

REPLY BY THE PRESIDENT

The President: "Senator Atwood's motion was that the Senate immediately consider the message from the House relating to Substitute Senate Bill No. 151."
 Senator Andersen: "Is that the omnibus budget bill as Senator Atwood pointed out?"
 The President: "The brief title is 'adopting the budget'."

POINT OF INQUIRY

Senator Andersen: "Would Senator Greive yield to a question?"
 Senator Greive declined to yield.

MOTION

Senator Ryder moved that the rules be suspended and Senator Atwood be allowed to explain the reasons for his motion.

POINT OF ORDER

Senator Greive: "Mr. President, we have a motion which is not debatable."

RULING BY THE PRESIDENT

The President: "Senator Greive's point is well taken."

Senator Woodall: "As Senator Greive so eloquently pointed out, a motion to suspend the rules is much higher ranking and it is not debatable unless the rules be suspended. The motion by Senator Ryder to suspend the rules and then to allow him to debate would be in order."

REPLY BY THE PRESIDENT

The President: "The President is attempting to expedite the business of the Senate and will place Senator Greive's motion."

Senator Atwood demanded a roll call and the demand was sustained by Senators Peterson (Ted), Woodall, McCutcheon, Cooney, Andersen, Lewis (Harry), Stender, Stortini and Connor.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to lay upon the table the motion by Senator Atwood to consider Substitute Senate Bill No. 151 carried by the following vote: Yeas, 29; nays, 19; excused, 1.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, Lewis (Harry), McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—29.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Huntley, Lewis (Brian), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Twigg, Williams, Woodall—19.

Excused: Senator Pritchard—1.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Lewis (Harry) moved that the Senate immediately reconsider the motion by Senator Atwood.

Senator Greive: "I think that if Senator Lewis (Harry) will be good enough to read the rules, he will realize that Rule 31 which permits reconsideration does not apply to motions, only to resolutions or bills and so there is no such motion."

Senator Lewis (Harry): "I would like to speak on this motion just briefly having made the motion. To me it is readily apparent to all of us here in the Senate that we are talking about the budget bill"

POINT OF ORDER

Senator Greive: "Point of order. I wonder by what authority does Senator Lewis (Harry) speak on a motion or a rule that doesn't exist?"

RULING BY THE PRESIDENT

The President: "Senator Lewis (Harry) would have to speak on a point of personal privilege, Senator Greive, and it must be personal to you, Senator Lewis (Harry)."

Senator Lewis (Harry): "Thank you, Mr. President. I will speak personally then"

Senator Andersen: "Yes, I thought it was the President's prerogative to rule on the points of order rather than Senator Greive. The Chair has not been called to a point of order against this particular ruling. Senator Greive just stood up and announced the ruling to Senator Lewis and I presume that that must be the ruling if Senator Lewis is to comply with it but I personally believe that the prerogative of ruling in these cases is the President's rather than Senator Greive's."

REPLY BY THE PRESIDENT

The President: "The President was unaware that Senator Greive had made a ruling in the case."

PERSONAL PRIVILEGE

Senator Lewis (Harry): "Speaking on a point of personal privilege, if I may continue. I think it is readily apparent to all of us the importance of this bill. It is a personal thing to me. My constituents here have served notice to me that they are eager to have me out of the capitol building. Thank you for your overt enthusiasm, gentlemen. I think you are supporting my constituents adequately. I would also suggest that your constituents may perhaps feel the same way.

"Gentlemen, tomorrow will be one hundred and twenty days that we have lived and worked and tried to get along and tried to accomplish something. I have been very proud to be a member of this Senate but I assure you I would be just as proud to leave it after the passage of this budget bill and go back to work and try to get back and talk to the people in my district and see how they feel about tax reform and the other issues which we have worked so hard to accomplish."

RULING BY THE PRESIDENT

The President: "Senator Lewis, the President believes that you are violating Rule 25 inasmuch as Rule 25 states 'he shall not discuss any pending question in such explanation'. The President is sorry but he does not think that your remarks are confined to the question of personal privilege."

POINT OF ORDER

Senator Andersen: "Point of order. I tried to make this point once before. Nobody called a point of order against Senator Lewis. Senator Greive just stood up and told him what the law was. Senator Lewis has every right to speak on behalf of the motion he has made. Then he is forced into a situation where he is speaking on a point of personal privilege and that isn't what he is speaking on at all. He is speaking on the bill and the President calls him on his own accord."

REPLY BY THE PRESIDENT

The President: "The gentleman, himself, said that he wished to speak on a point of personal privilege. If you wish to raise the point of order as to whether or not the motion to reconsider by Senator Lewis is in order, the President would be happy to rule upon it."

Senator Andersen: "The point was raised against him. My point is that . . ."

The President: "If you wish to raise the point, please do so and the President will rule upon it."

Senator Andersen: "I am not going to raise the point against him."

The President: "It would be for him, Senator Andersen."

POINT OF ORDER

Senator Andersen: "Very well, I raise the point of order that Senator Lewis (Harry) has the right to speak on behalf of his motion; that Senator Greive's ruling was incorrect."

Senator Greive: "I thought I had sufficiently apologized. Mr. President, I would suggest that you look at Rule 31."

RULING BY THE PRESIDENT

The President: "The President does not believe that Rule 31 applies, Senator Greive. In ruling upon the point of order presented by Senator Andersen, the President rules that the motion by Senator Lewis (Harry) is in order and that Rule 204 of Rules that a motion to reconsider is applicable to almost all motions. The exceptions are the motion to adjourn, to lay upon the table and decide it in the affirmative, suspension of rules and the motion to reconsider, itself. The motion by Senator Lewis (Harry) is that the Senate reconsider the vote by which the motion by Senator Atwood was tabled."

Senator Greive: "Mr. President, may I respectfully ask that you read the first line in Rule 31 that says 'after the final vote on any resolution' this is 'Reconsideration, How Taken' and I am asking that I may place a matter before the . . ."

Senator Lewis (Harry): "If you want to make a proper motion, make it."

Senator Greive: "If I may be permitted merely to bring something to the President's attention. 'Reconsideration, How Taken, Rule 31. After the final vote on any resolution or bill and before the adjournment of that day's session.' I submit that what Senator Lewis (Harry) is speaking on was reconsideration of a motion, not a resolution or a bill and under Rule 36 it says that our rules govern, not Reed's, unless our rules do not cover."

RULING BY THE PRESIDENT

The President: "The President has often remarked that he would rather be right than President and reconsidering Reed's 204, the exception to reconsideration is the motion to lay on the table when decided in the affirmative. Therefore, the President must rule your motion to reconsider is out of order. The President stands corrected."

MOTIONS

On motion of Senator Greive, the Senate advanced to the seventh order of business.

On motion of Senator Woodall, Senator Huntley was excused.

SECOND READING

SENATE BILL NO. 486, by Senators Greive and Bailey:
Relating to unemployment compensation.

REPORT OF STANDING COMMITTEE

May 11, 1969.

SENATE BILL NO. 486, relating to unemployment compensation (reported by Committee on Labor and Social Security):

MAJORITY recommendation: Do pass with the following amendment:

On page 1, line 1, after "compensation;" strike the balance of the bill and insert: "amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030; amending section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 ex. sess. and RCW 50.04.320; amending section 68, chapter 35, Laws of 1945 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010; amending section 3, chapter 286, Laws of 1955 and RCW 50.20.030; amending section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120; amending section 83, chapter 35, Laws of 1945 as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150; amending section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010; adding new sections to chapter 35, Laws of 1945, and to Title 50 RCW, as a new chapter therein; repealing sections 10, 11, 12, 15, and 16, chapter 286, Laws of 1955 and RCW 50.28.010 through 50.28.030, 50.28.050, and 50.28.060; repealing section 3, chapter 235, Laws of 1949 as last amended by section 13, chapter 286, Laws of 1955 and RCW 50.28.040; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 3, chapter 35, Laws of 1945 and RCW 50.04.020 are each amended to read as follows:

"Base year" [means the last calendar year preceding the first day of the benefit year] with respect to each individual, shall mean the first four of the last five completed calendar quarters immediately preceding the first day of the individual's benefit year.

Sec. 2. Section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030 are each amended to read as follows:

"Benefit year" [means the period beginning with the first full calendar week in July and ending the following calendar year with the last calendar week beginning in June] with respect to each individual, means the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual files an application for an initial determination and thereafter the fifty-two consecutive week period beginning with the first day of the calendar week with respect to which the individual next files an application for an initial determination after the termination of his last preceding benefit year: PROVIDED, HOWEVER, That a benefit year is not established unless the determination shows the applicant to have met the wage and employment conditions fixed by law as the minimum for the receipt of benefits: PROVIDED, FURTHER, That an individual's benefit year shall be extended to be fifty-three weeks when at the expiration of fifty-two weeks the establishment of a new benefit year would result in the use of a quarter of wages in the new base year that had been included in the individual's prior base year.

Sec. 3. Section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 ex. sess. and RCW 50.04.320 are each amended to read as follows:

For the purpose of payment of contributions, "wages" means the [first three thousand dollars of remuneration paid by one employer during any calendar year to an individual in its employment under this title or the unemployment compensation law of any other state in the amount specified in section 8 of this 1969 amendatory act. [After December 31, 1950,] If an employer (hereinafter referred to as a successor employer) during any calendar year acquires substantially all the operating assets of another employer (hereinafter referred to as a predecessor employer) or assets used in a separate unit of a trade or business of a

predecessor employer, and immediately after the acquisition employs in his trade or business an individual who immediately prior to the acquisition was employed in the trade or business of such predecessor employer, then, for the purposes of determining [whether the successor employer has paid remuneration equal to three thousand dollars] *the amount of remuneration paid by the successor employer* to such individual during such calendar year which is subject to contributions, any remuneration paid to such individual by such predecessor during such calendar year and prior to such acquisition shall be considered as having been paid by such successor employer.

For the purpose of payment of benefits, "wages" means the remuneration payable by one or more employers to an individual for employment under this title during [one calendar] *his base year*.

"Remuneration" means all compensation paid for personal services, including commissions and bonuses and the cash value of all compensation paid in any medium other than cash. The reasonable cash value of compensation paid in any medium other than cash and the reasonable value of gratuities shall be estimated and determined in accordance with rules prescribed by the commissioner.

Sec. 4. Section 68, chapter 35, Laws of 1945 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner find that

(1) he has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that the compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) he has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) he is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing, immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents;

(4) he has been unemployed for a waiting period of one week; [and]

(5) he has within [the] *his base year* [been paid] *earned wages* of not less than [the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits] *eight hundred dollars*. *If the base year wages of the individual's current benefit year, for any benefit year beginning after July 5, 1969, include wages earned prior to the establishment of a prior benefit year, the individual shall not be eligible for benefits unless he earned wages in the last six months of his base year equal to at least six times his current weekly benefit amount or six times the weekly benefit amount to which he would otherwise be entitled; and*

(6) he has for any benefit year beginning after July 5, 1969, had base year employment (or been on compensable leave) in not less than eighteen calendar weeks in each of which he earned wages of at least twenty dollars or has had six hundred hours of employment during his base year: *PROVIDED, That for benefit years beginning prior to July 1, 1970, any unemployed individual who earned wages of twelve hundred dollars or more in his base year shall be deemed to have met the eligibility requirements of this subsection. If the wages of an individual are not based upon a fixed duration of time or if the individual's wages are paid at irregular intervals or in such manner as not to extend regularly over the period of employment, the wages for any week shall be determined in such manner as the commissioner may by regulation prescribe. Such regulation shall, so far as possible, secure results reasonably similar to those which would prevail if the individual were paid his wages at regular intervals.*

Sec. 5. Section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120 are each amended to read as follows:

(1) Subject to the other provisions of this title benefits shall be payable to any eligible individual during [the] *his benefit year* in a maximum amount equal to the lesser of thirty times the weekly benefit amount (determined hereinafter) or one-third of the individual's base year wages under this title.

(2) An individual's weekly benefit amount shall be [in a minimum] *an amount* [of seventeen dollars for the first one hundred twenty-five dollars or portion thereof in excess of seven hundred ninety nine dollars and ninety nine cents of base year wages, increasing one dollar for each one hundred twenty-five dollars or portion thereof of said individual's base year wages earned thereafter, with a maximum amount payable weekly of not more than forty-two dollars] *equal to one twenty-fifth of his total wages during that quarter of his base year in which such total wages were highest, except that if such computed amount is less than seventeen dollars, the weekly benefit amount shall be deemed to be seventeen dollars. The maximum amount payable weekly shall be determined as of each June 30th to apply to benefit years beginning in the twelve-month period immediately following such June 30th. The maximum amount payable weekly shall be fifty percent of the "average weekly wage" for the calendar year preceding such June 30th: PROVIDED, That if any [maximum] weekly benefit or maximum benefit amount computed herein is not a multiple*

of one dollar, it shall be adjusted to the nearest multiple of one dollar, except that if the computed amount ends in fifty cents, it shall be [carried] *adjusted* to the next higher multiple of one dollar.

NEW SECTION. Sec. 6. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

On or before the fifteenth day of June of each year an "average annual wage" and an "average weekly wage" shall be computed for the preceding calendar year from information for the preceding calendar year reported by all employers as defined in RCW 50.04.080 on employers' contribution reports (including corrections thereof) filed within three months after the close of that year. The "average annual wage" is the quotient derived by dividing total remuneration reported by all employers by the average number of workers reported for all months. The average annual wage thus obtained shall be divided by fifty-two to determine the "average weekly wage".

Sec. 7. Section 83, chapter 35, Laws of 1945, as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150 are each amended to read as follows:

The applicant for initial determination, his most recent employing unit as stated by the applicant, and any other interested party which the commissioner by regulation prescribes, shall, if not previously notified within the same continuous period of unemployment, be given notice promptly in writing that an application for initial determination has been filed and such notice shall contain the reasons given by the applicant for his last separation from work. If, during the benefit year, the applicant becomes unemployed after having accepted subsequent work, and [files a claim for waiting period credit or] *reports for the purpose of reestablishing his eligibility for benefits*, a similar notice shall be given promptly to his then most recent employing unit as stated by him, or to any other interested party which the commissioner by regulation prescribes.

Each base year employer shall be promptly notified of the filing of any application for initial determination which may result in a charge to his account.

Within a reasonable time after the computation date, each employer shall be notified of the total amount of benefits charged to his account during the twelve-month period immediately preceding the computation date and, upon request, the amount of such charges with respect to each individual receiving unemployment benefits charged to his account.

Within a reasonable time after the computation date each employer shall be notified of his rate of contribution as determined for the succeeding rate year.

Any employer dissatisfied with the benefit charges made to his account or with his determined rate may file a request for review and redetermination with the commissioner within thirty days of the mailing of the notice to the employer, showing the reason for such request. Should such request for review and redetermination be denied, the employer may, within ten days of the mailing of such notice of denial, file with the appeal tribunal a petition for hearing which shall be heard in the same manner as a petition for denial of refund. The appellate procedure prescribed by this title for further appeal shall apply to all denials of review and redetermination under this section.

Sec. 8. Section 89, chapter 35, Laws of 1945 as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010 are each amended to read as follows:

Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this title at the rate of two and seven-tenths percent of wages paid each employee, except for such rates as determined for qualified employers according to sections 9 through 15 of this 1969 amendatory act: **PROVIDED**, That if, as of any June 30th, the amount in the unemployment compensation fund is less than three and one-half percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the March 31st following such year, contributions for the following calendar year for all employers shall be payable at the rate of three percent of wages paid.

The amount of wages subject to tax for each individual shall be determined as follows:

The first three thousand dollars of remuneration paid to an individual by an employer in a calendar year shall be taxable each year until a new amount is determined taxable according to the following schedule:

Whenever the amount of money in the unemployment compensation fund, as of any June 30th, expressed as a percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the following March 31st drops below the figure reported in column A below, the amount of an individual's remuneration subject to tax the following calendar year shall be the amount shown in column B, except that the amount subject to tax in any one year shall not be more than six hundred dollars above the amount that was subject the year before.

Column A	Column B
6.0%	\$3,600
5.5%	4,200
5.0%	4,800

After the amount taxable has been increased it will remain at the increased amount until such time as the above schedule calls for a further increase.

Contributions shall become due and be paid by each employer to the treasurer for the unemployment compensation fund in accordance with such regulations as the commissioner may prescribe, and shall not be deducted, in whole or in part, from the remuneration of

individuals in employment of the employer. Any deduction in violation of the provisions of this section shall be unlawful.

In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to one cent.

NEW SECTION. Sec. 9. As used in this chapter:

"Computation date" means July 1st of any year;

"Cut-off date" means September 30th next following the computation date;

"Rate year" means the calendar year immediately following the computation date;

"Experience rating year" is a twelve-month period beginning with July 1st of one calendar year and ending on June 30th of the following calendar year;

"Payroll" means all wages (as defined for contributions purposes) paid by an employer to individuals in his employment;

"Acquire" means the right to occupy or use the operating assets formerly in the possession of a predecessor employer whether that acquisition be by purchase, lease, gift, or by any legal process;

"Qualified employer" means: (1) Any employer as of the computation date who had some employment in the twelve-month period immediately preceding April 1st of the first of the three consecutive calendar years immediately preceding the computation date and who had no period of four or more consecutive calendar quarters in such three years for which he reported no employment, except that no employer shall be deemed a qualified employer unless all contributions required under this title from him or his predecessors for the thirty-six month period immediately preceding the computation date have been paid prior to the cut-off date; or (2) Any employer as of the computation date who has not been subject to this title for a period of time sufficient to be classified as a qualified employer under the provision of subdivision (1) of this paragraph but who had some employment in the twelve-month period immediately preceding April 1st of the first of the two consecutive calendar years immediately preceding the computation date and who had no period of four or more consecutive calendar quarters in such two years for which he reported no employment, except that no employer shall be deemed a qualified employer unless all contributions required under this title from him or his predecessors for the twenty-four month period immediately preceding the computation date have been paid prior to the cut-off date: PROVIDED, That when an employer or prospective employer has acquired all or substantially all of the operating assets of an employer, or has acquired an operating department, section, division, or any substantial portion of the business or assets of any employer, which is clearly segregable and identifiable for experience rating purposes, the payroll record and benefit charges of the transferring employer shall be divided between the transferring and acquiring employers in proportion to the payrolls for the four preceding completed calendar quarters attributable to the operating assets retained and conveyed. The successor employer shall be liable for contributions on the acquired business from the date the transfer occurred. The separate account of a predecessor or that part thereof which is transferred shall become the separate account or part of separate account as the case may be of the successor employer.

"Surplus" means the lesser of (1) that amount by which the moneys in the unemployment compensation fund as of June 30th immediately preceding the computation date exceeds four percent of total remuneration paid by all employers during the preceding calendar year and reported on or before the following March 31st, or (2) an amount equal to thirty one-hundredths of one percent of such remuneration paid by all employers during such preceding calendar year and reported on or before the following March 31st, except that beginning with the second computation of surplus after the amount of annual wages subject to tax reaches four thousand eight hundred dollars, forty-five one-hundredths shall be substituted for thirty one-hundredths in this subsection. No surplus shall be declared unless the amount determined is at least ten one-hundredths of one percent of remuneration paid by all employers during the preceding calendar year and reported on or before the following March 31st.

NEW SECTION. Sec. 10. An experience rating account shall be established and maintained for each employer based on existing records of the employment security department and shall be effective beginning with July 1, 1966. Benefits paid to any eligible individual subsequent to June 30, 1966, shall be charged to the experience rating accounts of each of his employers during his base year in the same ratio that the wages paid by each employer to the individual during the base year bear to the wages paid by all employers to that individual during that base year. However, benefits paid under the provisions of RCW 50.12.050 on the basis of wages paid or payable in more than one state shall not be charged to the account of any employer.

NEW SECTION. Sec. 11. For the purpose of prorating benefit charges for periods of unemployment prior to July 2, 1967, "wages" shall be construed to mean the wages reported by employers on the existing wage reports submitted for benefit computations. For the purpose of prorating benefit charges for periods of unemployment subsequent to July 1, 1967, "wages" shall mean "wages" as defined for purpose of payment of benefits in section 3 of this 1969 amendatory act.

NEW SECTION. Sec. 12. For the rate year 1970 and each rate year thereafter an annual decrease quotient factor and a benefit charge-back factor shall be computed for each qualified employer, each to be determined as provided in subsections (1) and (2) hereof respectively:

(1) To determine a qualified employer's average annual decrease quotient his payroll

for the three experience rating years immediately preceding the computation date shall be listed in chronological order. The first annual decrease quotient shall be obtained by dividing any decrease in his payroll between the first and second of his experience rating years by the payroll for the first of such years, the division being carried to the fourth decimal place, with the remaining fraction, if any, disregarded. The second annual decrease quotient shall be obtained by dividing any decrease in his payroll between the second and third of the listed experience rating years by the payroll for the second listed year, the division being carried to the fourth decimal place, with the remaining fraction, if any, disregarded. The employer's average annual decrease quotient shall be obtained by adding his first and second decrease quotients, if any, and dividing by two. The employer's average annual decrease quotient shall determine the point value to be assigned to such employer as his annual decrease quotient factor in accordance with the following schedule.

The annual decrease quotient of an employer who qualifies with payrolls for fewer than three experience rating years shall be obtained by dividing any decrease of the employer's payroll in the experience rating year immediately preceding the computation date from the payroll in the preceding experience rating year by the amount of the payroll in such preceding experience rating year, such division being carried to the fourth decimal place, with the remaining fraction, if any, disregarded. This annual decrease quotient shall be deemed to be his average annual decrease quotient and shall determine the point value to be assigned to such employer as his annual decrease quotient factor in accordance with the following schedule:

<i>Annual Decrease Quotient</i>	<i>Point Value</i>
0.0000-0.0124	10
0.0125-0.0249	9
0.0250-0.0374	8
0.0375-0.0499	7
0.0500-0.0749	6
0.0750-0.0999	5
0.1000-0.1499	4
0.1500-0.1999	3
0.2000-0.2499	2
0.2500 or more	1

(2) The charge-back ratio for an employer shall be the quotient obtained by dividing the total benefits charged to his account during the thirty-six consecutive month period immediately preceding the computation date by his taxable payroll for the same thirty-six month period as reported not later than August 31 immediately following the computation date, except that the charge-back ratio of any employer whose account has been chargeable for a period of fewer than thirty-six months immediately prior to the computation date shall be the quotient obtained by dividing total benefits charged to his account, prior to the computation date, by his taxable payroll set forth as follows: The taxable payroll shall be that reported by August 31 immediately following the computation date, for the period beginning with the first day of the second calendar quarter following the calendar quarter in which he became liable, and through the end of the calendar quarter immediately preceding the computation date. The charge-back ratios shall be extended to four decimal places, with the remaining fraction, if any, disregarded. The charge-back ratios so obtained shall determine the point value to be assigned each employer as his charge-back factor in accordance with the following schedule:

<i>Charge-Back Ratios</i>	<i>Point Value</i>
Less than 0.001	10
0.0001-0.0039	9
0.0040-0.0079	8
0.0080-0.0119	7
0.0120-0.0159	6
0.0160-0.0199	5
0.0200-0.0219	4
0.0220-0.0239	3
0.0240-0.0269	2
0.0270 and over	1

NEW SECTION. Sec. 13. The annual decrease-quotient point value for each employer shall be added to his charge-back point value and this sum shall designate his rate class. For the rate year 1970 and each rate year thereafter the contribution rate for each qualified employer shall be the "class rate" determined for that class into which the employer is placed by application of this section.

(1) A "class weight" shall be assigned to each rate class as follows:

<i>Rate Class</i>	<i>Class Weight</i>
20	9.0
19	8.5
18	8.0
17	7.5

16	7.0
15	6.5
14	6.0
13	5.5
12	5.0
11	4.5
10	4.0
9	3.5
8	3.0
7	2.5
6	2.0
5	1.5
4	1.0
3	0.5
2	0

(2) A "class product" for each rate class shall be obtained by dividing the total of the taxable payrolls for the experience rating year immediately preceding the computation date for all qualified employers in the rate class by the total of the taxable payrolls of all qualified employers for such experience rating year, such division being carried to the fourth decimal place, and multiplying the quotient by the class weight for that rate class.

(3) The surplus to be credited to each rate class shall be the product obtained by multiplying the surplus to be credited to all employers by the quotient of the class product for the class divided by the sum of the class products for all classes. No portion of the surplus shall be credited to rate class 2.

(4) A "class credit factor" shall be obtained for each rate class by dividing the portion of the surplus assigned to the class by the sum of the payrolls of all employers in that class for the experience rating year immediately preceding the computation date, such division being carried out to the fourth decimal place and the remaining fraction, if any, disregarded.

(5) The "class rate", expressed as a percent, for each rate class shall be derived by subtracting the class credit factor for that rate class from .0270 and multiplying this result by one hundred.

NEW SECTION. Sec. 14. Effective January 1, 1970, predecessor and successor employer contribution rates shall be computed in the following manner:

(1) If the successor is an employer at the time of the transfer, his contribution rate shall remain unchanged for the remainder of the rate year in which the transfer occurs.

(2) The contribution rate on any payroll retained by a predecessor employer shall remain unchanged for the remainder of the rate year in which the transfer occurs.

(3) If the successor is not an employer at the time of the transfer and acquires the business of one employer or the businesses of two or more employers with the same rate, he shall pay contributions for the remainder of the rate year in which the transfer occurs, at the rate assigned to the predecessor employer or employers.

(4) If the successor is not an employer at the time of the transfer and simultaneously acquires the business of two or more employers with different contribution rates, his rate from the date the transfer occurred until the end of the rate year in which such transfer occurred, shall be a recomputed rate based on the combined experience of his predecessors as of the last day of the completed calendar quarter immediately preceding the quarter in which the transfer occurred, computed in accordance with such regulations as the commissioner may prescribe.

(5) In all cases, from and after January 1 following the transfer, the successor's contribution rate for each rate year shall be based on his experience with payrolls and benefits combined with the experience of his predecessor or predecessors, as of the regular computation date for that rate year.

(6) In all cases, from and after January 1 following the transfer, the predecessor's contribution rate for each rate year shall be based on his experience with payrolls and benefits, as of the regular computation date for that rate year, excluding therefrom such experience as was credited to the successor under other provisions of this title.

NEW SECTION. Sec. 15. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

The commissioner may redetermine any contribution rate if, within three years of the rate computation date, he finds that the rate as originally computed was erroneous.

In the event that the redetermined rate is lower than that originally computed the difference between the amount paid and the amount which should have been paid on the employer's taxable payroll for the rate year involved shall be established as a credit against his tax liability; however, if the redetermined rate is higher than that originally computed the difference between the amount paid and the amount which should have been paid on the employer's taxable payroll shall be assessed against the employer as contributions owing for the rate year involved.

The redetermination of an employer's contribution rate shall not affect the contribution rates which have been established for any other employer nor shall such redetermination affect any other computation made pursuant to this title.

The employer shall have the same rights to request review and redetermination as he had from his original rate determination.

NEW SECTION. Sec. 16. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

One-half the amount of experience rating credit to which an employer is determined to be entitled for the credit year beginning July 1, 1969, may be applied against contributions payable by him on wages paid in that credit year prior to January 1, 1970. The remaining half of the experience rating credit to which he is determined to be entitled for the credit year beginning July 1, 1969, and any credits not usable because they are in excess of the contributions due on wages paid during the period beginning July 1, 1969, and ending December 31, 1969, shall be canceled.

Sec. 17, Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A [pregnant] woman [shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily] *who leaves work voluntarily* because of pregnancy *shall be ineligible for benefits during the period of her pregnancy*: PROVIDED, HOWEVER, That in any event a pregnant woman shall be ineligible to receive benefits for any calendar week during the period beginning with the [tenth] *seventeenth* calendar week [before] *immediately preceding the expected date of confinement, as determined by a doctor, and extending through the [fourth] sixth* calendar week *immediately following the week in which childbirth occurs.*

NEW SECTION. Sec. 18. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

An individual who retires from his most recent employment for any reason other than having attained the compulsory retirement age established by a labor-management agreement or employer rule shall be disqualified for benefits from the calendar week in which he retires and for each successive week thereafter until he has obtained work and earned wages therefor of not less than his suspended weekly benefit amount in each of five weeks.

NEW SECTION. Sec. 19. There is added to chapter 35, Laws of 1945 and to Title 50 RCW a new section to read as follows:

An individual who has received the maximum amount allowable in his benefit year may, if otherwise eligible, draw "extended benefits" in those weeks in his benefit year which begin in an "extended benefit period" and, if his benefit year ends within such extended benefit period, in the next thirteen or fewer weeks which begin in such "extended benefit period": PROVIDED, That the individual shall not draw such "extended benefits" in any week during which he could establish entitlement to regular unemployment benefits under any state or federal law.

If a federal enactment provides for reimbursing the state for certain benefits paid for weeks of extended unemployment, the extended benefits shall be made in the regular manner, and the reimbursements shall be credited to the unemployment compensation fund.

(1) "Extended benefits" are additional benefits payable at the weekly rate applicable for the individual during the benefit year for which he has received the maximum sum allowable. Extended benefits for an individual cannot exceed whichever is the lesser of thirteen times his weekly benefit amount or one-half his previous entitlement, and the combined total of his regular unemployment compensation plus his extended benefits cannot exceed thirty-nine times his weekly amount.

(2) An "extended benefit period" means a period commencing with the third calendar week immediately following any thirteen-week period (known for purposes of this section as the thirteen-week computation period) during which the average rate of insured unemployment is equal to or greater than one hundred twenty percent of the average of the rates of insured unemployment for the corresponding thirteen-week periods in each of the two preceding calendar years and ending with the third week immediately following any thirteen-week period during which such rate was less than one hundred twenty percent of the average rate of insured unemployment for the corresponding thirteen-week periods in each of the two preceding years: PROVIDED, That an extended benefit period shall not commence unless the yearly average insured unemployment rate as computed at the end of the thirteen-week computation period is equal to at least four percent. No extended benefit period shall be less than thirteen weeks in length and no extended benefit period shall commence at any time an extended benefit period is already in effect.

(3) "Insured unemployment" for any week as used for this computation means the number of weeks of unemployment claimed in Washington for that week, excluding weeks of unemployment claimed in connection with unemployment compensation programs which are exclusively federal and excluding any weeks claimed by an individual following the week in which benefits based on his original entitlement were exhausted.

(4) "Insured employment" means the average monthly employment reported by employers for a twelve-month period.

(5) For purposes of this section the rate of "insured unemployment for any week" is the ratio obtained by dividing insured unemployment for that week by insured employment for the twelve-month period ending six months immediately prior to the calendar quarter in which the week began.

(6) Rates of insured unemployment shall be computed for each calendar week. After each week the insured unemployment rates for the thirteen consecutive weeks ending with that week shall be averaged and the average shall be compared with the average of the rates of insured unemployment for the corresponding thirteen-week periods of the two preceding years. After each week the insured unemployment rates for the fifty-two consecutive weeks ending with that week shall be averaged to yield a yearly average insured unemployment

rate. The commissioner shall by regulation prescribe how corresponding weeks are to be determined. Computations involving division shall be carried to four decimal places.

NEW SECTION. Sec. 20. Sections 9 through 15 of this 1969 amendatory act shall be added to chapter 35, Laws of 1945 and to Title 50 RCW, and shall constitute a new chapter in said Title 50 RCW.

NEW SECTION. Sec. 21. Sections 10, 11, 12, 15 and 16, chapter 286, Laws of 1955 and RCW 50.28.010 through 50.28.030, 50.28.050 and 50.28.060, and section 3, chapter 235, Laws of 1949 as last amended by section 13, chapter 286, Laws of 1955 and RCW 50.28.040 are each hereby repealed. Such repeals shall not be construed as affecting any existing right to any redetermination, correction, or pending appeal involving any experience rating credit determination or redetermination.

NEW SECTION. Sec. 22. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect July 6, 1969: PROVIDED, That sections 3 and 8 of this 1969 amendatory act shall not take effect until January 1, 1970.

Signed by: Senators Stortini, Chairman; Bailey, Connor, Durkan, Herr, Ridder.

The bill was read the second time by sections.

Senator Greive moved adoption of the committee amendment.

POINT OF INQUIRY

Senator Williams: "Would Senator Greive yield to a question? Senator, if we do not object to this amendment and we should allow it to be passed tonight then could we move tonight for the consideration of the budget?"

Senator Greive: "I am not in a position to make any statements on behalf of my caucus at this time. I would suggest that if we follow that provision that we might just as well waste our breath as far as this particular measure is concerned because I feel confident the House would silently put it to sleep and we would have accomplished nothing."

Senator Williams: "So if we eliminate the speeches and let this pass, we still could not consider the budget tonight?"

Senator Greive: "I am not prepared to make any statement one way or another and all I am offering is a personal observation from some considerable experience in this body."

Debate ensued.

POINT OF INQUIRY

Senator Atwood: "Would Senator Greive yield to a question? Senator, are you telling us that this amendment that is being offered is a departmental request measure?"

Senator Greive: "Senator, when you term the words 'Governor's bill', 'Departmental request', 'Desired by so and so', these are loose terms. I said that we had a committee called 'The Advisory Council on Employment Security' chaired by Mr. Peach. I said that Maxine Daly, as chairman of the Governor's department is directly involved, together with Mr. Peach presented this particular bill, drawn by the department, saying that it was the Governor's compromise and it would be introduced if they could agree, that labor agreed and industry didn't.

"Now, does that make it a governor's bill or departmental request? Probably not, but I think it shows that it has been thought through and it shows that at one time a lot of people thought this was a pretty fair compromise."

Senator Atwood: "Mr. President and gentlemen of the Senate, this is not a departmental request. It is not denominated as such. It is not an executive request bill. It was never denominated as such. I think whose request it is is the president of the AFL-CIO at this late date, but in any event it is not any official bill of this administration nor of the department."

Further debate ensued.

PARLIAMENTARY INQUIRY

Senator Lewis (Brian): "Mr. President, parliamentary inquiry. Could you tell me is this now Senate Bill No. 486 we are about to consider?"

REPLY BY THE PRESIDENT

The President: "The Senate is considering a committee amendment to Senate Bill No. 486."

Senator Lewis (Brian): "Am I correct in understanding that Senate Bill No. 486 as recorded on the daily status of bill sheets is in fact a title only bill?"

REPLY BY THE PRESIDENT

The President: "That is correct, Senator Lewis."

Senator Lewis (Brian): "So that this amendment then was considered in the Committee on Labor and Social Security, I guess?"

REPLY BY THE PRESIDENT

The President: "That is correct, Senator Lewis."

POINTS OF INQUIRY

Senator Lewis (Brian): "Would Senator Stortini yield to a question?"

Senator Stortini declined.

Senator Lewis (Brian): "Would Senator Matson yield to a question? Senator Matson, you are a member of the Committee on Labor and Social Security, and I shared office space with you for one hundred and nineteen days. Are you able to tell me in the meetings on Labor and Social Security that you have attended, was there a hearing held on Senate Bill No. 486?"

Senator Matson: "Not as I recall."

Senator Lewis (Brian): "Thank you."

The motion by Senator Greive carried and the committee amendment was adopted.

Senator Greive moved that the rules be suspended, Engrossed Senate Bill No. 486 be advanced to third reading, the second reading considered the third and the bill placed on final passage.

Senator Atwood demanded a roll call and the demand was sustained by Senators Ryder, Woodall, Metcalf, Newschwander, Williams, Andersen, Twigg, Lewis (Harry), Lewis (Brian) and Canfield.

PARLIAMENTARY INQUIRY

Senator Atwood: "Parliamentary inquiry. It does take a two-thirds for this bill to be advanced to third reading at the present time?"

REPLY BY THE PRESIDENT

The President: "That was the President's decision yesterday, Senator."

POINT OF INQUIRY

Senator Dore: "Would Senator Atwood yield to a question?"

Senator Atwood declined.

PARLIAMENTARY INQUIRY

Senator Greive: "Parliamentary inquiry. Is it your ruling that it would take more than a majority merely to advance but that it would have to be read on three separate days and therefore would have to be read again tomorrow? Is that your ruling or do you mean that we would have to have a two-thirds simply to advance?"

REPLY BY THE PRESIDENT

The President: "It would require two-thirds vote to advance it, Senator Greive."

Senator Greive: "Mr. President, may I respectfully again call to your attention, if I may, Rule 61, which says that after the fiftieth day we may proceed with a majority. Now, I appreciate it would have to be read again but no, the motion to suspend rules, Rule 28, after the fiftieth day with a majority."

REPLY BY THE PRESIDENT

The President: "Senator Greive, the President in answer to your inquiry rules that it would require two-thirds vote to advance Engrossed Senate Bill No. 486 to final passage."

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to advance Engrossed Senate Bill No. 486 to third reading and final passage failed by the following vote: Yeas, 28; nays, 19; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—28.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Twigg, Williams, Woodall—19.

Excused: Senators Huntley, Pritchard—2.

The motion by Senator Greive failed and Engrossed Senate Bill No. 486 was passed to third reading.

HOUSE BILL NO. 899, by Representatives Charette, Clarke (George W.), Julin and Bottiger:

Providing a rule of statutory construction where the same code section is amended in two different acts without reference to each other.

The bill was read the second time by sections.

On motion of Senator Uhlman, the rules were suspended, House Bill No. 899 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 899, and the bill passed the Senate by the following vote: Yeas, 46; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—46.

Excused: Senators Huntley, McDougall, Pritchard—3.

HOUSE BILL NO. 899, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

Senator Lewis (Harry) moved that the Senate return to the fourth order of business for the purpose of considering a message from the House regarding Senate Bill No. 678.

Debate ensued.

PERSONAL PRIVILEGE

Senator Bailey: "Mr. President, point of personal privilege."

The President: "The Senator will speak on his point of personal privilege."

Senator Bailey: "Rather than let a half truth go on the floor here tonight, which many have, I would like to point out to Senator Lewis (Harry) that the original 678 had some seventy-two dollars a week in it and you have cut that down in this one so you are not helping these people quite as much as you think. The original bill had more in it than the one that you are trying to put through right now."

Further debate ensued.

MOTION

Senator Dore moved that Senator Lewis (Harry) motion be laid upon the table. There being no objection, Senator Lewis (Harry) withdrew his motion.

SENATE BILL NO. 693, by Senators Mardesich and Keefe:
Relating to revenue and taxation.

On motion of Senator Keefe, Senate Bill No. 693 was made a special order of business for 11:30 a.m., Monday, May 12, 1969.

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, by Committee on Natural Resources:

Authorizing a study of irrigation practices.

MOTIONS

Senator Woodall moved that the Senate immediately consider Substitute House Concurrent Resolution No. 15.

Debate ensued.

Senator Greive moved that the motion by Senator Woodall be laid upon the table.

Further debate ensued.

Senator Woodall demanded a roll call and the demand was sustained by Senators Lewis (Harry), Guess, Twigg, Elicker, Greive, Wilson, Durkan, Stender and Metcalf.

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall was laid upon the table by the following vote: Yeas, 26; nays, 21; excused, 2.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Uhlman, Walgren, Wilson—26.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Stender, Twigg, Washington, Williams, Woodall—21.

Excused: Senators Huntley, Pritchard—2.

MOTION

On motion of Senator Marquardt, Senator McDougall was excused.

SENATE JOINT RESOLUTION NO. 4, by Senators Gissberg, Woodall and Greive (by Legislative Council request):

Regulating the veto power of the governor.

MOTION

On motion of Senator Woodall, Senate Joint Resolution No. 4 was made a special order of business following Senate Bill No. 693 on the second reading calendar for Monday, May 12, 1969.

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, by Committee on Natural Resources:

Authorizing a study of irrigation practices.

The resolution was read the second time in full.

Senator Woodall moved that the rules be suspended, Substitute House Concurrent Resolution No. 15 be advanced to third reading, the second reading considered the third, and the resolution be placed on final passage.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Ridder, Odegaard, Uhlman, Stortini, Donohue, Metcalf, Guess, Ryder, Woodall and Marquardt.

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall to advance Substitute House Concurrent Resolution No. 15 to third reading and final passage failed by the following vote: Yeas, 22; nays, 24; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Lewis (Brian), Lewis (Harry), McCormack, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Stender, Twigg, Uhlman, Washington, Williams, Woodall—22.

Voting nay: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCutcheon, Mardesich, Odegaard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Walgren, Wilson—24.

Excused: Senators Huntley, McDougall, Pritchard—3.

Substitute House Concurrent Resolution No. 15 was passed to third reading.

MOTIONS

Senator Woodall moved that Substitute House Concurrent Resolution No. 15 be made a special order of business for noon, Monday, May 12, 1969.

Senator Greive moved to amend the motion by Senator Woodall that Substitute House Concurrent Resolution No. 15 be placed on the third reading calendar for Monday, May 12, 1969.

POINT OF INQUIRY

Senator McCormack: "Would Senator Greive yield to a question? Senator, could we place this immediately following Senate Bill No. 693 and Senate Joint Resolution No. 4?"

Senator Greive: "I suggest you take that up with Senator Woodall."

Senator McCormack: "Senator Woodall, would you go along with this? You have already moved Senate Joint Resolution No. 4 immediately following Senate Bill No. 693 and Senate Bill No. 693 is a special order of business at 11:30 on Monday."

Senator Woodall: "This can pass in five minutes. All we have to do is get at it."

The motion by Senator Woodall as amended by Senator Greive carried. Substitute House Concurrent Resolution No. 15 was ordered placed on the third reading calendar for Monday, May 12, 1969.

ENGROSSED HOUSE JOINT RESOLUTION NO. 24, by Representatives Copeland, Bottiger, O'Brien Charette, Adams, Bagnariol, Bluechel, Brouillet, Brown, Chapin, Chatalas, Conner, Curtis, DeJarnatt, Evans, Farr, Fleming, Francis, Goldsworthy, Grant, Harris, Haussler, Hawley, Heavey, Hoggins, Hubbard, Jastad, Juelling, King, Kink, Kirk, Kiskaddon, Kuehnle, Leckenby, Leland, Lynch, Mahaffey, Marsh, Martinis, Marzano, May, McCaffree, McCormick, Mentor, Murray, North, O'Dell, Pardini, Randall, Rosellini, Saling, Savage, Scott, Shera, Smythe, Sprague, Thompson, Veroske, Wanamaker, Wojahn, Zimmerman, Litchman, Beck, Flanagan:

Enlarging means of amending Constitution.

The Senate resumed consideration of Engrossed House Joint Resolution No. 24 on second reading.

REPORT OF STANDING COMMITTEE

May 9, 1969.

ENGROSSED HOUSE JOINT RESOLUTION NO. 24, enlarging means of amending Constitution (reported by Committee on Constitution, Elections and Legislative Processes): MAJORITY recommendation: Do pass with the following amendment:

On page 1, beginning on line 8, strike all the material down to and including "Article." on page 2 and insert:

"Article XXIII, section 1. Any amendment or amendments to this Constitution may be

proposed in either branch of the legislature; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their journals, with the ayes and noes thereon, and be submitted to the qualified electors of the state for their approval, at the next general election; and if the people approve and ratify such amendment or amendments, by a majority of the electors voting thereon, the same shall become part of this Constitution, and proclamation thereof shall be made by the governor: PROVIDED, That if more than one amendment be submitted, they shall be submitted in such a manner that the people may vote for or against such amendments separately. *An amendment which amends an entire article or less than the entire article shall be considered as one amendment and may be submitted to the electorate as a single proposition even though it relates to different sections of the article; and an amendment composed of amendments to sections contained in more than one article may be submitted to the electorate as a single proposition if it embraces one subject only and matters properly connected therewith.* The legislature shall also cause notice of the amendments that are to be submitted to the people to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state: PROVIDED, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election."

Signed by: Senators Canfield, Holman, McCormack, Mardesich, Metcalf, Pritchard, Uhman, Washington.

Senator McCutcheon moved the adoption of the committee amendment.

POINT OF INQUIRY

Senator Canfield: "Will Senator McCutcheon yield to a question? Senator, I don't have the committee amendment."

Senator McCutcheon: "That is House Joint Resolution No. 1."

Senator Canfield: "Am I correct in saying that House Joint Resolution No. 1 is the proposed amendment to Engrossed House Joint Resolution No. 24?"

Senator McCutcheon: "That is correct, Senator."

The motion carried and the committee amendment was adopted.

Senator McCutcheon moved adoption of the following amendment to the committee amendment:

On page 1, line 26, beginning with "*and matters*" strike the remainder of the sentence and insert "*PROVIDED, That the foregoing sentence shall not apply to any amendment which abolishes, changes the method of election or selection, term of office, time for election or otherwise affects any state legislative or executive officer or his office, or district, or changes the times for meeting of legislative sessions, and any such amendment shall be submitted in such a manner that the people may vote for or against any such amendment separately*"

PARLIAMENTARY INQUIRY

Senator Holman: "Parliamentary inquiry. Did we not adopt the committee amendment?"

REPLY BY THE PRESIDENT

The President: "The committee amendment was adopted, Senator Holman."

Senator Holman: "You can't amend an amendment that has once been adopted, can you?"

Senator McCutcheon: "This is a separate amendment."

Senator Greive: "If you will permit me, I think you will find that you can. Once an amendment is adopted it becomes part of the bill and subject to amendment itself. What you are talking about is you can only amend an amendment once while it is still pending."

POINT OF INQUIRY

Senator Canfield: "Would Senator McCutcheon yield? Senator, I think supporting your position that we agreed, some of us did at least, that if this did come before the body, this amendment would be in order that you are now suggesting."

Senator McCutcheon: "That is right."

Debate ensued.

POINT OF INQUIRY

Senator Ryder: "Would Senator McCutcheon yield to a question? Senator, why would you take 'judicial' out of the amendment?"

Senator McCutcheon: "That was the feeling of a number of people. I personally do not have any particular warm feelings on it. Senator Gissberg may have an amendment putting it back in again, I don't know."

Further debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator McCutcheon yield to a question? Senator, it is your intent, is it not, not to prevent these things being considered as proper for amendment? What you are trying to accomplish here, is it not, is to give the people a chance to vote on them separately if they are proposed?"

Senator McCutcheon: "That is correct."

Further debate ensued.

Senator Mardesich moved adoption of the following amendment to the amendment by Senator McCutcheon:

In the amendment by Senator McCutcheon to the committee amendment, following "district," strike "or changes the times for meeting of legislative sessions"

Debate ensued.

MOTION

Senator Guess moved that the amendment proposed by Senator Mardesich be laid upon the table.

Senator Mardesich demanded a roll call and the demand was sustained by Senators Washington, McCormack, Walgren, Gissberg, Stortini, Metcalf, Guess, Elicker, Woodall and Holman.

ROLL CALL

The Secretary called the roll and the motion by Senator Guess to lay upon the table the amendment proposed by Senator Mardesich failed by the following vote: Yeas, 13; nays, 33; excused, 3.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Durkan, Greive, Guess, Herr, McCutcheon, Peterson (Ted), Stender, Williams—13.

Voting nay: Senators Andersen, Atwood, Canfield, Dore, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Wilson, Woodall—33.

Excused: Senators Huntley, McDougall, Pritchard—3.

Senator Mardesich demanded a roll call on the amendment by Senator Mardesich to the amendment by Senator McCutcheon and the demand was sustained by Senators Washington, Odegaard, Faulk, Metcalf, Lewis (Brian), Holman, Uhlman, Talley and Stortini.

ROLL CALL

The Secretary called the roll and the amendment by Senator Mardesich to the amendment by Senator McCutcheon was adopted by the following vote: Yeas, 26; nays, 20; excused, 3.

Voting yea: Senators Andersen, Atwood, Elicker, Faulk, Foley, Gissberg, Henry, Holman, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Ridder, Ryder, Sandison, Talley, Uhlman, Walgren, Washington, Wilson—26.

Voting nay: Senators Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Greive, Guess, Herr, Keefe, McCutcheon, Matson, Peterson (Ted), Stender, Stortini, Twigg, Williams, Woodall—20.

Excused: Senators Huntley, McDougall, Pritchard—3.

Senator Guess moved adoption of the following amendment to the amendment by Senator McCutcheon:

In the underlined material after "*abolishes*" strike "," and insert "*or*"

POINT OF INQUIRY

Senator Dore: "Would Senator Guess yield to a question? Senator, what does this amendment do?"

Senator Guess: "It just makes it read correctly, Senator. It says that 'the foregoing sentence shall not apply to any amendment which abolishes or changes the method of election' rather than with a comma following 'abolishes'."

The motion carried and the amendment to the amendment by Senator McCutcheon was adopted.

Senator McCormack moved adoption of the following amendment to the amendment by Senator McCutcheon:

In the underlined material strike "*or otherwise affects*" and insert "*of*"

POINTS OF INQUIRY

Senator Lewis (Brian): "Would Senator McCutcheon yield to a question? Senator, I understand that the amendment now that we are trying to consider, the whole subject is being described as a gateway amendment. It would seem to me that if these three words, 'or otherwise affects' are left in the amendment they could be so broad in their interpretation that a person, could claim almost anything couldn't be put in there, when you combine that with the fact that your original committee amendment also deletes the words, 'and matters properly connected therewith' which seems to me that that shut the gateway down a long way when you now make it very difficult for the court to rule as to what is one subject only. So deleting 'and matters properly connected therewith' and putting in the words 'or otherwise affects' we have opened the door wide enough to let in a mouse. Would you comment on that? Is that your intent?"

Senator McCutcheon: "I don't know about that mouse. You might say it was a Yorkshire terrier. But what you are referring to are the words, 'or otherwise affects'. Lord knows, the supreme court is going to have some difficulty with that, Senator Lewis, but watch the difficulty they will have if you open this thing wide open in this general wide gateway they sent over from the House.

"In the last analysis you get right down to it. Over in England, your native country, there is a parliament and they don't have a constitution but they do have one that is impliedly there. The House of Lords overrules the Commons and then the Commons passes it over the House of Lords and that is it. I have no objection to this but when we have the written Constitution, which is said to be the finest document ever struck off by the hand of man, the American Constitution. Mr. Justice Holmes said that the Constitution is nothing but a contract. We have written contract after contract after contract. I don't know how many Senator McCormack said in Article II alone. Yet, he wants to wipe them all out.

"There is no crying for this at all. I want these amendments on there in case they should pass. It restricts it. I hope they don't put them on and it is defeated but we have amended the Constitution fifty-four times. We do it eight or ten times every year, have no difficulty at all, no crying need. It just doesn't exist, that is all, and when you say we need this so badly, you are just ignoring the facts. The facts of life are that every time I have gone to the polls in the last twenty years, we have amended this document several times and each time it was a contract with the people and they want to know what they are voting on. They have a right to vote separately and all this is trying to do is to restrict them down so they don't take the axe out after each other. That is all.

"We can change our form of government and have the governor run everything but we might also have a tyrannical legislature. As I said before, we would have disorder and we have enough of that in this country."

Senator Lewis (Brian): "I would gather from the wind up of your reply to my question that you in fact agree then that you are attempting to only open the door slightly ajar because in fact you don't really want to open it at all. You injected the subject of Great Britain in your reply. I can't help but recollect a statement once made by that eminent son of an American mother, Sir Winston Churchill, who, talking of Great Britain and the United States said they were two great nations divided by a common language.

"It seems to me that when you talk about a gateway amendment and when we tell the people we are putting a gateway amendment before them, they are two different things because what now you are proposing to wave in front of the people is a gigantic legislative act. We are giving you the opportunity to vote on a gateway amendment. In fact it is only going to open the door just a whisper and let in a very slight breeze."

Further debate ensued.

MOTIONS

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

On motion of Senator Bailey, Engrossed House Joint Resolution No. 24 was made a special order of business at 1:00 p.m., Monday, May 12, 1969.

At 12:25 a.m., on motion of Senator Greive, the Senate adjourned until 12:30 a.m., Monday, May 12, 1969.

JOHN A. CHERBERG,
President of the Senate.

DONALD R. WILSON, Temporary Secretary of the Senate.

Edited by SIDNEY R. SNYDER,
Elected Secretary of the Senate May 12, 1969.

SIXTIETH DAY

MORNING SESSION

Senate Chamber, Olympia, Wash., Monday, May 12, 1969.

The President called the Senate to order at 12:30 a.m. The Secretary called the roll and announced to the President that all members were present except Senators Huntley, McDougall and Pritchard.

MOTION

On motion of Senator Henry, Senators McDougall, Pritchard and Huntley were excused.

MESSAGE FROM THE GOVERNOR

Office of the Governor, May 12, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON,

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, Entitled:

SUBSTITUTE SENATE BILL NO. 468: Providing retirement benefits for municipal police departments.

SENATE BILL NO. 477: Authorizing development of police academy.

Sincerely,
JOHN SHERWOOD
Legislative Counsel.

Senators Durkan, Greive and Knoblauch demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

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

The Secretary called the roll on the Call of the Senate, all members being present except Senators Huntley, McDougall and Pritchard who had previously been excused.

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

THIRD READING

SENATE BILL NO. 486, by Senators Greive and Bailey:

Relating to unemployment compensation.

The Senate resumed consideration of Engrossed Senate Bill No. 486 on third reading.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 486, and the bill passed the Senate by the following vote: Yeas, 29; nays, 17; excused, 3.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Henry, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Marquardt, Odegaard, Peterson (Lowell), Ridder, Sandison, Stender, Stortini, Talley, Uhlman, Walgren, Washington, Wilson—29.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Guess, Holman, Lewis (Brian), Lewis (Harry), Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Twigg, Williams, Woodall—17.

Excused: Senators Huntley, McDougall, Pritchard—3.

ENGROSSED SENATE BILL NO. 486, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

Senator Atwood moved that the Senate return to the fourth order of business.

Senator Atwood moved that the Senate immediately consider the message from the House concerning Substitute Senate Bill No. 151.

Senator Greive moved that the motion by Senator Atwood be amended to consider the message from the House on Substitute Senate Bill No. 151 as a special order of business at 5:00 p.m. today.

Senator Ryder moved that the motion be further amended that the message from the House on Substitute Senate Bill No. 151 be made a special order of business immediately following recess.

On motion of Senator Greive, the motion by Senator Ryder was laid upon the table.

The motion by Senator Atwood as amended by Senator Greive carried and the message from the House on Substitute Senate Bill No. 151 was made a special order of business for 5:00 p.m. today.

INTRODUCTION AND FIRST READING

SENATE CONCURRENT RESOLUTION NO. 34, by Senator Walgren:

Permitting the introduction of a bill contrary to Senate Concurrent Resolution No. 22.

Senator Walgren moved that the rules be suspended, Senate Concurrent Resolution No. 34 be advanced to second reading and read the second time in full.

Senator Atwood demanded a roll call and the demand was sustained by Senators

Holman, Canfield, Lewis (Brian), Andersen, Ryder, Bailey, Woodall, Peterson (Ted), Matson, Andersen and Williams.

POINT OF INQUIRY

Senator Durkan: "Mr. President, is it proper to ask Senator Walgren to briefly explain what this is?"

Senator Walgren: "Mr. President and members of the Senate, at the time we considered Senate Bill No. 341 which you will recall was the omnibus liquor bill, we considered this in committee and on the floor. There was an oversight with regard to some of the language. One of the problems that has occurred is that there is a prohibition about the export of liquor and wine. We find now that there are a number of businesses in the state of Washington, not a large number, who are in this particular export business. We find that by virtue of Senate Bill No. 341 which we have passed and has now become law that they have to make an election between the export of liquor or wine. This has the effect of causing them to lose at least half of their business. It is unfair to them.

"The purpose of this particular resolution as requested by members of the House of Representatives is to allow us to take care of this legislative oversight, correct this. It was not the intent of the liquor control committee. I am sure it was not the intent of the Senate when we passed this bill. I don't think it was the intent of the legislature when the bill was finally passed to drive anybody out of business. It is simply to correct this particular legislative oversight. It requires a suspension of our rules under which we are presently operating."

ROLL CALL

The Secretary called the roll and the motion by Senator Walgren to suspend the rules and advance Senate Concurrent Resolution No. 34 to second reading failed by the following vote: Yeas, 29; nays, 17; excused, 3.

Voting yea: Senators Bailey, Connor, Cooney, Day, Donohue, Dore, Durkan, Foley, Gissberg, Greive, Guess, Herr, Keefe, Knoblauch, McCormack, McCutcheon, Mardesich, Odegard, Peterson (Lowell), Ridder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson—29.

Voting nay: Senators Andersen, Atwood, Canfield, Elicker, Faulk, Henry, Holman, Lewis (Brian), Lewis (Harry), Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ryder, Stender, Woodall—17.

Excused: Senators Huntley, McDougall, Pritchard—3.

MOTIONS

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

At 1:10 a.m., on motion of Senator Greive, the Senate recessed until 10:00 a.m.

SECOND MORNING SESSION

The President called the Senate to order at 10:00 a.m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Andersen, Henry, Newschwander, Stender, Walgren, Huntley, McDougall and Pritchard.

Senators Huntley, Pritchard and McDougall were previously excused.

The Color Guard consisting of Pages Mike Wrenn, Color Bearer, and Joe Zils, presented the Colors. Father Stephen T. Roman of St. Michael's Church of Olympia offered prayer as follows:

"Dear God, our living Father, help us to accept our long hours of work in a spirit that is humble and with a heart of courage. Do not let us become stale and despondent because of the grind of our work. Permit us labor with right disposition to please You leaving the success of our spent energy in your care. This we ask in the name of our Lord. Amen."

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

The Senate resumed consideration of the Free Conference Committee report on Substitute House Bill No. 116.

Senator Uhlman had previously moved the adoption of the Free Conference Committee report.

Debate ensued.

POINT OF INQUIRY

Senator Greive: "Would Senator Uhlman yield to a question? Senator Uhlman, unfortunately I have been engaged in other matters but I am somewhat interested in this. I wonder if you could go through and make a long enough talk to tell me exactly what is in this bill?"

Senator Uhlman: "Yes, Senator, in addition to the basic bill which we have been over, there are two additional matters which I had indicated a moment ago. The first one relates to the dangerous drugs act. The law as it presently exists is as follows: There is a mandatory five year sentence and the crime of a felony for the possession, use or sale of marijuana. This measure reduces the crime for the possession and use of marijuana, not the sale but possession and use, to a misdemeanor and of course does not include a mandatory sentence.

"At the same time the law, as it now exists for the dangerous drugs, LSD, 'speed', etc., is simply a misdemeanor and these of course are much more serious drugs for the human use. It would increase the penalty for these drugs to that of a felony so it makes the law conform to what realistically the use of these drugs is. Secondly, the second measure is exactly the same as Senate Bill No. 365 which you and I have gone over in some detail, Senator Greive, relating to the sale of obscene, pornographic literature to minors. There has been no change in that bill at all. If you would like to go back over that again at this time I would be happy to do so but there is no change at all in that measure. It is exactly as we passed it out of the Senate."

Further debate ensued.

The motion carried and the report of the Free Conference Committee on Substitute House Bill No. 116 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 116, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 30; nays, 8; absent or not voting, 8; excused, 3.

Voting yea: Senators Atwood, Bailey, Canfield, Day, Donohue, Elicker, Faulk, Foley, Greive, Guess, Herr, Holman, Keefe, Knoblauch, McCormack, Marquardt, Metcalf, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Uhlman, Washington, Williams, Wilson, Woodall—30.

Voting nay: Senators Connor, Cooney, Dore, Durkan, Gissberg, McCutcheon, Mardesich, Twigg—8.

Absent or not voting: Senators Andersen, Henry, Lewis (Brian), Lewis (Harry), Matson, Newschwander, Stender, Walgren—8.

Excused: Senators Huntley, McDougall, Pritchard—3.

SUBSTITUTE HOUSE BILL NO. 116, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

May 10, 1969.

Mr. President: The House refuses to recede from its amendments to ENGROSSED SENATE BILL NO. 149 and asks the Senate for a conference thereon, and the Speaker has appointed as the House conferees on Engrossed Senate Bill No. 149 and the House amendments thereto: Representatives Clarke (George), O'Dell, and Adams. SIDNEY R. SNYDER, Assistant Chief Clerk.

Senator Day moved that the Senate insist on its position on Engrossed Senate Bill No. 149 and asks the House for a conference thereon.

Debate ensued.

POINT OF ORDER

Senator Mardesich: "Mr. President, point of order. On the issue of Engrossed Senate Bill No. 149, I raise the question of the scope and object of the House amendment to the bill."

MOTION

On motion of Senator Greive, Engrossed Senate Bill No. 149 was made a special order of business for 1:30 p.m. today.

RESIGNATION FROM LEGISLATIVE COUNCIL

There being no objections, Senator Henry resigned from the Legislative Council.

MESSAGES FROM THE HOUSE

May 11, 1969.

Mr. President: The House adheres to its position on the House amendments to ENGROSSED SENATE BILL NO. 678 and again requests the Senate to concur in the House amendments, and said bill together with the House amendments are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate insists on its position and refuses to concur in the House amendments to Engrossed Senate Bill No. 678 and asks the House for a conference thereon.

May 11, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 444 with the following amendments:

On page 1, add a new section as follows:

"Sec. 2. Section 83.56.030, chapter 15, Laws of 1961 and RCW 83.56.030 are each amended to read as follows:

(1) For year 1941 and each calendar year thereafter a tax, computed as provided in this chapter, shall be imposed upon the privilege of transferring property by gift during such calendar years, by any individual resident or nonresident of the state of Washington; which tax shall apply whether the transfer is in trust or otherwise, whether the gift is direct or indirect, and whether the property is real or personal, tangible or intangible; as to residents of this state, the tax shall apply to the transfer by gift of any property whatsoever, excepting only property, real or tangible personal, permanently located outside this state; but, in the case of a nonresident, shall apply to a transfer only if the property is real or tangible personal, permanently located within the state of Washington; the tax shall not apply to a transfer made on or before March 21, 1941.

(2) In case of (a) a transfer of community property, real or personal, tangible or intangible, by one spouse or by both spouses to a person other than a member of the community, or (b) a transfer of separate property, real or personal, tangible or intangible, by one spouse to a person other than a member of the community to which transfer the other spouse consents on the gift tax return of the donor, two gifts shall be deemed to have been made, one by each spouse and each for one-half of the whole value of the property transferred.

(3) The tax shall not apply to a transfer of property in trust where the power to invest in the donor title to such property is vested in the donor, either alone or in conjunction with any person not having a substantial adverse interest in the disposition of such property or the income therefrom, but the relinquishment or termination of such power (other than the donor's death) shall be considered to be a transfer by the donor by gift of the property subject to such power, and any payment of the income therefrom to a beneficiary other than the donor shall be considered to be a transfer by the donor of such income by gift."

Remember the remaining sections consecutively.

In line 1 of the title, after "taxation;" and before "and" insert "amending section 83.56.030, chapter 15, Laws of 1961 and RCW 83.56.030;"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator McCormack, the Senate concurred in the House amendments to Engrossed Senate Bill No. 444.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 444, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; absent or not voting, 6; excused, 3.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—40.

Absent or not voting: Senators Bailey, Elicker, Newschwander, Stender, Talley, Walgren—6.

Excused: Senators Huntley, McDougall, Pritchard—3.

ENGROSSED SENATE BILL NO. 444, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

At 10:40 a.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the Chair.

The President called the Senate to order at 11:40 a.m.

THIRD READING

ENGROSSED HOUSE BILL NO. 132, by Representatives Lynch, Smythe and King:
Relating to higher education.

The bill was read the third time by sections.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 132, and the bill passed the Senate by the following vote: Yeas, 42; absent or not voting, 4; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—42.

Absent or not voting: Senators Newschwander, Stender, Talley, Walgren—4.

Excused: Senators Huntley, McDougall, Pritchard—3.

ENGROSSED HOUSE BILL NO. 132, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

MESSAGES FROM THE HOUSE

May 12, 1969.

Mr. President: The House has passed:
 HOUSE BILL NO. 585,
 ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 23,
 HOUSE CONCURRENT RESOLUTION NO. 25,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 10, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SUBSTITUTE SENATE BILL NO. 151 and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 7, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE SENATE BILL NO. 151, adopting the budget, have had the same under consideration, and we recommend that the attached substitute bill be substituted therefor, and the substitute bill do pass.

Signed by: Senators Durkan, Atwood, Dore; Representatives Goldsworthy, Saling and Brouillet.

An Act adopting the budget; making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1969, and ending June 30, 1971; making supplemental appropriations; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. That a budget is hereby adopted and subject to the provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1969, and ending June 30, 1971, out of the several funds of the state hereinafter named.

STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution.....	\$ 1,027,564
General Fund Appropriation for public utility district excise tax distribution..	\$ 9,223,680
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution.....	\$ 120,022
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution.....	\$ 13,172,400
Motor Vehicle Excise Fund Appropriation for motor vehicle excise tax distribution	\$ 18,483,618
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution	\$110,705,321
Liquor Board Revolving Fund Appropriation for liquor profits distribution..	\$ 31,979,000

STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

Forest Reserve Fund Appropriation for forest reserve fund distribution.....	\$ 22,755,423
General Fund Appropriation for federal flood control funds distribution.....	\$ 30,000
General Fund Appropriation for federal grazing fees distribution.....	\$ 15,955

STATE TREASURER—BOND RETIREMENT AND INTEREST

Highway Bond Retirement Fund Appropriation.....	\$ 55,068,528
Public School Building Bond Redemption Fund 1949 Appropriation.....	\$ 5,102,080
Public School Building Bond Redemption Fund 1955 (1965 Refunded) Appropriation	\$ 4,502,363
Public School Building Bond Redemption Fund 1957 Appropriation.....	\$ 9,189,900
Public School Building Bond Redemption Fund 1959 Appropriation.....	\$ 4,704,351
Public School Building Bond Redemption Fund 1961 Appropriation.....	\$ 7,042,616
Public School Building Bond Redemption Fund 1963 Appropriation.....	\$ 8,724,160
Public School Building Bond Redemption Fund 1965 Appropriation.....	\$ 2,426,478
Common School Building Bond Redemption Fund Appropriation.....	\$ 2,953,500
University of Washington Bond Retirement Fund Appropriation.....	\$ 2,705,311
Washington State University Bond Retirement Fund Appropriation.....	\$ 815,231

Central Washington State College Bond Retirement Fund Appropriation.....	\$	330,696
Eastern Washington State College Bond Retirement Fund Appropriation.....	\$	331,700
Western Washington State College Bond Retirement Fund Appropriation.....	\$	425,026
Institutional Building Bond Redemption Fund 1949 Appropriation.....	\$	2,551,560
Institutional Building Bond Redemption Fund 1957 Appropriation.....	\$	3,410,130
State Building Construction Bond Redemption Fund Appropriation.....	\$	8,358,183
State Building and Higher Education Construction Bond Redemption Fund 1965 Appropriation	\$	5,157,587
State Building and Higher Education Bond Redemption Fund 1967 Appropria- tion	\$	1,816,800
Juvenile Correctional Institutional Building Bond Redemption Fund Appropria- tion	\$	604,160
General Administration Bond Retirement Fund Appropriation.....	\$	727,489
State Building Construction Bond Redemption Fund 1965 Appropriation.....	\$	1,170,000
State Building Construction Bond Redemption Fund 1967 Appropriation.....	\$	473,952
War Veterans' Compensation Bond Retirement Fund Appropriation.....	\$	9,532,979
World Fair Bond Redemption Fund Appropriation.....	\$	1,917,000
Outdoor Recreational Bond Redemption Fund Appropriation.....	\$	681,742
Water Pollution Control Bond Redemption Fund Appropriation.....	\$	977,688

STATE LEGISLATURE

General Fund Appropriation		
Senate Expenses and salaries of members.....	\$	498,915
House of Representatives Expenses and salaries of members.....	\$	1,171,600
Legislative Council	\$	390,693
Legislative Budget Committee.....	\$	336,020

SUPREME COURT

General Fund Appropriation: <i>Provided</i> , That no pro tem judges shall be em- ployed after January 1, 1970.....	\$	1,971,061
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LAW LIBRARY

General Fund Appropriation.....	\$	377,234
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COURT ADMINISTRATOR

General Fund Appropriation.....	\$	221,443
General Fund Appropriation for Superior Court Judges.....	\$	1,917,904
General Fund Appropriation		
Judges' Retirement Fund Contributions.....	\$	263,946
Additional Judges' Retirement Fund Contributions in accordance with RCW 2.12.070.....	\$	295,067

JUDICIAL COUNCIL

General Fund Appropriation.....	\$	85,819
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PUBLIC PENSION COMMISSION

General Fund Appropriation.....	\$	137,142
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PERMANENT STATUTE LAW COMMITTEE

General Fund Appropriation: <i>Provided</i> , That legislators are to be provided upon request with a copy of the administrative code: <i>Provided further</i> , That not more than \$967,810 shall be available for financing the Legislative Information System	\$	1,489,058
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OFFICE OF THE GOVERNOR

General Fund Appropriation		
Executive Operations	\$	852,028
Investigation and Emergency Purposes—to be distributed on vouchers ap- proved by the Governor.....	\$	20,000
Extradition Expenses to carry out the provisions of RCW 10.34.030 providing for the return of fugitives when approved by the Governor (including prior claims)	\$	60,000
Mansion Maintenance	\$	52,000

SPECIAL APPROPRIATIONS TO THE GOVERNOR

General Fund Appropriation

Governor's Emergency, to be allocated for the carrying on of the critically necessary work of any agency: <i>Provided</i> , That \$450,000 may be allotted by the Governor for surveys and installations: <i>Provided</i> , That not to exceed \$100,000 may be used for payment of rent and relocation expenses upon certification by the Budget Director that insufficient funds are available for this purpose from any other source: <i>Provided</i> , That not more than \$20,000 may be allocated to defray the expenses of the Western Governor's Conference: <i>Provided further</i> , That not to exceed \$500,000 may be allocated for payment of tort claims in accordance with Chapter 140, Laws of 1969	\$ 1,850,000
For salary adjustments based on the salary survey findings adopted by the State Personnel Board and subsequent revisions thereto, and employee benefits, including classified and exempt positions, to be allotted to those agencies whose employees are all or in part funded within the General Fund	\$ 31,800,000
For additional state support of the Employees Health Insurance to be allotted to those agencies whose employees are all or in part within the present system of the State Personnel Board.....	\$ 589,500
For allocation to state agencies, departments and institutions to meet any catastrophe, disaster or unforeseen or unanticipated condition or circumstance or abnormal change of condition or circumstance affecting the functions of the state agency, department or institutions: <i>Provided</i> , That \$250,000 shall be reserved for allocation to cities and towns, but that no individual city or town shall be entitled to more than one-fifth of this allocation: <i>Provided further</i> , That no expenditure shall be made herefrom except such as shall be certified by the Governor as meeting the requirements hereof and has been approved by a sixty per cent majority each of the Legislative Budget Committee and the Legislative Council....	\$ 3,250,000
For additional support of data processing activities to be allocated after consultation with the Data Processing Advisory Committee.....	\$ 2,510,000
Council of State Governments.....	\$ 38,500
Advisory Commission on Intergovernmental Relations.....	\$ 3,000

LIEUTENANT GOVERNOR

General Fund Appropriation.....	\$ 68,000
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SECRETARY OF STATE

General Fund Appropriation: <i>Provided</i> , That \$550,000 shall be available only for initiative and referendum, voters' and candidates' pamphlet, and related legal and other advertising purposes.....	\$ 1,376,989
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STATE TREASURER

General Fund Appropriation.....	\$ 633,767
General Fund—Investment Reserve Account Appropriation.....	\$ 437,767
Motor Vehicle Fund Appropriation.....	\$ 3,941
Motor Vehicle Excise Fund Appropriation: <i>Provided</i> , That the amount herein appropriated shall be allocated by the State Treasurer to the municipal research council in accordance with Chapter 108, Laws of 1969.....	\$ 310,000

STATE AUDITOR

General Fund Appropriation

State Auditor: <i>Provided</i> , That the funds appropriated herein shall not be expended for performance audits of state and local agencies, but shall be limited to use for fiscal and legal audits and other responsibilities of the office of the Auditor, exclusive of any related to performance auditing....	\$ 1,738,886
Payment of supplies and services furnished in previous bienniums.....	\$ 250,000
Criminal cost bills.....	\$ 30,000
Motor Vehicle Fund Appropriation.....	\$ 104,428

ATTORNEY GENERAL

General Fund Appropriation: <i>Provided</i> , That \$50,000 may be used for assistance to counties which do not have full time prosecutors.....	\$ 2,086,581
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CENTRAL BUDGET AGENCY

General Fund Appropriation.....	\$ 3,113,968
General Fund Appropriations to carry out the provisions of RCW 41.40.370 relating to employers' contributions to state employees' retirement.....	\$ 2,000

PLANNING AND COMMUNITY AFFAIRS AGENCY

General Fund Appropriation.....	\$ 9,874,308
Motor Vehicle Excise Fund Appropriation.....	\$ 107,970

DEPARTMENT OF PERSONNEL

Personnel Service Revolving Fund Appropriation: <i>Provided</i> , That \$15,000 or the maximum amount established by law shall be available for administration and for payment of Employees' Suggestion Awards.....	\$ 3,588,788
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CAPITOL COMMITTEE

General Fund—Capital Building Construction Account Appropriation.....	\$ 30,000
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WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Retirement System Expense Fund Appropriation.....	\$ 1,238,718
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FINANCE COMMITTEE

General Fund—Investment Reserve Account Appropriation.....	\$ 345,219
General Fund—Water Pollution Control Facilities Account Appropriation....	\$ 33,450
General Fund—Common School Building Construction Account Appropriation..	\$ 30,435
General Fund—State Building and Higher Education Construction Account Appropriation	\$ 58,403
General Fund—Outdoor Recreation Account Appropriation.....	\$ 23,192
Motor Vehicle Fund Appropriation.....	\$ 125,150
Motor Vehicle Fund—Urban Arterial Trust Account Appropriation.....	\$ 110,625

DEPARTMENT OF REVENUE

General Fund Appropriation: <i>Provided</i> , That funds received as reimbursements pursuant to Chapter 84.41 RCW are hereby appropriated to the Department of Revenue in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1971, may be allotted in advance of receipts.....	\$ 11,371,152
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TAX APPEALS BOARD

General Fund Appropriation.....	\$ 191,172
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UNIFORM LAW COMMISSION

General Fund Appropriation.....	\$ 8,996
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DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation.....	\$ 8,011,269
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INSURANCE COMMISSIONER

General Fund Appropriation: <i>Provided</i> , That \$675,960 shall be available solely for the support of the Fire Safety and Regulation Program.....	\$ 2,583,376
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ACCOUNTANCY BOARD

General Fund Appropriation.....	\$ 139,537
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ATHLETIC COMMISSION

General Fund Appropriation.....	\$ 26,500
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CEMETERY BOARD

General Fund—Cemetery Account Appropriation.....	\$ 17,200
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HORSE RACING COMMISSION

Racing Commission Fund Appropriation: <i>Provided</i> , That if there are more than 350 racing days during the 1969-71 biennium, the Governor is hereby authorized to allocate such additional funds as may be required.....	\$ 946,952
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LIQUOR CONTROL BOARD

Liquor Board Revolving Fund Appropriation.....	\$ 26,138,147
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PHARMACY BOARD

General Fund Appropriation.....	\$ 458,362
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UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation.....	\$ 5,156,646
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BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$ 36,462
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WASHINGTON STATE PATROL

Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 32,236,260
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VEHICLE EQUIPMENT SAFETY COMMISSION

Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 5,000
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LAW ENFORCEMENT OFFICERS' TRAINING COMMISSION

General Fund Appropriation.....	\$ 180,846
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TRAFFIC SAFETY COMMISSION

Highway Safety Fund Appropriation.....	\$ 2,623,622
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DEPARTMENT OF CIVIL DEFENSE

General Fund Appropriation.....	\$ 1,479,108
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DEPARTMENT OF MOTOR VEHICLES

General Fund Appropriation: <i>Provided</i> , That not more than \$38,580 shall be available for the expenses of the Medical Disciplinary Board.....	\$ 1,573,438
General Fund—Architect's License Account Appropriation.....	\$ 113,943
General Fund—Commercial Automobile Driver Training Schools Account Appropriation	\$ 3,346
General Fund—Optician's Account Appropriation.....	\$ 12,108
General Fund—Optometry Account Appropriation.....	\$ 33,839
General Fund—Professional Engineer's Account Appropriation.....	\$ 207,288
General Fund—Real Estate Commission Account Appropriation.....	\$ 1,205,375
General Fund—Sanitariums' Licensing Account Appropriation.....	\$ 8,136
General Fund—Board of Psychological Examiners' Account Appropriation...\$	10,597
Highway Safety Fund Appropriation.....	\$ 12,090,729
Motor Vehicle Fund Appropriation.....	\$ 10,107,162

MILITARY DEPARTMENT

General Fund Appropriation.....	\$ 2,132,554
Armory Fund Appropriation.....	\$ 822,083

SUPERINTENDENT OF PUBLIC INSTRUCTION

(Including Board of Education)

General Fund Appropriation:

Office of the Superintendent of Public Instruction and Board of Education, including \$150,000 for the Pacific Science Center: <i>Provided</i> , That the Superintendent of Public Instruction shall report to the next duly assembled legislature on progress toward the implementation of a planning, programming, and budgeting system.....	\$ 4,451,890
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General Fund Appropriation for General Apportionment: *Provided*, That the weighting schedule to be used in computing the apportionment of funds for each district for 1969-71 shall be based on the following factors:

Each full time student enrolled.....	1.0
Each student, grades 7-12, an added.....	.3
Each full time student enrolled in an approved vocational class in grades 9-12 where excess costs can be documented and where the classes are approved by the state Superintendent, an added.....	1.0

Each identified culturally disadvantaged child receiving an approved program, an added..... 1

The factor, established by the Superintendent of Public Instruction for use in the 1967-69 biennium designed to reimburse each district for costs resulting from staff education and experience greater than the minimum in the average salary schedule in use by Washington school districts. For school districts judged remote and necessary by the State Board of Education and enrolling fewer than 250 students in grades 9-12 and for non-high districts judged remote and necessary by the State Board of Education and for schools by the State Board of Education within a district and which enroll fewer than 100 students:

Provided, That not to exceed \$10,391,593 is included for vocational-technical institutes: *Provided*, That \$113,483 is included for payments in July and August, 1969, to school districts with continuing obligations in payments for adult education programs operated in 1968-69: *Provided*, That not to exceed \$512,865 may be used for programs for gifted children: *Provided*, That not to exceed \$1,060,000 is included for use by the Superintendent for School District emergencies: *Provided further*, That no portion of these funds shall be allocated to a school district which expends, or anticipates expending, moneys in excess of their certified budget or budget extensions thereto as filed with the Office of the Superintendent of Public Instruction and Board of Education..... \$557,132,798

General Fund Appropriation for Salary Increases: *Provided*, That it is the intent that \$80,510,875 be available to the Superintendent of Public Instruction to be allocated for the school years 1969-70 and 1970-71 to local school districts, of which \$72,017,866 is contained in this appropriation and \$8,492,809 which is to be appropriated by the Forty-second Legislature, to be employed exclusively for the purpose of providing salary increases and to pay for related OASI and retirement costs attendant to such salary increases to all certificated personnel in average amounts of seven per cent in 1969-70 over each district's average certificated salary level for 1968-69 and in average amounts of seven per cent for all classified personnel over the district's average classified salary level for 1968-69 and an additional four per cent in 1970-71 over each district's average salary level for 1969-70 for all classified personnel and for all certificated personnel: *Provided*, That the salary increase required for 1970-71 for certificated and non-certificated employees shall be based on the 1968-69 average salary for each class of employee improved by seven per cent: *Provided*, That the Superintendent of Public Instruction shall establish rules and regulations to carry out the intent of the Legislature for the distribution of salary increase money provided for in this appropriation: *Provided*, That such rules and regulations as established by the Superintendent of Public Instruction for the distribution of salary increase funds shall define extra stipends and restrict the distribution of state moneys for certificated personnel so as to provide for the payment of salary increases only upon their base salaries, exclusive of extra stipends: *Provided*, That \$4,910,000 shall be distributed on an equal basis to participating school districts to fund employee health benefits as provided in Chapter, Laws of 1969, Extraordinary Session (SB 377): *Provided further*, That no portion of the \$76,927,866 appropriated herein shall be distributed through the operations of the school equalization formula \$ 76,927,866

General Fund Appropriation of two mills of property tax to be distributed in accordance with Chapter 140, Laws of 1967, Ex. Sess. as amended..... \$ 64,928,000

General Fund Appropriation of Mobile Home Excise Tax to be distributed... \$ 1,593,345

General Fund Appropriation of state forest funds to be distributed..... \$ 600,000

General Fund Appropriation for allocation to Intermediate Districts and County Superintendents of Schools..... \$ 1,429,893

General Fund Appropriations:

Supplementary Education and Cultural Enrichment..... \$ 1,000,000

State Institutions \$ 5,277,850

Distribution to counties for school districts:

Handicapped Children—Excess Costs..... \$ 40,407,171

Cerebral Palsy Center..... \$ 412,769

Elementary and Secondary Education Act of 1965..... \$ 29,970,000

To carry out the provisions of Public Law 85-864 (National Defense Education Act of 1958).....	\$ 3,172,000
Education of Indian Children.....	\$ 420,000
Civil Defense	\$ 110,000
Adult Basic Education.....	\$ 600,000
School Lunch and School Milk Programs.....	\$ 10,840,000
Grants to Teachers of the Handicapped.....	\$ 180,000
Teacher Education and Development.....	\$ 3,910,070
Assistance to Blind Students (RCW 28.76.130).....	\$ 13,600
General Fund Appropriation: <i>Provided</i> , That not to exceed \$4,054,000 shall be available for urban and/or racial and disadvantaged educational programs including not to exceed \$100,000 for State office administration expenses....	\$ 4,054,000
General Fund—Driver Education Account Appropriation.....	\$ 7,081,808

STATE BOARD FOR COMMUNITY COLLEGE EDUCATION

General Fund Appropriation:	
For Administrative Expenses of the Board.....	\$ 862,744
For Distribution to the Community Colleges in accordance with Chapter 28.85 RCW: <i>Provided</i> , That \$116,000 shall be distributed on an equal basis to participating college districts as provided in Chapter, Laws of 1969, Extraordinary Session (SB 377): <i>Provided further</i> , That not to exceed \$1,144,446 is included for programs in adult education in accordance with the provisions of Chapter, Laws of 1969, Extraordinary Session (HB 480)	\$100,632,837

WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION

General Fund Appropriation.....	\$ 45,000
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COUNCIL ON HIGHER EDUCATION

General Fund Appropriation: <i>Provided</i> , That \$117,280 is hereby made available for carrying on the functions of the Higher Education Facilities Commission, of which not more than \$50,000 shall be from state sources: <i>Provided further</i> , That funds may be allotted from this appropriation to carry on the functions of the Higher Education Facilities Commission until the provisions of Chapter, Laws of 1969, Extraordinary Session (HB 132) become effective	\$ 360,710
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OCEANOGRAPHIC COMMISSION OF WASHINGTON

General Fund Appropriation.....	\$ 150,000
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UNIVERSITY OF WASHINGTON

General Fund Appropriation: <i>Provided</i> , That tuition and fees, incidental, special fees and other charges in whole or in part, for up to one per cent of the full time enrolled students may be waived for needy and economically disadvantaged students: <i>Provided</i> , That not to exceed \$200,000 may be used to establish a physicians family practice curriculum: <i>Provided</i> , That not to exceed \$10,000 shall be used for a cystic fibrosis detection program: <i>Provided</i> , That not to exceed \$100,000 may be used by the Radiology Department for the acquisition, installation and other related charges associated with the purchase of a linear accelerator: <i>Provided further</i> , That not more than \$2,841,294 is to be allocated to the University of Washington on or before January 1, 1970, for the 1970-71 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 per cent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1970 enrollment estimates as prepared by the Planning and Community Affairs Agency (or such successor agency); and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research program.....	\$142,873,512
Accident Fund Appropriation.....	\$ 350,000
Medical Aid Fund Appropriation.....	\$ 350,000
General Fund Appropriation for the continuing operation of King County Hospital as a teaching resource for the University of Washington: <i>Provided</i> ,	

That no portion of this appropriation may be expended except pursuant to a contract entered into between the board of trustees of King County Hospital and the board of regents of the University of Washington with respect to such hospital which contract complies with the provisions of law relating to such contracts and has been approved by the county executive of King County and the state budget director: *Provided*, That during the life of such contract a board of trustees for such hospital is continued in law and/or by ordinance enacted by the county council which ordinance may define three hospital trustee districts to replace the county commissioner districts abolished by the coming into effect of a home rule charter and may, in the interest of continuity in the management of the affairs of the hospital, continue the existing trustees in office, each to serve for the remaining period of his unexpired term: *Provided further*, That such contract shall provide, among other things, as follows: That major hospital institutional policies, title to all real and personal properties, and ultimate fiscal and program controls are to remain vested in the board of trustees of King County Hospital, subject to the terms of such contract; that the board of regents of the University of Washington shall be responsible for providing for the rendering of all medical services in the hospital; that overall management of the hospital shall be under the direction of the board of regents of the University of Washington through a hospital administrator who will be appointed by the board of regents subject to approval of the board of trustees of the hospital; and that the management controls to be delegated by contract to the board of regents of the University of Washington and executed through the hospital administrator shall include:

1. The preparation and execution of an overall operating budget including estimated revenues and expenditures;
2. The provision of budgetary controls over operational expenditures;
3. The provision of cost finding, cost accounting, and management information systems and procedures;
4. The provision of procedures and controls for patient accounting, billing, and collections; and
5. The appointment, promotion, termination, transfer, and training of all hospital personnel.

The budget director shall notify the state treasurer of the execution and approval of such contract and thereafter the appropriation hereby made shall be distributed to the University of Washington.

Income received by each county hospital from patients on or after July 1, 1969, for services rendered prior to that date shall be considered as available to such county hospital for the current 1969-71 cost of the operation of such hospital\$ 4,700,000

WASHINGTON STATE UNIVERSITY

General Fund Appropriation: *Provided*, That tuition and fees, incidental, special fees and other charges, in whole or in part, for up to one per cent of the full time enrolled students may be waived for needy and economically disadvantaged students: *Provided*, That not more than \$565,231 is to be allocated to Washington State University on or before January 1, 1970, for the 1970-71 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 per cent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1970 enrollment estimates as prepared by the Planning and Community Affairs Agency (or such successor agency); and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research program: *Provided further*, That \$50,000 or any portion thereof may be expended to establish a Center for Social Research.....\$ 70,576,648

EASTERN WASHINGTON STATE COLLEGE

General Fund Appropriation: *Provided*, That tuition and fees, incidental, special fees and other charges, in whole or in part, for up to one per cent of the full time enrolled students may be waived for needy and economically

disadvantaged students: *Provided*, That not more than \$275,000 is to be allocated to Eastern Washington State College on or before January 1, 1970, for the 1970-71 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 per cent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall quarter 1970 enrollment estimates as prepared by the Planning and Community Affairs Agency (or such successor agency); and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research program.....\$ 18,193,901

CENTRAL WASHINGTON STATE COLLEGE

General Fund Appropriation: *Provided*, That tuition and fees, incidental, special fees and other charges, in whole or in part, for up to one per cent of the full time enrolled students may be waived for needy and economically disadvantaged students: *Provided further*, That not more than \$341,760 is to be allocated to Central Washington State College on or before January 1, 1970, for the 1970-71 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 per cent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall 1970 enrollment estimates as prepared by the Planning and Community Affairs Agency (or such successor agency); and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research program\$ 21,389,700

THE EVERGREEN STATE COLLEGE

General Fund Appropriation.....\$ 2,541,581

WESTERN WASHINGTON STATE COLLEGE

General Fund Appropriation: *Provided*, That tuition and fees, incidental, special fees and other charges, in whole or in part, for up to one per cent of the full time enrolled students may be waived for needy and economically disadvantaged students: *Provided further*, That not more than \$366,500 is to be allocated to Western Washington State College on or before January 1, 1970, for the 1970-71 fiscal year, as certified by the Governor as meeting the requirements thereof, and approved by a 60 per cent majority of the Legislative Budget Committee, with the allocation taking into account the difference between the number of full time equivalent students at the various instructional levels projected in the executive budget and the latest fall 1970 enrollment estimates as prepared by the Planning and Community Affairs Agency (or such successor agency); and using as a basis for the calculations the faculty staffing formula of the Instruction and Departmental Research program\$ 23,671,716

COMPACT FOR EDUCATION

General Fund Appropriation: *Provided*, That \$10,000 shall be available exclusively for travel and expenses of the commissioners.....\$ 31,000

COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION
(Division of Vocational Education)

General Fund Appropriation.....\$ 13,457,751

TEACHERS' RETIREMENT SYSTEM

Teachers' Retirement Fund Appropriation: *Provided*, That the administrators of the System cooperate with the Office of the Superintendent of Public Instruction and the State Board for Community Colleges in arriving at uniform records and projections of employees' salaries and the number of employees in public elementary and secondary schools, and community colleges which the Teachers' Retirement System will serve during the ensuing biennium\$ 795,663

General Fund Appropriation: *Provided*, That not more than \$1,000,000 or so

much thereof as may be determined by the administrators of the System to be necessary for such purpose shall be transferred to the State Board for Community College Education for contributions to retirement programs for those community college personnel who elect to transfer from the Teachers' Retirement System to participate in a program approved by the State Board as authorized by Chapter _____, Laws of 1969, Extraordinary Session (HB No. 514 or SB No. 427).....\$ 62,069,296

EDUCATIONAL TELEVISION COMMISSION

General Fund Appropriation.....\$ 5,000

STATE LIBRARY

General Fund Appropriation.....\$ 3,979,433

ARTS COMMISSION

General Fund Appropriation: *Provided*, That not more than \$166,944 shall be from state sources.....\$ 256,944

WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....\$ 215,240

EASTERN WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....\$ 161,878

STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation.....\$ 125,740
 General Fund—State Capitol Historical Association Museum Account Appropriation\$ 41,000

DEPARTMENT OF INSTITUTIONS

Schools for the Sensory Handicapped

General Fund Appropriation.....\$ 4,604,997

DEPARTMENT OF INSTITUTIONS

Mental Hospitals and Mental Health Community Grant-In-Aid

General Fund Appropriation: *Provided*, That \$2,500,000 shall be available for Community Mental Health Grant-In-Aid and \$1,104,434 shall be available as state matching for community mental health facility construction.....\$ 47,141,182

DEPARTMENT OF INSTITUTIONS

Olympic Center

General Fund Appropriation.....\$ 1,750,491

DEPARTMENT OF INSTITUTIONS

General Fund Appropriation

Group Homes for the Mentally Retarded..... \$ 405,000
 Schools for the Mentally Retarded..... \$ 41,529,916:
Provided, That inter-program transfers may be made between the above amounts to the extent that the workload of any such program exceeds or is less than the estimates contained within the budget: *Provided*, That \$576,000 shall be available for Epton Day Care Centers: *Provided*, That \$170,000 shall be available for community retardation planning: *Provided further*, That \$343,487 shall be available for community mental retardation facility construction\$ 43,024,403

DEPARTMENT OF INSTITUTIONS

Adult Correction, Including Probation and Parole Services and Work-Release Subsidy

General Fund Appropriation

Division of Probation and Parole Services..... \$ 4,140,550
 Work-Release Subsidy\$ 100,000
 Adult Correction Institutions.....\$ 24,762,336:

Provided, That inter-program transfers may be made among the above amounts to the extent that the workload of any such programs exceeds or is less than the estimates contained within the budget: *Provided further*, That the Work-Release Subsidy shall be available to provide essential ex-

penses for indigent persons from agencies of the Division of Adult Corrections proposed for work-release assignments and/or when such assignments are too distant to permit housing of participants in an Adult Correction Institution of the Department of Institutions.....\$ 29,002,886

DEPARTMENT OF INSTITUTIONS
Juvenile Rehabilitation

General Fund Appropriation
 Probation Subsidy Grants to Counties..... \$ 969,404
 Juvenile Parole Services..... \$ 2,861,837
 Juvenile Delinquency Prevention and Control..... \$ 1,668,140
 Operation of Juvenile Institutions and Group Homes..... \$ 23,979,157:
Provided, That inter-program transfers may be made among the above amounts to the extent that the workload of any such programs exceeds or is less than the estimates contained within the budget.....\$ 29,478,538
 General Fund—Probation Services Account.....\$ 969,404

VETERANS' REHABILITATION COUNCIL

General Fund Appropriation.....\$ 649,837

DEPARTMENT OF INSTITUTIONS
Veterans' Homes

General Fund Appropriation.....\$ 4,542,806

DEPARTMENT OF INSTITUTIONS
Headquarters

General Fund Appropriation.....\$ 7,830,444

BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation.....\$ 605,014

DEPARTMENT OF HEALTH

General Fund Appropriation: *Provided*, That the Director of the Department of Health is authorized to allocate \$300,000 from state sources for the support of local kidney centers on the basis of rules and regulations to be promulgated by the Department of Health, which will insure that such allocation will not diminish local support and the use of matching funds, and that the allocations shall remain on the basis of patients served at each center supported by these funds, and on the basis that qualifying centers submit adequate accounting information to include complete information regarding cost of operation and sources of revenue in formats prescribed by the department: *Provided*, That \$400,000 shall be available for matching grants for community comprehensive health centers as defined in Chapter 4, Laws of 1967, Ex. Sess., and that such grants are not to exceed ten per cent of the total costs of any center: *Provided*, That the Department of Health shall allocate to Edgecliff Sanatorium for necessary repairs that portion of \$108,000 which was approved for repairs during the 1967-69 biennium and was unexpended at the completion of the 1967-69 biennium, together with an additional \$15,000 for further repairs: *Provided further*, That not more than \$2,949,000 shall be available for tuberculosis control and hospitalization\$ 25,317,452

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation.....\$492,676,048

The Department of Public Assistance is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payment if necessary, and to effect all economies possible in the administration of such programs during the 1969-71 biennium in order that expenditures for administration during said biennium shall not exceed \$80,000,000 herein appropriated: *Provided*, That the Department of Public Assistance shall make not more than \$300,000 available to the University of Washington from the administrative allocation for the payment of physicians services and fees at King County Hospital: *Provided*, That

payments to applicants or recipients from this appropriation due to increased costs of living and rates for supplies or services shall not be increased unless it has been clearly determined that adequate funds are available to provide for the increased rates during the remainder of the biennium: *Provided*, That the Department of Public Assistance shall not claim reimbursement of \$228,000 from Pierce County Hospital and \$70,000 from Clark County Hospital, advanced by the Department of Public Assistance during the 1967-69 biennium: *Provided*, That no payments of general assistance shall be made from this appropriation unless the applicant or recipient for general assistance has resided in the state of Washington for three out of the last four years immediately preceding the date of application: *Provided*, That the Director of Public Assistance may make payments of emergency general assistance to an applicant or recipient notwithstanding the residence provision above for a period of not to exceed ninety days if a denial of assistance would cause undue hardship: *Provided*, That a person referred to and accepted by the Division of Vocational Rehabilitation for rehabilitation under an approved plan, which plan includes maintenance payments, shall not be eligible to receive general assistance: *Provided*, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty per cent of the amount which would be paid to such recipient if he were living in his own home: *Provided*, That where a dependent child lives with his mother and a stepfather or an adult male person assuming the role of a spouse to the mother although not legally married to her, the amount of the grant shall be computed after consideration is given to the income and resources of the stepfather or such adult male person and the State Department of Public Assistance shall determine if the stepfather or such adult male person is able to support the child either wholly or in part; said determination shall be based upon a standard which takes into account the stepfather's or such adult male person's income, resources, and expenses under regulations set forth by the Department of Public Assistance; a natural father is not relieved of any legal obligation to support his children by the liability for their support imposed upon their stepfather or adult male person by this proviso: *Provided*, That all the various vendors shall be required to furnish adequate, documented evidence of the cost of providing their particular services, care or supplies, in the form, to the extent and at such times that the Department of Public Assistance may determine; the designated purpose of such information is the valuation and justification of vendor rates in order to establish rates and fees that are substantiated by vendor costs; the decision of the Department of Public Assistance on such rates and fees shall be final: *Provided*, That notwithstanding the provisions of section 7 of this act Federal matching funds received in the month of July, 1969, may be credited to the 1967-1969 biennium to the extent necessary to fund expenditures for the 1967-1969 biennium: *Provided*, That if any part of this act shall be found to be in conflict with Federal requirements which are a prescribed condition to the allocation of Federal funds to the State, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet Federal requirements which are a necessary condition to the receipt of Federal funds by the State.

General Fund Appropriation for medical services and supplies including adjustment of hospital costs not in excess of the unexpended balance of the 1967-1969 appropriation or allotment for this purpose.....\$ 1,300,000

OFFICE OF ECONOMIC OPPORTUNITY

General Fund Appropriation: *Provided*, That \$750,000 shall be available for support or supplementation of Head Start projects approved for Federal funds: *Provided further*, That the Office of Economic Opportunity report back to the 1970 legislature on innovative programs which have been initiated\$ 3,130,248

BOARD AGAINST DISCRIMINATION

General Fund Appropriation.....\$ 682,882

BOARD OF INDUSTRIAL INSURANCE APPEALS

Accident Fund Appropriation.....	\$	858,805
Medical Aid Fund Appropriation.....	\$	858,805

DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation.....	\$	9,838,415
General Fund—Electrical License Account Appropriation.....	\$	2,123,120
Accident Fund Appropriation.....	\$	4,218,580
Medical Aid Fund Appropriation.....	\$	13,773,942

COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION
DIVISION OF VOCATIONAL REHABILITATION

General Fund Appropriation: <i>Provided</i> , That not more than \$4,706,466 is from state sources: <i>Provided</i> , That it is the intent of the Legislature that special attention be given to clients referred by the Department of Public Assistance and that payments for maintenance by the Division of Vocational Rehabilitation to these clients are specifically authorized: <i>Provided</i> , That it is the intent of the Legislature that emphasis be given to a cooperative use of resources between the Division of Vocational Rehabilitation, the Department of Institutions, the Department of Labor and Industries and the Department of Employment Security: <i>Provided further</i> , That not more than \$990,000 of which the state share shall not exceed \$198,000 shall be available for services in connection with maintenance and operation of programs for artificial kidney centers and kidney transplants.....	\$	22,988,541
General Fund Appropriation for medical services and supplies including adjustments of hospital costs not in excess of the unexpended balance of the 1967-69 appropriation or allotment for this purpose.....	\$	25,000

EMPLOYMENT SECURITY DEPARTMENT

General Fund Appropriation.....	\$	6,473,740
Unemployment Compensation Administration Fund Appropriation.....	\$	31,581,541
Administrative Contingency Fund Appropriation.....	\$	160,000

POLLUTION CONTROL COMMISSION

General Fund Appropriation.....	\$	2,413,779
General Fund—Water Pollution Control Facilities Account Appropriation....	\$	9,000,000

PARKS AND RECREATION COMMISSION

General Fund Appropriation: <i>Provided</i> , That \$717,774 shall be used for payment of rental on State lands reserved for park purposes: <i>Provided further</i> , That the State Treasurer is hereby directed to transfer \$462,920 from the Common School Construction Fund to the Public School Building Bond Redemption Fund of 1965.....	\$	10,489,383
Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within the state parks.....	\$	300,000

INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION

General Fund—Outdoor Recreation Account Appropriation: <i>Provided</i> , That not to exceed \$537,369 will be used for administrative expense.....	\$	9,779,593
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DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation.....	\$	2,902,112
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DEPARTMENT OF WATER RESOURCES

General Fund Appropriation: <i>Provided</i> , That not to exceed \$13,000 shall be available to establish a meander line at Eloika Lake in Spokane County....	\$	3,941,881
General Fund—Reclamation Revolving Account Appropriation.....	\$	371,680
Basic Data Fund Appropriation.....	\$	165,000

DEPARTMENT OF FISHERIES

General Fund Appropriation:		
General Operations	\$	9,760,878
Patrol and law enforcement operations.....	\$	1,285,904
Stream improvement and hydraulic operations.....	\$	837,032
General Fund—Lewis River Hatchery Account Appropriation.....	\$	28,220

DEPARTMENT OF GAME

Game Fund Appropriation.....\$ 15,020,496

DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation.....\$ 10,769,753
 General Fund—Contingency Forest Fire Suppression Account Appropriation..\$ 450,000
 General Fund—Forest Development Account Appropriation.....\$ 3,689,492
 General Fund—Resource Management Cost Account Appropriation.....\$ 12,429,604

DEPARTMENT OF AGRICULTURE

General Fund Appropriation: *Provided*, That not to exceed \$60,000 shall be allocated to Washington State University for the livestock diagnostic center...\$ 4,918,679
 General Fund—Commercial Feed Account Appropriation.....\$ 158,972
 General Fund—Commission Merchants Account Appropriation.....\$ 147,646
 General Fund—Egg Inspection Account Appropriation.....\$ 251,805
 General Fund—Feeds and Fertilizer Account Appropriation.....\$ 8,938
 General Fund—Agricultural Mineral and Lime Account Appropriation.....\$ 160,075
 General Fund—Nursery Inspection Account Appropriation.....\$ 112,844
 General Fund—Seed Account Appropriation.....\$ 266,861
 Grain and Hay Inspection Fund Appropriation.....\$ 3,064,235

AERONAUTICS COMMISSION

General Fund Appropriation.....\$ 137,250
 General Fund—Aircraft Search and Rescue, Safety and Education Account Appropriation.....\$ 68,002
 General Fund—Aeronautics Account Appropriation.....\$ 512,157

PUGET SOUND PILOTAGE COMMISSION

General Fund—Puget Sound Pilotage Account Appropriation.....\$ 7,958

CANAL COMMISSION

General Fund Appropriation: *Provided*, That this appropriation shall be for a one-year period.....\$ 33,142
 General Fund—Harbor Improvement Account Appropriation.....\$ 10,000

NEW SECTION. Sec. 2. The following sums, or so much thereof as shall severally be found necessary are hereby appropriated out of the several funds indicated for the period from the effective date of this act to June 30, 1971, except as otherwise provided.

TRANSFER

General Fund—Investment Reserve Account Appropriation for Transfer to the General Fund on June 29, 1971 pursuant to Chapter 50, Laws of 1969...\$ 19,600,000

SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund Appropriation: *Provided*, That \$100,000 shall be available for the purpose of developing and implementing plans for educational programs to serve the urban and/or racial and disadvantaged students of the state.....\$ 100,000

CENTRAL BUDGET AGENCY

General Fund Appropriation to carry out the provisions of RCW 79.44 relating to assessments against state-owned lands: *Provided*, That any expenditure from this appropriation on behalf of an agency which is financed by other than General Fund moneys shall be repaid to the General Fund from any balances in the fund or funds which finance such agency and no appropriation shall be necessary to effect such repayment.....\$ 175,000

STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for County Prosecutors' salaries.....\$ 446,039

COURT ADMINISTRATOR

General Fund Appropriation for Court Administrator salary increase.....\$ 10,600
 General Fund Appropriation for Court of Appeals.....\$ 1,000,000
 General Fund Appropriation for Judges and widows retirement pensions....\$ 42,710

General Fund Appropriation for additional Superior Court Judges.....	\$ 189,796
General Fund Appropriation for Judges Retirement Fund contributions.....	\$ 23,400

JOINT COMMITTEE ON EDUCATION

General Fund Appropriation.....	\$ 275,533
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SPECIAL APPROPRIATION TO THE GOVERNOR

General Fund Appropriation for Western Interstate Nuclear Compact.....	\$ 20,000
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SECRETARY OF STATE

General Fund Appropriation for payment of outstanding bills for legislative printing	\$ 16,396
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PHARMACY BOARD

General Fund Appropriation for expenses of additional board members.....	\$ 16,000
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WASHINGTON STATE PATROL

Motor Vehicle Fund—State Patrol Highway Account Appropriation for retirement benefits	\$ 187,500
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DEPARTMENT OF LABOR AND INDUSTRIES

General Fund—Electrical License Account Appropriation for Building Standards Division	\$ 21,500
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POLLUTION CONTROL COMMISSION

General Fund Appropriation for expenses to control oil discharge into state waters	\$ 44,499
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NEW SECTION. Sec. 3. There is hereby appropriated from the General Fund, to the State Treasurer, the sum of \$23,500,000 for distribution to cities and towns as follows: The State Treasurer shall distribute to the cities and towns in four equal quarterly payments on the last day of September, December, March and June of fiscal year 1969-70 the sum of \$13,500,000, and on the last day of September, December, March and June of fiscal year 1970-71 the sum of \$10,000,000, in accordance with the following factors:

- (a) Forty per cent to all cities and towns;
- (b) Twenty per cent to cities of 20,000 or more population;
- (c) Twenty per cent to cities and towns maintaining police departments of five or more full time equivalent positions for fully paid persons engaged in police work, exclusive of any clerical positions;
- (d) Twenty per cent to cities and towns maintaining fire departments of five or more full time equivalent positions for fully paid persons engaged in fire fighting, exclusive of any clerical personnel.

Each city or town shall share in the amount distributed under each factor in the proportion which its population bears to the total population of all cities and/or towns receiving funds under that factor: *Provided*, That the population data employed in population distribution shall be determined by the state Planning and Community Affairs Agency: *Provided*, That the State Treasurer shall determine eligibility as to police and fire departments by reference to the approved and adopted municipal budgets which shall be submitted to him at such time and in such manner as he may prescribe: *Provided further*, That if the legislature enacts legislation authorizing local taxing districts, including cities and/or towns, to levy a sales tax for local purposes, \$10,000,000 herein appropriated shall not be distributed during the fiscal year 1970-71.

NEW SECTION. Sec. 4.

General Fund Appropriation for assistance to those counties which receive approval by the Department of Revenue of a plan for revaluation of all real property within the county: *Provided*, That each county to receive funds must submit a plan for review by the Department of Revenue. This plan must demonstrate how the county intends to revalue all real property within the county. The Department of Revenue will, after approving such plan or plans and the amount to be allocated, certify to the State Treasurer that the county is eligible for grant assistance in carrying out the revaluation plan. The Department of Revenue will also be responsible for certifying the amounts to be disbursed to the State Treasurer on a quarterly basis and that the county is engaged in carrying out the plan and is eligible for grant

assistance. The plan may provide for direct contracts between the Department of Revenue and appraisal firms, in which case necessary disbursements may be made directly to the appraisal firms, pursuant to such contracts... \$ 2,850,000

FOREST TAX COMMITTEE

General Fund Appropriation..... \$ 150,000

NEW SECTION. Sec. 5. The word "agency" used herein means and includes every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above-named officials serve.

NEW SECTION. Sec. 6. In order to carry out the provisions of these appropriations and the state budget, the budget director, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: *Provided*, That the budget director shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; Western Washington State College; The Evergreen State College; Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of chapter 15.66 RCW; the legislative branch of state government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: *Provided, however*, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959, shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.

(3) Prescribe procedures and forms to carry out the above.

(4) Allot funds from appropriations in this act in advance of July 1, 1969; for the sole purpose of authorizing agencies to order goods, supplies or services for delivery after July 1, 1969: *Provided*, That no expenditures may be made from the appropriations contained in section 1 until after July 1, 1969.

NEW SECTION. Sec. 7. Except as otherwise provided in this act, any receipts from federal or other sources or from gifts or grants in excess of those estimated in the budget may be received and allotted by the governor. In the event that receipts shall be less than those estimated in the budget from any source the appropriation shall be limited to the amount received and allotments made as provided in section 6. Receipts for purposes of this section shall include amounts realized within one calendar month following the close of a fiscal period and applicable to expenditures of that period. The amount of such payment shall be credited to and shall be treated for all purposes as having been collected during the fiscal period. Whenever possible, the receipt of federal or other funds which are not anticipated by the governor's budget or the legislature shall be used to support regular programs instead of using appropriated funds.

NEW SECTION. Sec. 8. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 9. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys,

the budget director may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriations shall be necessary to effect such repayment.

NEW SECTION. Sec. 10. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 11. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the budget director which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum interagency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed. Such services may include, but shall not be limited to, a data processing service bureau in the Department of General Administration and further centralized payroll and vendor payment processing.

NEW SECTION. Sec. 12. In order to obtain maximum interagency use of aircraft, the Aeronautics Commission, in accordance with RCW 43.09.210 and RCW 39.34 is hereby authorized to lease, purchase or otherwise acquire suitable aircraft which shall be utilized for the purposes of the Aeronautics Commission and also by other state agencies which have a need for an aircraft to carry out agency assigned responsibilities: *Provided*, That the Aeronautics Commission is further authorized to enter into contractual agreements with other state agencies in order to acquire aircraft, establish rental rates for aircraft under their control, provide pilot services, aircraft maintenance and make such other provisions as necessary to provide aircraft and related services for multi-agency use: *Provided further*, That in order to achieve economy in the use of the appropriations contained within this act no state agency may purchase an aircraft or enter into a flying service or aircraft rental contract without first seeking such service from the Aeronautics Commission and without prior approval of the Budget Director.

NEW SECTION. Sec. 13. All contract personal services contracts except those for medical and health care shall be filed with the Central Budget Agency and the Legislative Budget Committee prior to obligating any portion of the appropriations approved in this act.

NEW SECTION. Sec. 14. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Senator Durkan moved adoption of the report of the Free Conference Committee on Substitute Senate Bill No. 151.

Debate ensued.

POINTS OF INQUIRY

Senator Stender: "Would Senator Durkan yield to a question? Senator, in my particular district in south King county we have had a problem with getting approval of the school district's building plan through the fire marshal's office. I understand under the law he has to be the final judge as to whether a set of plans can be approved and they are piling up, they tell me, because the fire marshal isn't able to tend to this business. In other words, there is more there than he can handle and I am wondering if there has been anything done to relieve that problem?"

Senator Durkan: "Mr. President and members of the Senate, we made appropriations to the insurance commissioner who is the fire marshal of the state for additional personnel to process the plans and specifically on the problem that you say."

Senator Canfield: "Would Senator Atwood yield to a question? Senator, having been on three of these conference committees myself, I know what you have been through and I think the committee has done a good job. My question to you is this, can you or will the committee provide a somewhat detailed analysis of this showing your intent and the legislative intent of this appropriations measure so we can study it and tell people what it actually means?"

Senator Atwood: "Right. In answer to your question, Senator Canfield, there are many provisos in here on the larger items, particularly the one Senator Stender asked about, the

fire marshal. If you will look on that particular proviso, \$675,000 earmarked for the fire marshal. On those where we didn't put provisos in we sent letters of intent. You are on the budget committee, Senator, and we will provide you with a copy of any letter of intent on any of these particular items that you wish. If you will look on the commentary on the budget that goes with this, there is also a detailed explanation. I handed that out in caucus three or four days ago. It goes with the spread sheet. It may answer some of the questions you might have."

Further debate ensued.

Senator Uhlman: "Would Senator Durkan yield to a question? Senator, directing your attention to page 42 of the budget document, Substitute Senate Bill No. 151, lines 9 through 12, I would like to ask for the record a clarification and a much more detailed suggestion of the intent of the conference committee concerning the so-called contract personal service contracts."

"First of all, my question is does this apply to elected officials as well as the various code offices and my second question is to what extent does the budget committee and the central budget agency have prior approval as well as the mere prior filing of the so-called contract personal services?"

Senator Durkan: "In answer to your question, as far as the filing of personal contract contracts, this is a very modified provision of one that was proposed by myself. It was the intent and it is the intent of this section as I understand it that no funds will be used for purposes other than what the legislature has appropriated them for to the particular agency and/or elected officials. For sake of a better example, the money that was appropriated to the attorney general, in the event that the attorney general should use any of his appropriated funds for the purpose of delving into, let's say redistricting, which is not within his appropriation, it would come within this purview."

"Now, as to what the budget committee can do, the budget committee has not legislative authority to act when these are filed but the central budget agency has not only the authority but the responsibility under the allotment process to deny any funds to any agency or elected official which would go beyond the purview of the appropriation. As Senator Atwood has said, we have tried to clearly spell out in better detail this time what the legislative intent is on our appropriations to all agencies and elected officials."

Senator Uhlman: "Senator Durkan, would this then preclude in your opinion any of the elected officials or any of the code offices going out and hiring somebody to do some kind of political report or contract personal services of this nature?"

Senator Durkan: "It is the intent as I understand it that this would be beyond the purview of the appropriation and this is the purpose of the section."

Senator Guess: "Would Senator Durkan yield to a question? Senator, on page 21 beginning on line 7 there is a proviso that no more than \$275,000 shall be allocated to Eastern Washington College on or before January 1, 1970. The allocation takes into account the difference between the number of full time students at the various instructional levels projected by the executive budget and the latest fall quarter 1970. What I want to know is just exactly how does this operate? If they come up to the projection, they then get the \$275,000?"

Senator Durkan: "The answer is yes."

Senator Guess: "If you go over to page 16, there is no such proviso in a community college. What is going to happen or how does a community college whose enrollment exceeds that of the projection, how are they reimbursed for the extra students that are enrolled?"

Senator Durkan: "There isn't any method to do it. The purpose on the colleges and universities simply was that we took five percent of the appropriated funds which we had already given them and then withheld it on the basis that they might not reach this enrollment."

"One of the four colleges had stated that they were going to start limiting the enrollment and so with that in mind, the legislature or the conferees restricted the amount and we took the five percent from all of the four year colleges in addition to this one institution. We made the amount comparable to the reduction as far as the four year colleges were concerned."

"As far as the community colleges are concerned, the appropriation is made to the state board rather than to the individual colleges so the one entity which is the state board then has whatever monies they have available, can make that available to the particular community college should it exceed the projected enrollment. They have within their means of being able to control the fluctuation among populations in each of the community colleges while each of the four year colleges are separate and apart and there is no one main appropriation agency."

Senator Guess: "I would like to ask about that proviso that has the one percent in there. How are the colleges reimbursed for this one percent that they. . ."

Senator Durkan: "They are not reimbursed. They ask for the authority to use appropriated funds from the legislature and it was the position of the legislature that all appropriated funds should be for a purpose. If they had this much fat in their budget, we should know about it and rather than giving them the authority to delve into appropriated funds, we said you have the authority to waive the fee."

Senator Guess: "All right. What is the description of the needy and economically disadvantaged student?"

Senator Durkan: "It is broad enough to permit the prudent man under ordinary

circumstances to determine whether a student can come to college and is in need of funds."

Senator Guess: "Each college arrives at the definition?"

Senator Durkan: "It is practically the same definition as the scholarship bill, Senator, which we voted on."

Senator Guess: "Thank you very much."

Further debate ensued.

The motion by Senator Durkan carried and the report of the Free Conference Committee on Substitute Senate Bill No. 151 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 151, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; absent or not voting, 1; excused, 3.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Walgren, Washington, Williams, Wilson—38.

Voting nay: Senators Cooney, Guess, Matson, Metcalf, Twigg, Uhlman, Woodall—7.

Absent or not voting: Senator Newschwander—1.

Excused: Senators Huntley, McDougall, Pritchard—3.

SUBSTITUTE SENATE BILL NO. 151, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

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

REPORT OF STANDING COMMITTEE

May 12, 1969.

SENATE CONCURRENT RESOLUTION NO. 34, permitting the introduction of a bill contrary to SCR 22 (reported by Committee on Liquor Control):

MAJORITY recommendation: Do pass.

Signed by: Senators Walgren, Chairman; Andersen, Connor, Herr, Holman, Knoblauch, Twigg.

MOTION

On motion of Senator Walgren, the rules were suspended, Senate Concurrent Resolution No. 34 was advanced to second reading and read the second time in full.

On motion of Senator Walgren, the rules were suspended, the second reading considered the third, and the resolution placed on final passage and adopted.

MOTION

At 12:40 p.m., on motion of Senator Greive, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The President called the Senate to order at 1:30 p.m.

SIGNED BY THE PRESIDENT

The President has signed:
SUBSTITUTE SENATE BILL NO. 151,
SENATE BILL NO. 444.

JOURNAL OF THE SENATE

MOTION WITHDRAWN

There being no objection, Senator Day withdrew his original motion that the Senate refuse to concur in the House amendments to Engrossed Senate Bill No. 149 and asks the House to recede therefrom.

MOTION

On motion of Senator Day, the Senate insists on its position on Engrossed Senate Bill No. 149 and asks the House to recede from the House amendments.

MOTION

At 1:35 p.m., on motion of Senator Greive, the Senate was declared to be at ease subject to the Call of the President.

The President called the Senate to order at 5:00 p.m.

MOTION

At 5:05 p.m., on motion of Senator Greive, the Senate recessed to 6:45 p.m.

EVENING SESSION

The President called the Senate to order at 6:45 p.m.

At 6:45 p.m., there being no objection, the Senate recessed until 7:45 p.m.

SECOND EVENING SESSION

The President called the Senate to order at 7:45 p.m.

MOTION

On motion of Senator Durkan, there being no objection, Senate Bill No. 693 was referred to the Committee on Ways and Means.

The President declared the Senate to be at ease until 8:00 p.m.

The President called the Senate to order at 8:00 p.m.

MOTION

On motion of Senator Greive, each Senator was allotted an additional ten rolls of stamps.

MESSAGE FROM THE HOUSE

May 12, 1969.

Mr. President: The House has passed:

SENATE BILL NO. 325,

SENATE BILL NO. 403,

SENATE CONCURRENT RESOLUTION NO. 29,

and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SENATE RESOLUTION: 1969-EX-71

By Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, and Woodall:

WHEREAS, The Forty-First Regular Session of the Washington State Legislature has ended and the Extraordinary Session immediately following is about to come to a close; and

WHEREAS, Throughout these sessions all of the members of the Washington State Senate have been treated with courtesy by all of the members of the Staff of the Senate Cafeteria; and

WHEREAS, The members of the cafeteria staff have prepared and served for the members of the Senate gourmet delights which kept them nourished so that they could perform the difficult tasks required of them; and

WHEREAS, The members of the Senate are sincerely grateful for the efforts of all of the members of the cafeteria staff;

NOW, THEREFORE, BE IT RESOLVED, That the Senate does hereby express its sincere appreciation to all of the ladies who worked so hard during the past 120 days and provided such excellent food for the Senate; and

BE IT FURTHER RESOLVED, That copies of this resolution be sent to Hazel Matheny, Eva Riley, Lois Brown and Helen Hinton, the ladies who worked so hard during the past 120 days.

On motion of Senator Knoblauch, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Knoblauch, Talley, Marquardt and Sandison and Mike Flynn, representing the Press to act as a committee of honor to escort the Senate cafeteria employees to the rostrum.

Business was suspended to permit the presentation of a gift to Hazel Matheny, Eva Riley, Lois Brown and Helen Hinton.

POINT OF INQUIRY

Senator Knoblauch: "Would Senator Metcalf yield to a question? Senator Metcalf, what do you think about the way things have been going down in the Senate restaurant?"

Senator Metcalf: "Senator Knoblauch, as the best customer there, I would be remiss if I didn't say that the food has been excellent, the service perfect and for myself and I am sure the other Senators, a very hearty thank you to the ladies."

MOTION

On motion of Senator Greive, Senator Foley was excused.

SECOND READING

SENATE BILL NO. 693, by Senators Mardesich and Keefe:
Relating to revenue and taxation.

MOTION

On motion of Senator Greive, Senate Bill No. 693 was made a special order of business for 9:00 p.m.

Senators Greive, Ryder and Connor demanded a Call of the Senate.
A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.
The Secretary called the roll on the Call of the Senate.
On motion of Senator Greive, the Senate proceeded subject to roll call.

MOTION

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

INTRODUCTION AND FIRST READING

SENATE BILL NO. 781, by Senator Durkan:

An Act relating to community colleges; and amending section 36, chapter 8, Laws of 1967 ex. sess., as last amended by section 3, chapter —, Laws of 1969 ex. sess. (ESB 738), and RCW 28.85.360.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 781 was advanced to second reading and read the second time in full.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 781 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Woodall, the rules were suspended and the absent members were excused from the roll call on Senate Bill No. 781.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 781, and the bill passed the Senate by the following vote: Yeas, 43; absent or not voting, 2; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Absent or not voting: Senators Cooney, Herr—2.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

SENATE BILL NO. 781, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Atwood, Senate Bill No. 781 was ordered immediately transmitted to the House.

On motion of Senator McCormack, the Senate returned to the third order of business.

REPORT OF STANDING COMMITTEE

May 12, 1969.

ENGROSSED HOUSE BILL NO. 893, creating temporary special levy study commission and setting out its powers and duties (reported by Committee on Ways and Means):

MAJORITY recommendation: Do pass.

Signed by: Senators Durkan, Chairman; Atwood, Bailey, Canfield, Faulk, Gissberg, Guess, Lewis (Harry), McCormack, Mardesich, Metcalf, Odegaard, Peterson (Ted), Ridder, Ryder, Uhlman, Walgren, Washington, Williams.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 893 was advanced to second reading and read the second time in full.

Senator McCormack moved adoption of the following amendments by Senators Durkan and McCormack:

On page 4, section 9, line 21 after "legislature," and before "which recommendations" in line 22 strike "no later than December 15, 1969, a report of its findings and recommendations," and insert the following: "a preliminary report no later than December 15, 1969 and a final report no later than December 15, 1970. Such reports shall disclose the findings of the committee and its recommendations."

On page 5, line 13, strike "1970", and insert "1971",

Debate ensued.

The motion carried and the amendments were adopted.

MOTION

On motion of Senator Greive, the rules were suspended and Senator Cooney was excused.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 893, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 893, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Excused: Senators Cooney, Foley, Huntley, McDougall, Pritchard—5.

ENGROSSED HOUSE BILL NO. 893, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 782, by Senators McCutcheon, Greive and Dore:

Implementing election law.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 782 was advanced to second reading and read the second time in full.

MOTION

On motion of Senator Bailey, Senate Bill No. 782 was made a special order of business for 9:00 p.m. tonight.

HOUSE BILL NO. 585, by Representatives Merrill, Kiskaddon, Morrison, Evans and Charette:

An Act relating to the legislature; creating a joint committee on nuclear energy; providing for the selection, term, and reimbursement of certain expenditures of the members of the committee, and conferring rights, powers, duties; and prescribing the functions of the committee.

On motion of Senator Greive, House Bill No. 585 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Bill No. 585 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 585, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

HOUSE BILL NO. 585, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

HOUSE CONCURRENT RESOLUTION NO. 25, by Representatives Hawley, Veroske and Jastad:

Creating interim fisheries committee.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 25 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 25 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Greive, the rules were suspended and Senator Guess was excused.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No. 25, and the resolution passed the Senate by the following vote: Yeas, 44; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—44.

Excused: Senators Foley, Guess, Huntley, McDougall, Pritchard—5.

HOUSE CONCURRENT RESOLUTION NO. 25, having received the constitutional majority, was declared passed.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 23, by Representatives Smythe, Thompson and Zimmerman:

Creating and empowering interim committee on game and fish.

On motion of Senator Greive, the rules were suspended, Engrossed House Concurrent Resolution No. 23 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Engrossed House Concurrent Resolution No. 23 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

MOTION

On motion of Senator Mardesich, the rules were suspended and Senator McCutcheon was excused from this roll call.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Concurrent Resolution No. 23, and the resolution passed the Senate by the following vote: Yeas, 43; excused, 6.

Voting yea: Senators Andersen, Atwood, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Excused: Senators Bailey, Foley, Huntley, McCutcheon, McDougall, Pritchard—6.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 23, having received the constitutional majority, was declared passed.

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

REPORT OF CONFERENCE COMMITTEE

May 12, 1969.

Mr. President:

Mr. Speaker:

We, of your Conference Committee, to whom was referred HOUSE BILL NO. 32, requiring primary elections in first class school districts, have had the same under consideration, and we report that we are unable to agree and wish to request the powers of Free Conference.

Signed by: Senators Metcalf, Foley; Representatives Swayze, Cunningham and DeJarnatt.

APPOINTMENT OF MEMBER TO CONFERENCE COMMITTEE

The President appointed Senator Bailey to replace Senator Foley on the Conference Committee on House Bill No. 32.

On motion of Senator Greive, the appointment was confirmed.

MOTION

On motion of Senator Bailey, the report of the Conference Committee on House Bill No. 32 was adopted and the committee was granted the powers of Free Conference.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Senate Bill No. 678, Senators Stortini, Peterson (Ted) and Greive.

On motion of Senator Bailey, the Conference Committee appointments were confirmed.

MOTION

Senator Day moved that the Senate immediately consider Engrossed House Bill No. 382.

Senator Lewis (Harry) moved that the Senate do now consider the special order of business, Senate Bill No. 693.

POINT OF ORDER

Senator Durkan: "Point of order, Mr. President, I understand that bill is in the Senate Committee on Ways and Means."

Senator Lewis (Harry): "Mr. President, I would suggest that the journal clerk read back the motion made if there is such a record."

PARLIAMENTARY INQUIRY

Senator Durkan: "Parliamentary inquiry. I would rather have the President make the ruling as to what disposition was made of the bill."

Senator Lewis (Harry): "Mr. President, speaking to that point of order if I may, the record of the journal is a public record which is available to all of the people of the state of Washington. I am in no way of course questioning your integrity, Mr. President, whatsoever but I am merely asking you to honor the request of a Senator representing the people of the state asking that that public record be read and that the motion made moving Senate Bill No. 693 to the Committee on Ways and Means be read for the information of the Senate."

MOTION

Senator Greive moved that the matter be postponed for fifteen minutes.

REPLY BY THE PRESIDENT

The President: "Mrs. Greeley, the journal clerk, has provided the President with the motion that Senate Bill No. 693 be referred to the Committee on Ways and Means."

Senator Lewis (Harry): "Mr. President, will you read that motion again, please?"

The President: "It says, 'motion by Senator Durkan, Senate Bill No. 693 referred to the Committee on Ways and Means.'"

POINT OF ORDER

Senator Lewis (Harry): "Mr. President, point of order. A motion to place a bill at a time certain such as was made to move the bill to 9:00 p.m. tonight for consideration by the Senate serves as notice to the body that it is an important measure and that a quorum should be present at that time. It is my opinion that a motion to move a bill to a committee would require a suspension of the rules in order to do so because we are violating a basic premise on the organization of the Senate. That is that the bill should be before the body and the body is then notified to be prepared to receive the bill and unless there is a quorum present which I question, in addition at the time the motion was made and because the motion to suspend was not made, I question the validity of the motion that was made at that time."

Senator Ryder: "We put the motion by Senator Greive to postpone this matter for fifteen minutes."

REPLY BY THE PRESIDENT

The President: "If there are no objections, this matter will be postponed until 9:18 p.m."

POINT OF INQUIRY

Senator Greive: "Would Senator Lewis (Harry) yield to one question? Senator, in the Lewis Rules is there something that says the Senate can't change its mind?"

Senator Lewis (Harry): "In response to your question, Senator Greive, and I am very glad that you asked me this question, I appreciate the opportunity. I believe the Senate can change its mind. It appears to me that three Senators, as I understand, is all that were present on the floor at the time this motion was made. There were only three Senators and the Lieutenant Governor on the floor and it is apparent that three Senators have changed the Senate's mind, in answer to your question."

Senator Durkan: "The Senate has moved this down fifteen minutes. I am willing to wait. I hope Senator Lewis is."

SECOND READING

ENGROSSED HOUSE BILL NO. 382, by Representatives Whetzel, Zimmerman and Merrill (by departmental request):

Determining responsibility for burial expenses for public assistance recipients.

The bill was read the second time by sections.

PARLIAMENTARY INQUIRY

Senator Uhlman: "Mr. President, I raise to a point of parliamentary inquiry. On the matter that is before us which is Engrossed House Bill No. 382 I believe I had an amendment which would be placed higher or come first in the bill before the amendment placed by Senator Walgren."

REPLY BY THE PRESIDENT

The President: "Senator Day moved that the Senate immediately consider Engrossed House Bill No. 382. The President placed the motion and it was sustained without objection. The President believes that following Engrossed House Bill No. 382 that the Senate should consider, according to an earlier decision, Engrossed House Joint Resolution No. 24 and then Substitute House Concurrent Resolution No. 15.

POINT OF INFORMATION

Senator Uhlman: "Mr. President, is the matter before us now Engrossed House Bill No. 382?"

The President: "Yes, Senator Uhlman."

Senator Uhlman: "My point of parliamentary inquiry, Mr. President, is not regarding any other bill or where they are placed but rather my amendment to Engrossed House Bill No. 382 which I believe comes first in the bill before Senator Walgren's."

The President: "Senator Uhlman, your amendment will be considered first."

Senator Uhlman: "Thank you, Mr. President."

On motion of Senator Uhlman, the following amendments were adopted on a rising vote:

On page 1, section 1, line 10, after "deceased" and before "with" strike "[person] recipient" and insert "person"

On page 1, section 1, lines 15 and 16, after "deceased" and before "dying" strike "[persons] recipients" and insert "persons"

On page 2, section 1, line 1, after "deceased" and before "is survived" strike "[person] recipient" and insert "person"

Senator Walgren moved adoption of the following amendment:

On page 2, line 29, after section 2 add the following:

NEW SECTION. Sec. 3. There is added to chapter 18.39 RCW a new section to read as follows:

Every individual, corporation, partnership, sole proprietorship trust, or other business entity offering the services of a funeral director or embalmer shall keep a trust account in a recognized Washington state depository. Funds received by such person or business entity, any part of which is in consideration for the promised services of a funeral director or an embalmer are held in a fiduciary capacity and shall be placed in such trust account not later than the first banking day following the receipt of such funds. Funds shall be withdrawn from such account only for the payment of charges for services actually performed or for the return of such funds to the person from whom they were received or to his estate or payment to the person in contemplation of whose death the promised services were offered or to his estate.

This section shall not apply to any funeral director or embalmer who does not personally offer such services to the public or personally receive funds for the promised performance thereof.

NEW SECTION. Sec. 4. There is added to chapter 18.39 RCW a new section to read as follows:

Persons or business entities obligated to keep trust accounts under section 3 of this 1969 amendatory act shall also keep and make available for inspection during regular business hours such books and records as the department of motor vehicles may require by rule or regulation which shall be adopted, promulgated and enforced according to chapter 34.04 RCW so as to reasonably establish the disposition of funds identified under section 3 of this 1969 amendatory act as being within those procedures permitted by that same section.

NEW SECTION. Sec. 5. There is added to chapter 18.39 RCW a new section to read as follows:

Any person who knowingly fails to comply with any requirement of sections 3 or 4 of this 1969 amendatory act or any rule or regulation promulgated thereunder shall be guilty of a violation of a provision of chapter 18.39 RCW as proscribed in RCW 18.39.180(k).

NEW SECTION. Sec. 6. Sections 3, 4 and 5 of this 1969 amendatory act shall take effect on January 1, 1970."

On page 1, line 1 of the title after "Relating to" strike the remainder of the title and insert the following: "funeral or embalming services; recovery of public funds expended therefor; rotating county purchase thereof; requiring trust accounting of advance payment therefor; amending section 74.68.120, chapter 26, Laws of 1959 as last amended by section

1, chapter —, Laws of 1969 ex. sess. (ESB No. 228) and RCW 74.08.120; adding a new section to chapter 36.24 RCW; adding a new section to chapter 18.39 RCW; providing penalties; and declaring an effective date.”

Debate ensued.

Senator Walgren moved adoption of the following amendment to the amendment:

On page 1, between “embalmer” and “one” insert “for persons not yet deceased”

Further debate ensued.

POINT OF ORDER

Senator Guess: “Mr. President, I see that the embalmer is on line 8. Rule 61.”

The President: “Rule 62, Senator, scope and object?”

Senator Guess: “Right, scope and object.”

The President: “The President respectfully suggests that this matter be made a special order of business in approximately one-half hour. If there are no objections, it is so ordered.”

RULING BY THE PRESIDENT

The President: “Senator Lewis (Harry) has raised the point of order that there was not a quorum present when the Senate convened at 7:45. The President would like to respectfully suggest to Senator Lewis (Harry) that the President was present. Senator Lewis (Harry) admitted that he was not. The President had Senator James Keefe of Spokane in clear vision. He was on the floor.”

Debate ensued.

The President: “Senator Lewis (Harry), the President recalls vividly the action of the Senate at the time. The Senate was recessed until 7:45 p.m., promptly at 7:45 p.m. the Senate was convened by the President. No one questioned the absence of a quorum. The Senate was on the proper order of business. Senator Durkan was recognized and made a proper motion. The President put the motion. The motion was carried sending the bill to the Senate Committee on Ways and Means. Now, the Senate has within its power the authority to recall the bill from Senator Durkan’s committee by a simple majority of the members elected. The President suggests that the proper motion would be for you to relieve or try to relieve the committee of further consideration of the measure.”

MOTION

Senator Atwood moved that the Senate Committee on Ways and Means be relieved of further consideration of Senate Bill No. 693.

Senator Durkan: “Mr. President and members of the Senate, I am going to speak briefly on this and I want to point out something that none of the rest of the members of the Senate or apparently no one has discussed yet but it is a standing rule in the Senate Committee on Ways and Means of which Senator Lewis (Harry) is a member and has honored tradition which I have always honored since he has been a member that when we do not hold a hearing on a bill and it is to be circulated that first I have always had the minority leader sign it before I circulated any bill on this floor. Secondly, it has always been, whether he is a Republican or a Democrat if an objection is raised on any circulated bill, a hearing is held.

“Now, it isn’t this bill that Senator Lewis (Harry) is worrying about. Let’s get the record straight. We know what the bill is, it is House Bill No. 26, Senator. I am for the bill. I was circulating the bill when a member of this Senate objected, a member of the Senate Committee on Ways and Means. I would be most happy to hold a hearing if I could get enough members of my committee to attend it. What Senator Lewis (Harry) wants to do is rupture the tradition that has been in Ways and Means, one that we have all honored, by trying to hang an open space bill on a bingo bill. Now, if Senator Lewis (Harry) is telling me and the rest of the Senate that he doesn’t mean to hang House Bill No. 26 on this bingo bill thereby and I say again, rupturing the tradition that we have all honored, and you, Senator Atwood, know it, then I would be most happy to be the one who brings this bill out.

“We have a lot of important business tonight and the reason I moved the bill off the floor was for that simple reason. I am not trying to impede the business of the Senate one bit but at the same time regardless of who it is, I have tried to keep my word on this one thing and a question was raised on it and a hearing was asked and that is why this thing has developed the way it has.”

Senator Atwood: “I would concur in Senator Durkan’s remarks about the circulating of bills but this bill had long since been circulated and had been read in and as a matter of fact has been on our calendar for well over two days and was a special order of business for 9:00 tonight.

“I don’t know of any rules that say if a member objects when a bill is a special order that it is automatically referred back to the committee but I am not going to take the time

of this body. There is some doubt in my mind as to whether House Bill No. 26 would fit or not but nevertheless the bill was a special order of business at 9:00 p.m. tonight."

Debate ensued.

MOTION

Senator Durkan moved that the Senate Committee on Ways and Means be relieved of further consideration of Senate Bill No. 693.

Senator Connor demanded a roll call and the demand was sustained by Senators Greive, Bailey, Guess, Metcalf, Lewis (Harry), Peterson (Lowell), Stortini, Dore and Wilson.

ROLL CALL

The Secretary called the roll and the motion by Senator Durkan to relieve the Committee on Ways and Means of further consideration of Senate Bill No. 693 carried by the following vote: Yeas, 29; nays, 16; excused, 4.

Voting yea: Senators Andersen, Atwood, Cooney, Day, Elicker, Faulk, Greive, Guess, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Ted), Ridder, Ryder, Stender, Talley, Twigg, Washington, Williams, Woodall—29.

Voting nay: Senators Bailey, Canfield, Connor, Donohue, Dore, Durkan, Gissberg, Henry, Herr, McCutcheon, Peterson (Lowell), Sandison, Stortini, Uhlman, Walgren, Wilson—16.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

NOTICE OF RECONSIDERATION

Senator Mardesich, having voted on the prevailing side, served notice that he would move for reconsideration of the vote of the Senate to relieve the Committee on Ways and Means of further consideration of Senate Bill No. 693.

POINT OF INFORMATION

Senator Greive: "Under Rule 31 the only thing that can be reconsidered is a resolution or a bill and this is not a final passage of a resolution or a bill."

REPLY BY THE PRESIDENT

The President: "Notice of reconsideration of the vote by which the Senate Committee on Ways and Means has been relieved of further consideration of Senate Bill No. 693 has been received from Senator Mardesich. Senator Greive, the President believes that Rule 204 of Reed's applies to this particular motion."

Senator Greive: "Mr. President, may I respectfully point out under Rule 36 that if our rules govern then we can hardly go to Reed's."

The President: "Will Senator Greive please point out in Rule 31 where Senator Mardesich's notice of reconsideration is out of order?"

Senator Greive: "Mr. President, 'Reconsideration—How Taken. Rule 31. After the final vote on any resolution or bill before adjournment of that day's session . . .' and then it says a little lower down about reconsideration on an amendment which must be made at once. So, any body of rules is self-limiting and it can only have the power which is given to the body and if it gives the body power after the final vote on any resolution or bill and a little further down it expresses the possibility where . . . it says 'Motions to reconsider a vote upon amendment to any pending question may be made and decided at once.'

"In the beginning it talks about a resolution or bill and in the last three sentences it speaks of amendments. So, it is only amendments, resolutions, or bills that can be reconsidered under our rules. You can hardly reconsider something that isn't expressed."

Senator Mardesich: "Mr. President, earlier this day I heard Senator Greive make a speech about the fact that if our own rules were silent, Reed's Parliamentary Rules prevailed and section 204 of Reed's provides that a motion to reconsider is applicable to almost all motions."

MOTION

On motion of Senator Ryder, the decision on this point will be made at 10:15 p.m. tonight.

SPECIAL ORDER OF BUSINESS

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, by Committee on Natural Resources:

Authorizing a study of irrigation practices.

The time having arrived, the Senate resumed consideration of Substitute House Concurrent Resolution No. 15 on second reading.

Debate ensued.

On motion of Senator Washington, the rules were suspended, Substitute House Concurrent Resolution No. 15 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Wilson: "Would Senator Washington yield to a question? Senator, am I correct in understanding that this is a resolution calling for a study of water resources?"

Senator Washington: "This is correct."

Senator Wilson: "Have you not introduced a comparable resolution in the Senate?"

Senator Washington: "This is true but this is exactly the same and this would perform the very same function."

Senator Wilson: "Thank you."

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Concurrent Resolution No. 15, and the resolution passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, having received the constitutional majority, was declared passed.

SPECIAL ORDER OF BUSINESS

SENATE BILL NO. 782, by Senators McCutcheon, Greive and Dore:

Implementing election law.

The time having arrived the Senate resumed consideration of Senate Bill No. 782 on second reading.

On motion of Senator Bailey, the following amendment by Senator McCutcheon was adopted:

On page 1, section 1, line 17 after "November" and before "for the election" strike "of each year" and insert "in 1969 and 1975"

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 782 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Canfield: "Would Senator Bailey yield to a question? Senator, when I was reading House Bill No. 1, I think this is a substitute for House Bill No. 1, is it not?"

Senator Bailey: "It will take its place."

Senator Canfield: "Now in House Bill No. 1 it specifically barred as I read it the

initiatives and as I read Article II you can't bar the initiative. It is reserved by the people and you can take the legislator out of Olympia but you can't take the initiative and referendum out of the Constitution?"

Senator Bailey: "Senator Canfield, you asked the question, we told you that same thing the other day on House Joint Resolution No. 42. We didn't want to take the initiative out of the Constitution. I believe you will find that the initiative is in this bill."

Senator Canfield: "All right. Now I want to get around to the question if I may, Senator Bailey. This is a new document and I want your assurance and my question is this, does this measure before us in any way, shape or manner express or implied, bar an initiative in the elections designated?"

Senator Bailey: "Senator Canfield, I did not write this bill but it was our understanding that it guaranteed the right of initiative, that was our intent and our motive."

Senator Canfield: "Thank you, Senator."

Senators Holman, Atwood and McCutcheon demanded the previous question and the demand was not sustained.

Senator Ryder demanded the previous question.

POINT OF ORDER

Senator Guess: "Point of order. It is the scope and object of the bill, Mr. President. I was trying to get the floor. I was standing before Senator Ryder was on the floor. The bill has two objects. It enlarges the scope and object of the measure because on lines 23, 24, 25 and 26 it amends the bill which has been passed by this body and is found in House Bill No. 183, which has been passed. On page 4 of the bill it says that at a general election to be held in 1970 there shall be elected these judges."

Senator Bailey: "Speaking on the point of order, it seems to me like it is hard to enlarge the scope and object of a bill when this is the bill. You are looking at someone else's bill. You can't enlarge the scope and object of another bill. This is it and if it was written this way, how can you make it enlarged. This is the bill and if anything, we have restricted it. We have amended it down to two elections instead of forever more."

Senator Guess: "Mr. President, will you straighten me out on this? Are we talking about an amendment which is now Senate Bill No. 782?"

REPLY BY THE PRESIDENT

The President: "The President finds that Senate Bill No. 782 is an act relating to elections. There has been one amendment proposed by Senator McCutcheon which was adopted but the President does not see where this particular amendment changes the scope and object of the measure."

POINT OF ORDER

Senator Guess: "All right, I will withdraw that one, Mr. President, and I will raise another one."

"The proper procedure for amending an act, as the Constitution says, in the form of a bill, that you have to put the whole thing in there in order that it be proper. Now, what we have done on lines 23 through 27 on page 1 of the so-called bill, we have stricken the provision of House Bill No. 183 wherein the general election was called for November of 1970."

REPLY BY THE PRESIDENT

The President: "The President finds this is a reference to Engrossed House Bill No. 183, Senator Guess."

Senator Guess: "Mr. President, I realize that but it says, 'providing that notwithstanding the provisions of subsection 7, section 1, chapter —, Laws of 1969, extraordinary session, the first election of judges of the court of appeals shall be held at the statewide general election to be held on the first Tuesday after the first Monday of November of 1969.' Now, I would like to read you from section 7. . . ."

POINT OF ORDER

Senator Anderson: "Point of order. My point is that Senator Guess' assorted points of order are not in order inasmuch as Senator Ryder was recognized and called for the previous question. These points of order not having been timely made have been waived. In addition to this, it is an incidental motion and I believe the motion made by Senator Ryder is a higher rank motion."

RULING BY THE PRESIDENT

The President: "The President finds that Senator Andersen's remarks are well taken. The demand for the previous question was made by Senator Ryder. Do three Senators join in the demand?"

Senators Ryder, Atwood and Andersen joined in the demand and the demand for the previous question was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 782, and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stortini, Talley, Walgren, Washington, Williams, Wilson—38.

Voting nay: Senators Guess, McCutcheon, Matson, Stender, Twigg, Uhlman, Woodall—7.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

ENGROSSED SENATE BILL NO. 782, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Atwood, Engrossed Senate Bill No. 782 was ordered immediately transmitted to the House.

On motion of Senator Bailey, the rules were suspended and a five minute limitation was placed on any debate with no yield.

PERSONAL PRIVILEGE

Senator Guess: "Point of personal privilege. The debate was cut off on Engrossed Senate Bill No. 782 before it was properly considered and I want the people here on the floor that voted for it to know that you can fool some of the people some of the time but you can't fool all the people all the time and in November of 1969 I think the people of the state of Washington will speak very distinctly upon this matter. I feel that we are trying to pull the wool over the eyes of the electorate of the state of Washington in this type of arrangement where we have two special elections in odd years.

"One of the things that has always confused the people of the state of Washington is because we have changed the election procedures from time to time by action of this legislature. We don't let it stay in any one form long enough for them to get completely used to when elections are and I think that this is a procedure that is going to result in confusion to the voter."

MOTION

On motion of Senator Mardesich, the Senate returned to the second order of business.

REPORT OF FREE CONFERENCE COMMITTEE

May 12, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred SUBSTITUTE HOUSE BILL NO. 427, regulating insurance, have had the same under consideration, and we recommend that the Senate recede from its amendments on page 2, line 4 of the title; on page 20, section 20, line 30; on page 22 inserting five new sections; that the remaining Senate amendments be accepted and that the bill be passed with the additional amendment:

On page 22, section 24 (as numbered prior to renumbering), line 15, strike "July 1, 1969" and insert "September 1, 1969"

Signed by: Senators Mardesich, Twigg, Peterson (Lowell); Representatives O'Dell, Merrill and Shera.

On motion of Senator Mardesich, the report of the Free Conference Committee on Substitute House Bill No. 427 was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 427, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

SUBSTITUTE HOUSE BILL NO. 427, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

May 12, 1969.

Mr. President: The House has passed SENATE BILL NO. 781, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 12, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on ENGROSSED SENATE BILL NO. 556, and has passed the bill as amended by the Free Conference Committee, and said report together with the bill are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

REPORT OF FREE CONFERENCE COMMITTEE

May 11, 1969.

Mr. President:

Mr. Speaker:

We, of your Free Conference Committee, to whom was referred ENGROSSED SENATE BILL NO. 556, providing tenure and leave provisions for community colleges, have had the same under consideration, and we recommend that the attached bill be substituted therefor and that it do pass.

An Act relating to education; amending section 3, chapter 20, Laws of 1955, as amended by section 32, chapter 176, Laws of 1969 1st ex. sess. and RCW 28.02.070; amending section 3, chapter 258, Laws of 1947, as last amended by section 1, chapter 158, Laws of 1967, and RCW 28.04.060; amending section 28A.02.070, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28A.02.070; amending section 28A.04.060, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28A.04.060; amending section 3, chapter 49, Laws of 1965 ex. sess. and RCW 28.67.076; amending section 28A.58.100, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28A.58.100; amending section 14, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.140; amending section 28B.50.140, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28B.50.140; amending section 17, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.170; amending section 28B.50.170, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28B.50.170; amending section 58, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.580; amending section 28B.50.580, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28B.50.580; amending section 29.21.060, chapter 9, Laws of 1965, as amended by section 2, chapter 103, Laws of 1965 ex. sess. and RCW 29.21.060; amending section 29.21.150, chapter 9, Laws of 1965 as amended by section 89, chapter 176, Laws of 1969 1st ex. sess. and RCW 29.21.150; and amending section 29.21.180, chapter 9, Laws of 1965, as last amended by section 90, chapter 176, Laws of 1969 1st ex. sess. and RCW 29.21.180; directing the code reviser to add new sections to Title 28 RCW until Titles 28A and 28B shall become effective, at which time they shall be added thereto; creating new section; repealing section 55, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.550; repealing section 6, page 308, Laws of 1909, as amended by section 2, chapter 20, Laws of 1955 and RCW 28.02.060; repealing section 28B.50.550, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28B.50.550; repealing section 28A.02.060, chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28A.02.060; repealing section 54, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.540;

repealing section 28B.50.540; chapter —, (HB 58) Laws of 1969 1st ex. sess. and RCW 28A.50.540; providing sections to effect the correlative and pari materia construction of this act with the provisions of Title 28 RCW, or of Titles 28A and 28B RCW when such titles become effective; making appropriations; and providing effective dates.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Part I. General

NEW SECTION. Section 1. Every school district by action of its board of directors shall adopt annual salary schedules and reproduce the same by printing, mimeographing or other reasonable method, which shall be the basis for salaries for all certificated employees in the district.

NEW SECTION. Sec. 2. No certificated employee shall be required to perform duties not described in the contract unless a new or supplemental contract is made, except that in an unexpected emergency the board of directors or school district administration may require the employee to perform other reasonable duties on a temporary basis.

No supplemental contract shall be subject to the continuing contract provisions of Titles 28, 28A or 28B.

NEW SECTION. Sec. 3. The responsibility for further review of the senior college concept and its adaptability to the state's system of higher education shall be mandated to the Council on Higher Education, and with the cooperation of the Interim Committee on Higher Education, if established by the forty-first session of the Legislature, and report the results of such a study to the forty-second session of the Legislature.

NEW SECTION. Sec. 4. The Interstate Agreement on Qualifications of Educational Personnel is hereby enacted into law and entered into by this state with all other states legally joining therein in the form substantially as follows:

The contracting states solemnly agree that:

Article I

1. The states party to this Agreement, desiring by common action to improve their respective school systems by utilizing the teacher or other professional educational person wherever educated, declare that it is the policy of each of them, on the basis of cooperation with one another, to take advantage of the preparation and experience of such persons wherever gained, thereby serving the best interests of society, of education, and of the teaching profession. It is the purpose of this Agreement to provide for the development and execution of such programs of cooperation as will facilitate the movement of teachers and other professional educational personnel among the states party to it, and to authorize specific interstate educational personnel contracts to achieve that end.

2. The party states find that included in the large movement of population among all sections of the nation are many qualified educational personnel who move for family and other personal reasons but who are hindered in using their professional skill and experience in their new locations. Variations from state to state in requirements for qualifying educational personnel discourage such personnel from taking the steps necessary to qualify in other states. As a consequence, a significant number of professionally prepared and experienced educators is lost to our school systems. Facilitating the employment of qualified educational personnel, without reference to their states or origin, can increase the available educational resources. Participation in this compact can increase the availability of educational manpower.

Article II

As used in this Agreement and contracts made pursuant to it, unless the context clearly requires otherwise:

1. "Educational personnel" means persons who must meet requirements pursuant to state law as a condition of employment in educational programs.

2. "Designated State official" means the education official of a state selected by that state to negotiate and enter into, on behalf of his state, contracts pursuant to this Agreement.

3. "Accept," or any variant thereof, means to recognize and give effect to one or more determinations of another state relating to the qualifications of educational personnel in lieu of making or requiring a like determination that would otherwise be required by or pursuant to the laws of a receiving state.

4. "State" means a state, territory, or possession of the United States; the District of Columbia; or the Commonwealth of Puerto Rico.

5. "Originating State" means a state (and the subdivision thereof, if any) whose determination that certain educational personnel are qualified to be employed for specific duties in schools is acceptable in accordance with the terms of a contract made pursuant to Article III.

6. "Receiving State" means a state (and the subdivisions thereof) which accept educational personnel in accordance with the terms of a contract made pursuant to Article III.

Article III

1. The designated state official of a party state may make one or more contracts on behalf of his state with one or more other party states providing for the acceptance of educational personnel. Any such contract for the period of its duration shall be applicable to and binding on the states whose designated state officials enter into it, and the subdivisions of those states, with the same force and effect as if incorporated in this

Agreement. A designated state official may enter into a contract pursuant to this Article only with states in which he finds that there are programs of education, certification standards or other acceptable qualifications that assure preparation or qualification of educational personnel on a basis sufficiently comparable, even though not identical to that prevailing in his own state.

2. Any such contract shall provide for:

(a) Its duration.

(b) The criteria to be applied by an originating state in qualifying educational personnel for acceptance by a receiving state.

(c) Such waivers, substitutions, and conditional acceptances as shall aid the practical effectuation of the contract without sacrifice of basic educational standards.

(d) Any other necessary matters.

3. No contract made pursuant to this Agreement shall be for a term longer than five years but any such contract may be renewed for like or lesser periods.

4. Any contract dealing with acceptance of educational personnel on the basis of their having completed an educational program shall specify the earliest date or dates on which originating state approval of the program or programs involved can have occurred. No contract made pursuant to this Agreement shall require acceptance by a receiving state of any persons qualified because of successful completion of a program prior to January 1, 1954.

5. The certification or other acceptance of a person who has been accepted pursuant to the terms of a contract shall not be revoked or otherwise impaired because the contract has expired or been terminated. However, any certificate or other qualifying document may be revoked or suspended on any ground which would be sufficient for revocation or suspension of a certificate or other qualifying document initially granted or approved in the receiving state.

6. A contract committee composed of the designated state officials of the contracting states or their representatives shall keep the contract under continuous review, study means of improving its administration, and report no less frequently than once a year to the heads of the appropriate education agencies of the contracting states.

Article IV

1. Nothing in this Agreement shall be construed to repeal or otherwise modify any law or regulation of a party state relating to the approval of programs of educational preparation having effect solely on the qualification of educational personnel within that state.

2. To the extent that contracts made pursuant to this Agreement deal with the educational requirements for the proper qualification of educational personnel, acceptance of a program of educational preparation shall be in accordance with such procedures and requirements as may be provided in the applicable contract.

Article V

The party states agree that:

1. They will, so far as practicable, prefer the making of multi-lateral contracts pursuant to Article III of this Agreement.

2. They will facilitate and strengthen cooperation in interstate certification and other elements of educational personnel qualification and for this purpose shall cooperate with agencies, organizations, and associations interested in certification and other elements of educational personnel qualification.

Article VI

The designated state officials of any party state may meet from time to time as a group to evaluate progress under the Agreement, and to formulate recommendations for changes.

Article VII

Nothing in this Agreement shall be construed to prevent or inhibit other arrangements or practices of any party state or states to facilitate the interchange of educational personnel.

Article VIII

1. This Agreement shall become effective when enacted into law by two states. Thereafter it shall become effective as to any state upon its enactment of this Agreement.

2. Any party state may withdraw from this Agreement by enacting a statute repealing the same, but no such withdrawal shall take effect until one year after the governor of the withdrawing state has given notice in writing of the withdrawal to the governors of all other party states.

3. No withdrawal shall relieve the withdrawing state of any obligation imposed upon it by a contract to which it is a party. The duration of contracts and the methods and conditions of withdrawal therefrom shall be those specified in their terms.

Article IX

This Agreement shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Agreement shall be severable and if any phrase, clause, sentence, or provision of this Agreement is declared to be contrary to the constitution of any state or of the United States, or the application thereof to any government, agency, person, or circumstance is held invalid, the validity of the remainder of this Agreement and the applicability thereof to any government, agency, person, or circumstance shall not be affected thereby. If this Agreement shall be held contrary to the constitution of any state

participating therein, the Agreement shall remain in full force and effect as to the state affected as to all severable matters.

NEW SECTION. Sec. 5. The "designated state official" for this state under Article II of section 4 above shall be the superintendent of public instruction, who shall be the compact administrator and who shall have power to promulgate rules to carry out the terms of this compact. The superintendent of public instruction shall enter into contracts pursuant to Article III of the Agreement only with the approval of the specific text thereof by the state board of education.

NEW SECTION. Sec. 6. True copies of all contracts made on behalf of this state pursuant to the Agreement as provided in section 4 above shall be kept on file in the office of the superintendent of public instruction. The superintendent of public instruction shall publish all such contracts in convenient form.

NEW SECTION. Sec. 7. The board of trustees of each community college district shall adopt for each community college under its jurisdiction written policies on granting leaves to employees of the district and those colleges, including but not limited to leaves for attendance at official or private institutions and conferences, sabbatical leaves for academic personnel, leaves for illness, injury, bereavement and emergencies, with such compensation as the board of trustees may prescribe, except that the board shall grant to all such persons annual leave with full compensation for illness, injury, bereavement and emergencies as follows:

(1) For persons under contract to be employed, or otherwise employed, for at least three quarters, at least fifteen days, commencing with the first day on which work is to be performed;

(2) Such leave entitlement may be accumulated after the first three-quarter period of employment at a minimum rate of five days per quarter for full time employees up to a maximum of one hundred eighty days, and may be taken at any time;

(3) Leave for illness, injury, bereavement and emergencies heretofore accumulated pursuant to law, rule, regulation or policy by persons presently employed by community college districts and community colleges shall be added to such leave accumulated under this section;

(4) Except as otherwise provided in this section or other law, accumulated leave under this section not taken at the time such person retires or ceases to be employed by community college districts or community colleges shall not be compensable;

(5) Accumulated leave for illness, injury, bereavement and emergencies under this section shall be transferred from one community college district or community college to another, to the state board for community college education, to the state superintendent of public instruction, to any county or intermediate school district, to any school district, or to any other institutions of higher learning of the state; and

(6) Leave accumulated by a person in a community college district or community college prior to leaving that district or college may, under the policy of the board of trustees, be granted to such person when he returns to the employment of that district or college.

NEW SECTION. Sec. 8. The superintendent of public instruction is directed to develop, prepare and make available information as follows:

(1) A budgetary study of the fiscal impact which would result from payment to substitute teachers, who are on a continuing basis of twelve or more days within any calendar month, at a rate of pay commensurate with their training and experience and at a per diem salary in proportion to the salary for which that teacher would be eligible as a full time teacher;

(2) A study showing the percentage of high school graduates who go on to an institution of higher education, including community colleges, the distribution of such students, and the percentage thereof which continue in higher education through the various grades or years thereof; and

(3) A study of the fiscal impact of establishing one hundred and eighty days as the base salary period for all contracts with certificated employees.

NEW SECTION. Sec. 9. The joint interim committee on higher education is directed to make a study of the advisability of having the professional negotiations act apply towards community colleges. In making this study, the committee shall consult faculty groups, trustees of community colleges, community college presidents, and the state board for community college education.

The joint interim committee shall prepare a report on the results of such study including recommended legislation for distribution to the members of the forty-second legislature prior to January 1, 1971.

NEW SECTION. Sec. 10. The legislative budget committee, in conjunction with the joint interim committee on higher education and the joint committee on education is directed to undertake a joint study into the entire field of vocational education within the state of Washington, including its programs, aims, administration, conformity to state and federal laws, and its effectiveness within the state.

In the performance of its duties, the legislative budget committee is authorized to use the services of recognized leaders in the field of labor and management and to pay the necessary traveling expenses of such persons, in accordance with the provisions of chapter 43.04 RCW, while they are engaged in the business of the study.

For the purpose of paying the expenses authorized above, there is hereby appropriated to the legislative budget committee for the biennium ending June 1, 1971 the sum of two

thousand dollars or so much thereof as may be necessary to pay the traveling expense of such member.

A preliminary report of such study shall be prepared for the members of the legislature prior to January 1, 1970. A final report of such study, including any recommended legislation, shall be prepared for distribution to the members of the legislature prior to January 1, 1971.

NEW SECTION. Sec. 11. The board of directors of any school district shall have authority to authorize the expenditure of funds for the purpose of preparing and distributing information to the general public to explain the instructional program, operation and maintenance of the schools of the district: PROVIDED, That nothing contained herein shall be construed to authorize preparation and distribution of information to the general public for the purpose of influencing the outcome of a school district election.

NEW SECTION. Sec. 12. The code reviser is directed to add the provisions of section 13 to Title 28 RCW until Title 28A and 28B RCW become effective, at which time he shall add it thereto.

NEW SECTION. Sec. 13. The following are school holidays, and school shall not be taught on these days: Saturday; Sunday; the first day of January, commonly called New Year's Day; the third Monday in February, being the anniversary of the birth of George Washington; the last Monday in May, commonly known as Memorial Day; the fourth day of July, being the anniversary of the Declaration of Independence; the first Monday in September, to be known as Labor Day; the fourth Monday in October, to be known as Veterans' Day; the fourth Thursday in November, commonly known as Thanksgiving Day; the day immediately following Thanksgiving Day; the twenty-fifth day of December, commonly called Christmas Day: PROVIDED, That no reduction from the teacher's time or salary shall be made by reason of the fact that a school day happens to be one of the days referred to in this section as a day on which school shall not be taught.

The provisions of this section shall take effect on January 1, 1971.

Part II. Sections Affecting Current Law.

NEW SECTION. Sec. 14. Section 6, page 308, Laws of 1909 as amended by section 2, chapter 20, Laws of 1955 and RCW 28.02.060 are each hereby repealed.

The provision of this section shall take effect on January 1, 1971.

Sec. 15. Section 3, chapter 20, Laws of 1955 as amended by section 32, chapter 176, Laws of 1969 1st ex. sess. and RCW 28.02.070 are each amended to read as follows:

On the Friday preceding [November 11th when November 11th falls on a nonschool day] the fourth Monday in October, each teacher, or the principal in charge of the school building, in all elementary and high schools of the state shall prepare and present a program suitable to observance of Veterans' [and Admission] Day.

The program should include such matters as setting forth the part taken by the United States and the state of Washington in the world war for the years nineteen hundred seventeen and nineteen hundred and eighteen, the principles for which the allied nations fought, and the heroic deeds of American soldiers and sailors, the leading events in the history of our state and of Washington Territory, the character and struggles of the pioneer settlers and other topics tending to instill a loyalty and devotion to the institutions and laws of our state.

It shall be the duty of the superintendent of public instruction and of each intermediate school district superintendent, by advice and suggestion, to aid in the suitable observance of Veterans' [and Admission] Day.

The provision of the 1969 amendment to this section shall take effect on January 1, 1971.

Sec. 16. Section 3, chapter 258, Laws of 1947 as last amended by section 1, chapter 158, Laws of 1967 and RCW 28.04.060 are each amended to read as follows:

Each member of the state board of education shall be elected by a majority of the electoral points accruing from all the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the superintendent of public instruction and no votes shall be accepted for counting if postmarked after the sixteenth day of October following the call of the election. The superintendent of public instruction and an election board comprised of three persons appointed by the state board of education shall count and tally the votes and the electoral points accruing therefrom not later than the twenty-fifth day of October in the following manner: Each vote cast by a school director shall be accorded as many electoral points as there are enrolled students in that director's school district [on the last day for filing declarations of candidacy under RCW 28.04.040] as determined by the enrollment reports forwarded to the state superintendent of public instruction for apportionment purposes for the month of September of the year of election: PROVIDED, That school directors from a school district which has more than five directors shall have their electoral points based upon enrollment recomputed by multiplying such number by a fraction, the denominator of which shall be the number of directors in such district, and the numerator of which shall be five; the electoral points shall then be tallied for each candidate as the votes are counted; and it shall be the majority of electoral points which determines the winning candidate. If no candidate receives a majority of the possible electoral points, then, not later than the first day of November, the superintendent of public instruction shall call a second election to be conducted in the same manner and at which the candidates shall be the two candidates receiving the highest number of electoral points accruing from such votes cast. No vote cast at such second election shall be received for

counting if postmarked after the sixteenth day of November and the votes shall be counted as hereinabove provided on the twenty-fifth day of November. The candidate receiving a majority of electoral points accruing from the votes at any such second election shall be declared elected. Within ten days following the count of votes in an election at which a member of the state board of education is elected, the superintendent of public instruction shall certify to the secretary of state the name or names of the persons elected to be members of the state board of education.

NEW SECTION. Sec. 17. Section 55, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.550 are each hereby repealed.

Sec. 18. Section 3, chapter 49, Laws of 1965 ex. sess. and RCW 28.67.076 are each amended to read as follows:

When any faculty member, instructor, teacher, or other certificated employee or instructor leaves one public school [, community college.] or school district within the state and commences employment with another public school [, community college] or school district within the state, he shall retain the same seniority, leave benefits and other benefits that he had in his previous position. If the public school [, community college] or school district to which the person transfers has a different system for computing seniority, leave benefits and other benefits, then the employee shall be granted the same seniority, leave benefits and other benefits as a person in that district who has similar occupational status and total years of service.

NEW SECTION. Sec. 19. Section 54, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.540 are each hereby repealed.

Sec. 20. Section 17, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.170 are each amended to read as follows:

The coordinating council for occupational education shall consist of nine *voting* members [, who shall be chosen by July 1, 1967]. Three of the members shall be selected by the state board of education from its membership; and they shall serve at the pleasure of the state board of education. Three members shall be selected by the community college state board from its membership; and they shall serve at the pleasure of the state board for community college education. Three members shall be appointed by the governor, one of whom shall represent the field of labor, and one of whom shall represent the field of management, both of whom shall have had recent actual experience in or association with the fields of management and labor within the state to assure their familiarity with the vocational education needs of management and labor within the state. The governor's appointees shall serve at his pleasure. No member appointed by the governor shall, during the time he serves on the council, be a member of any other education board, state or local. *The superintendent of public instruction and the director of the state system of community colleges or their designees shall serve as nonvoting members of the council.*

The coordinating council shall review each program and program expenditure of the director of the division of vocational education prior to commitment of same.

No *voting* member of the council shall receive any salary for his services, but shall receive the sum of twenty-five dollars per diem for each day actually spent in attending to his duties as a member of the council, and mileage at the rate of ten cents per mile.

Sec. 21. Section 58, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.580 are each amended to read as follows:

[Whenever the provisions of] The professional negotiations law, chapter 28.72 RCW, as now or hereafter amended, applies to the faculty and staff of [the said] community colleges and vocational-technical institutes, [it shall continue to apply after April 3, 1967,] but negotiations and appeals shall be conducted with the respective board and the director of the state board for community college education.

[The state board for community colleges shall prepare a study for presentation to the members of the forty-first legislature with respect to the applicability of such law to the state system of community colleges.]

Sec. 22. Section 14, chapter 8, Laws of 1967 ex. sess. and RCW 28.85.140 are each amended to read as follows:

Each community college board of trustees:

(1) Shall operate all existing community colleges and vocational-technical institutes in its district;

(2) Shall create comprehensive programs of community college education and training and maintain an open-door policy in accordance with the provisions of RCW 28.85.090(3);

(3) Shall employ for a period to be fixed by the board a college president for each community college, a director for each vocational-technical institute or school operated by a community college, a district president in the event there is more than one college and/or separated institute or school located in the district, members of the faculty and such other administrative officers and other employees as may be necessary or appropriate and fix their salaries and duties;

(4) May establish, under the approval and direction of the college board, new facilities as community needs and interests demand;

(5) May establish or lease, operate, equip and maintain dormitories, food service facilities, bookstores and other self-supporting facilities connected with the operation of the community college;

(6) May, with the approval of the college board, issue and sell revenue bonds for the construction, reconstruction, erection, equipping with permanent fixtures, demolition and

major alteration of buildings or other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances, for dormitories, food service facilities, and other self-supporting facilities connected with the operation of the community college in accordance with the provisions of RCW 28.76.180 through 28.76.210 where applicable;

(7) May establish fees and charges for the facilities authorized hereunder, including reasonable rules and regulations for the government thereof, not inconsistent with the rules and regulations of the college board; each board of trustees operating a community college may enter into agreements, subject to rules and regulations of the college board, with owners of facilities to be used for housing regarding the management, operation, and government of such facilities, and any board entering into such an agreement may:

(a) Make rules and regulations for the government, management and operation of such housing facilities deemed necessary or advisable; and

(b) Employ necessary employees to govern, manage and operate the same;

(8) May receive such gifts, grants, conveyances, devises and bequests of personal property from private sources, as may be made from time to time, in trust or otherwise, whenever the terms and conditions thereof will aid in carrying out the community college programs as specified by law and the regulations of the state college board; sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof according to the terms and conditions thereof; and adopt regulations to govern the receipt and expenditure of the proceeds, rents, profits and income thereof;

(9) May establish and maintain night schools whenever in the discretion of the board of trustees it is deemed advisable, and authorize classrooms and other facilities to be used for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for community college purposes;

(10) May make rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the community college district;

(11) Shall prescribe, with the assistance of the faculty, the course of study in the various departments of the community college or colleges under its control, and notwithstanding any other provision of law, publish such catalogues and bulletins as may become necessary;

(12) May grant to every student, upon graduation or completion of a course of study, a suitable diploma, nonbaccalaureate degree or certificate;

(13) Shall enforce the rules and regulations prescribed by the state board for community college education for the government of community colleges, students and teachers, and promulgate such rules and regulations and perform all other acts not inconsistent with law or rules and regulations of the state board for community college education as the board of trustees may in its discretion deem necessary or appropriate to the administration of community college districts: PROVIDED, That such rules and regulations shall include, but not be limited to, rules and regulations relating to housing, *conduct at the various community college facilities*, scholarships and discipline: PROVIDED FURTHER, That the board of trustees may suspend or expel from community college students who refuse to obey any of the duly promulgated rules and regulations;

(14) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this chapter. Such delegated powers and duties may be exercised in the name of the district board;

(15) May perform such other activities consistent with this chapter and not in conflict with the directives of the college board; and

(16) Shall perform any other duties and responsibilities imposed by law or rule and regulation of the state board.

Part III. Sections Affecting the 1969 Education Code

NEW SECTION. Sec. 23. Section 28A.02.060, chapter — (HB 58), Laws of 1969 ex. sess. and RCW 28A.02.060 are each hereby repealed. The provision of this section shall take effect on January 1, 1971.

Sec. 24. Section 28A.02.070, chapter — (HB 58) Laws of 1969 ex. sess. and RCW 28A.02.070 are each amended to read as follows:

On the Friday preceding [November 11th of each year of the preceding Friday when November 11th falls on a Friday] *the fourth Monday in October of each year*, there shall be presented in each common school as defined in RCW 28A.01.060 a program suitable to the observance of Veterans' [and Admission] Day.

The responsibility for the preparation and presentation of such program approximating sixty minutes in length shall be with the principal or head teacher of each school building and such program shall embrace topics tending to instill a loyalty and devotion to the institutions and laws of this state and nation.

The superintendent of public instruction and county and intermediate school officials shall by advice and suggestion aid in the preparation of such programs if such aid be solicited.

The provision of the 1969 amendment to this section shall not take effect until January 1, 1971.

Sec. 25. Section 28A.04.060, chapter — (HB 58) Laws of 1969 ex. sess. and RCW 28A.04.060 are each amended to read as follows:

Each member of the state board of education shall be elected by a majority of the electoral points accruing from all the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the superintendent of public

instruction and no votes shall be accepted for counting if postmarked after the sixteenth day of October following the call of the election. The superintendent of public instruction and an election board comprised of three persons appointed by the state board of education shall count and tally the votes and the electoral points accruing therefrom not later than the twenty-fifth day of October in the following manner: Each vote cast by a school director shall be accorded as many electoral points as there are enrolled students in that director's school district [on the last day for filing declarations of candidacy under RCW 28A.04.040] as determined by the enrollment reports forwarded to the state superintendent of public instruction for apportionment purposes for the month of September of the year of election: *PROVIDED, That school directors from a school district which has more than five directors shall have their electoral points based upon enrollment recomputed by multiplying such number by a fraction, the denominator of which shall be the number of directors in such district, and the numerator of which shall be five; the electoral points shall then be tallied for each candidate as the votes are counted; and it shall be the majority of electoral points which determines the winning candidate. If no candidate receives a majority of the possible electoral points, then, not later than the first day of November, the superintendent of public instruction shall call a second election to be conducted in the same manner and at which the candidates shall be the two candidates receiving the highest number of electoral points accruing from such votes cast. No vote cast at such second election shall be received for counting if postmarked after the sixteenth day of November and the votes shall be counted as hereinabove provided on the twenty-fifth day of November. The candidate receiving a majority of electoral points accruing from the votes at any such second election shall be declared elected. Within ten days following the count of votes in an election at which a member of the state board of education is elected, the superintendent of public instruction shall certify to the secretary of state the name or names of the persons elected to be members of the state board of education.*

NEW SECTION. Sec. 26. Section 28B.50.550, chapter — (HB 58) Laws of 1969 ex. sess. and RCW 28B.50.550 are each hereby repealed.

Sec. 27. Section 28A.58.100, chapter —, (HB 58) Laws of 1969 ex. sess. and RCW 28A.58.100 are each amended to read as follows:

Every board of directors, unless otherwise specially provided by law, shall:

(1) Employ for not more than one year, and for sufficient cause discharge all certificated and noncertificated employees, and fix, alter, allow and order paid their salaries and compensation;

(2) Adopt written policies granting leaves to persons under contracts of employment with the school district(s) in positions requiring either certification or noncertification qualifications, including but not limited to leaves for attendance at official or private institutes and conferences and sabbatical leaves for employees in positions requiring certification qualification, and leaves for illness, injury, bereavement and emergencies for both certificated and noncertificated employees, and with such compensation as the board of directors prescribe: *PROVIDED, That the board of directors shall adopt written policies granting to such persons annual leave with compensation for illness and injury as follows:*

(a) For such persons under contract with the school district for a full year, at least ten days;

(b) For such persons under contract with the school district as part time employees, at least that portion of ten days as the total number of days contracted for bears to one hundred eighty days;

(c) Compensation for leave for illness or injury actually taken shall be the same as the compensation such person would have received had such person not taken the leave provided in this proviso;

(d) Leave provided in this proviso not taken shall accumulate from year to year up to a maximum of one hundred eighty days, and such accumulated time may be taken at any time during the school year;

(e) Sick leave heretofore accumulated under section 1, chapter 195, Laws of 1959 (former RCW 28.58.430) and sick leave accumulated under administrative practice of school districts prior to the effective date of section 1, chapter 195, Laws of 1959 (former RCW 28.58.430) is hereby declared valid, and shall be added to leave for illness or injury accumulated under this proviso.

(f) Accumulated leave under this proviso not taken at the time such person retires or ceases to be employed in the public schools shall not be compensable;

(g) Accumulated leave under this proviso shall be transferred to and from one district to another, the office of superintendent of public instruction and offices of county and intermediate district superintendents and boards of education, to and from such districts and such offices;

(h) Leave accumulated by a person in a district prior to leaving said district may, under rules and regulations of the board, be granted to such person when he returns to the employment of the district.

When any teacher or other certificated employee leaves one [community college district or] school district within the state and commences employment with another school district [or community college district] within the state, he shall retain the same seniority, leave benefits and other benefits that he had in his previous position. If the school district [or community college district] to which the person transfers has a different system for computing seniority, leave benefits and other benefits, then the employee shall be granted the same seniority, leave benefits and other benefits as a person in that district who has similar occupational status and total years of service.

Sec. 28. Section 28B.50.170, chapter —, Laws of 1969 ex. sess. (HB 58) and RCW 28B.50.170 are each amended to read as follows:

The coordinating council for occupational education shall consist of nine voting members [who shall be chosen by July 1, 1967]. Three of the members shall be selected by the state board of education from its membership; and they shall serve at the pleasure of the state board of education. Three members shall be selected by the community college state board from its membership; and they shall serve at the pleasure of the state board of community college education. Three members shall be appointed by the governor, one of whom shall represent the field of labor, and one of whom shall represent the field of management, both of whom shall have had recent actual experience in or association with the fields of management and labor within the state to assure their familiarity with the vocational education needs of management and labor within the state. The governor's appointees shall serve at his pleasure. No member appointed by the governor shall, during the time he serves on the council, be a member of any other education board, state or local. *The superintendent of public instruction and the director of the state system of community colleges or their designees shall serve as nonvoting members of the council.*

The coordinating council shall review each program and program expenditure of the director of the division of vocational education prior to commitment of same.

No voting member of the council shall receive any salary for his services, but shall receive the sum of twenty-five dollars per diem for each day actually spent in attending to his duties as a member of the council, and mileage at the rate of ten cents per mile.

Sec. 29. Section 28B.50.580, chapter — (HB 58) Laws of 1969 ex. sess. and RCW 28B.50.580 are each amended to read as follows:

[Whenever the provisions of] The professional negotiations law, chapter 28A.72 RCW, as now or hereafter amended, applies to the faculty and staff of [the said] community colleges and vocational-technical institutes, [it shall continue to apply after April 3, 1967,] but negotiations and appeals shall be conducted with the respective board and the director of the state board for community college education.

[The state board for community colleges shall prepare a study for presentation to the members of the forty-first legislature with respect to the applicability of such law to the state system of community colleges.]

Sec. 30. Section 28B.50.140, chapter — (HB 58) Laws of 1969 ex. sess. and RCW 28B.50.140 are each amended to read as follows:

Each community college board of trustees:

(1) Shall operate all existing community colleges and vocational-technical institutes in its district;

(2) Shall create comprehensive programs of community college education and training and maintain an open-door policy in accordance with the provisions of RCW 28B.50.090(3);

(3) Shall employ for a period to be fixed by the board a college president for each community college, a director for each vocational-technical institute or school operated by a community college, a district president in the event there is more than one college and/or separated institute or school located in the district, members of the faculty and such other administrative officers and other employees as may be necessary or appropriate and fix their salaries and duties;

(4) May establish, under the approval and direction of the college board, new facilities as community needs and interests demand;

(5) May establish or lease, operate, equip and maintain dormitories, food service facilities, bookstores and other self-supporting facilities connected with the operation of the community college;

(6) May, with the approval of the college board, issue and sell revenue bonds for the construction, reconstruction, erection, equipping with permanent fixtures, demolition and major alteration of buildings or other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances, for dormitories, food service facilities, and other self-supporting facilities connected with the operation of the community college in accordance with the provisions of RCW 28B.10.300 through 28B.10.330 where applicable;

(7) May establish fees and charges for the facilities authorized hereunder, including reasonable rules and regulations for the government thereof, not inconsistent with the rules and regulations of the college board; each board of trustees operating a community college may enter into agreements, subject to rules and regulations of the college board, with owners of facilities to be used for housing regarding the management, operation, and government of such facilities, and any board entering into such an agreement may:

(a) Make rules and regulations for the government, management and operation of such housing facilities deemed necessary or advisable; and

(b) Employ necessary employees to govern, manage and operate the same;

(8) May receive such gifts, grants, conveyances, devises and bequests of personal property from private sources, as may be made from time to time, in trust or otherwise, whenever the terms and conditions thereof will aid in carrying out the community college programs as specified by law and the regulations of state college board; sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof according to the terms and conditions thereof; and adopt regulations to govern the receipt and expenditure of the proceeds, rents, profits and income thereof;

(9) May establish and maintain night schools whenever in the discretion of the board of trustees it is deemed advisable, and authorize classrooms and other facilities to be used

for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for community college purposes;

(10) May make rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the community college district;

(11) Shall prescribe, with the assistance of the faculty, the course of study in the various departments of the community college or colleges under its control, and notwithstanding any other provision of law, publish such catalogues and bulletins as may become necessary;

(12) May grant to every student, upon graduation or completion of a course of study, a suitable diploma, nonbaccalaureate degree or certificate;

(13) Shall enforce the rules and regulations prescribed by the state board for community college education for the government of community colleges, students and teachers, and promulgate such rules and regulations and perform all other acts not inconsistent with law or rules and regulations of the state board for community college education as the board of trustees may in its discretion deem necessary or appropriate to the administration of community college districts: PROVIDED, That such rules and regulations shall include, but not be limited to, rules and regulations relating to housing, scholarships, conduct at the various community college facilities and discipline: PROVIDED FURTHER, That the board of trustees may suspend or expel from community colleges students who refuse to obey any of the duly promulgated rules and regulations;

(14) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this chapter. Such delegated powers and duties may be exercised in the name of the district board;

(15) May perform such other activities consistent with this chapter and not in conflict with the directives of the college board; and

(16) Shall perform any other duties and responsibilities imposed by law or rule and regulation of the state board.

NEW SECTION. Sec. 31. Section 28B.50.540, chapter —, (HB 58) Laws of 1969 ex. sess. and RCW 28B.50.540 are each hereby repealed.

Part IV. New Sections.

NEW SECTION. Sec. 32. It shall be the purpose of sections 32 through 45 of this 1969 amendatory act to establish a system of faculty tenure which protects the concepts of faculty employment rights and faculty involvement in the protection of those rights in the state system of community colleges. Sections 32 through 45 of this 1969 amendatory act shall define a reasonable and orderly process for appointment of faculty members to tenure status and the dismissal of the tenured faculty member.

NEW SECTION. Sec. 33. As used in sections 32 through 45 of this 1969 amendatory act:

(1) "Tenure" shall mean a faculty appointment for an indefinite period of time which may be revoked only for adequate cause and by due process;

(2) "Faculty appointment" shall mean full time employment as a teacher, counselor, librarian or other position for which the training, experience and responsibilities are comparable as determined by the appointing authority, except administrative appointments;

(3) "Probationary faculty appointment" shall mean a faculty appointment for a designated period of time which may be terminated without cause upon expiration of the probationer's terms of employment;

(4) "Probationer" shall mean any individual holding a probationary faculty appointment;

(5) "Administrative appointment" shall mean employment in a specific administrative position as determined by the appointed authority;

(6) "Appointing authority" shall mean the board of trustees of a community college district;

(7) "Review committee" shall mean a committee composed of the probationer's faculty peers and the administrative staff of the community college providing that the majority of the committee shall consist of the probationer's faculty peers.

NEW SECTION. Sec. 34. The appointing authority shall promulgate rules and regulations implementing sections 32 through 45 of this 1969 amendatory act and shall provide for the award of faculty tenure following a probationary period not to exceed three consecutive regular college years, excluding summer quarter: PROVIDED, That tenure may be awarded at any time as may be determined by the appointing authority after it has given reasonable consideration to the recommendations of the review committee.

NEW SECTION. Sec. 35. The appointing authority shall provide each faculty member, immediately upon employment, with a written agreement which delineates the terms of employment including all conditions and responsibilities attached thereto.

NEW SECTION. Sec. 36. The probationary faculty appointment period shall be one of continuing evaluation of a probationer by a review committee. The evaluation process shall place primary importance upon the probationer's effectiveness in his appointment. The review committee shall periodically advise each probationer, in writing, of his progress during the probationary period and receive the probationer's written acknowledgment thereof. The review committee shall at appropriate times make recommendations to the appointing authority as to whether tenure should or should not be granted to individual probationers: PROVIDED, That the final decision to award or withhold tenure shall rest with the appointing authority, after it has given reasonable consideration to the recommendations of the review committee.

NEW SECTION. Sec. 37. Upon the decision not to renew a probationary faculty appointment, the appointing authority shall notify the probationer of such decision as soon as possible during the regular college year: PROVIDED, That such notice may not be given subsequent to the last day of the winter quarter.

NEW SECTION. Sec. 38. A tenured faculty member, upon appointment to an administrative appointment, except that of president, shall be allowed to retain his tenure.

NEW SECTION. Sec. 39. The tenured faculty member shall not be dismissed except for sufficient cause, nor shall a faculty member who holds a probationary faculty appointment be dismissed prior to the written terms of the appointment except for sufficient cause.

NEW SECTION. Sec. 40. Sufficient cause shall also include aiding and abetting or participating in: (1) Any unlawful act of violence; (2) Any unlawful act resulting in destruction of community college property; or (3) Any unlawful interference with the orderly conduct of the educational process.

NEW SECTION. Sec. 41. Prior to the dismissal of a tenured faculty member, or a faculty member holding an unexpired probationary faculty appointment, the case shall first be reviewed by a review committee. The review shall include testimony from all interested parties including, but not limited to, other faculty members and students. The faculty member whose case is being reviewed shall be afforded the right of cross-examination and the opportunity to defend himself. The review committee shall prepare recommendations on the action they propose be taken and submit such recommendations to the appointing authority prior to their final action.

NEW SECTION. Sec. 42. Any faculty member dismissed pursuant to sections 32 through 45 of this 1969 amendatory act shall have a right to appeal the final decision of the appointing authority within ten days thereof in accordance with RCW 34.04.090 through RCW 34.04.140 as now or hereafter amended. For the purposes of chapter 34.04 RCW any appeal pursuant to this provision shall be considered a contested case as defined in RCW 34.04.010(3).

NEW SECTION. Sec. 43. Upon transfer of employment from one community college to another community college within a district, a tenured faculty member shall have the right to retain tenure and the rights accruing thereto which he had in his previous employment: PROVIDED, That upon permanent transfer of employment to another community college district a tenured faculty member shall not have the right to retain his tenure or any of the rights accruing thereto.

NEW SECTION. Sec. 44. Faculty members currently employed in the state system of community colleges who come under the provisions of RCW 28.67.070 (or RCW 28A.67.070) and of sections 32 through 45 of this 1969 amendatory act shall be granted tenure by their appointing authority notwithstanding any other provision of this 1969 amendatory act.

NEW SECTION. Sec. 45. The review committees required by sections 32 through 45 of this 1969 amendatory act shall be composed of members of the administrative staff and the teaching faculty. The representatives of the teaching faculty shall represent a majority of the members on each review committee. The members representing the teaching faculty on each review committee shall be selected by a majority of the teaching faculty and faculty department heads acting in a body.

NEW SECTION. Sec. 46. The state board for community college education is authorized and empowered:

(1) To assist the faculties of the community colleges and such other employees as the state board for community college education may designate in the purchase of old age annuities and retirement income plans under such rules and regulations as the state board shall promulgate and adopt.

(2) To provide under such rules and regulations for the retirement of any such faculty member or employee on account of age or health.

NEW SECTION. Sec. 47. Subject to the provision of section 50 of this 1969 amendatory act, members of the faculties and such other employees as are designated by the state board for community college education in the plan shall be required to contribute in addition to federal social security tax contributions not less than five percent of their salaries during each year of full time service toward the purchase of such annuity or retirement income plan.

NEW SECTION. Sec. 48. In no case shall the state board for community college education pay in any one year towards the purchase of such annuity or retirement income plan any amount exceeding five percent of such person's salary: PROVIDED, Such contributions shall be in addition to federal social security tax contributions.

NEW SECTION. Sec. 49. Faculty members or other employees designated by the state board for community college education pursuant to this act shall be retired from teaching or employment in the community college system no later than the end of the academic year next following their seventieth birthday.

NEW SECTION. Sec. 50. A faculty member or employee designated by the state board for community college education as being eligible to participate in such annuity or retirement income plan and who, at the time of such designation, is a member of the Washington state teachers' retirement system or the Washington public employees' retirement system may choose to either: (1) Continue as an active, contributing member in either the Washington state teachers' retirement system or the Washington public employees' retirement system, or (2) at his election within one year of the date he first

becomes eligible for membership in any retirement plan adopted by the state board for community college education as provided for in section 33 of this 1969 amendatory act, choose to: (a) continue as an inactive, noncontributing member in either the Washington state teachers' retirement system or the Washington public employees' retirement system and participate in the retirement or annuity plan adopted pursuant to this act, or (b) terminate his membership in the Washington state teachers' retirement system or the Washington public employees' retirement system and participate in the retirement or annuity plan adopted pursuant to this act. A faculty member or employee who chooses to terminate membership in the Washington state teachers' retirement system or the Washington public employees' retirement system may withdraw his accumulated contributions and interest in the teachers' retirement fund or the public employees' retirement fund upon written application to the board of trustees of the appropriate retirement system. Faculty members or employees who withdraw their accumulated contributions on and after the date of withdrawal of contributions, shall no longer be members of the Washington state teachers' retirement system or the Washington public employees' retirement system and shall forfeit all rights of membership, including pension benefits, theretofore acquired under the Washington state teachers' retirement system or the Washington public employees' retirement system: PROVIDED, That such faculty member or employee who, upon attainment of eligibility for retirement under the Washington state teachers' retirement system or the Washington public employees' retirement system is still engaged in public educational employment, shall not be eligible to receive benefits under such retirement system until he ceases such public educational employment. Any retired faculty member or employee who enters service in any public educational institution shall cease to receive pension payments while engaged in such service: PROVIDED, That service may be rendered up to seventy-five days in a school year without reduction of pension.

NEW SECTION. Sec. 51. The boards of trustees of the various community college districts are hereby directed to create no later than January 1, 1970 at each community college or vocational-technical institute under their control a faculty senate or similar organization to be selected by periodic vote of the respective faculties thereof.

NEW SECTION. Sec. 52. (1) There is hereby created a state advisory council on vocational education, hereinafter referred to as the "advisory council", consisting of not less than thirteen members appointed by the governor, without regard to the civil service laws, for terms of three years, except that in the case of the initial members, at least four shall be appointed for terms of one year each and at least four shall be appointed for terms of two years each, and appointments to fill vacancies shall be only for such terms as remain unexpired. The advisory council shall include persons who are:

(a) Familiar with the vocational needs and the problems of management and labor in the state, and a person or persons representing state industrial and economic development agencies;

(b) Representative of community colleges and other institutions of higher learning, area vocational schools, technical institutes, and postsecondary or adult education agencies or institutions, which may provide programs of vocational or technical education and training;

(c) Familiar with the administration of state and local vocational education programs, and a person or persons having special knowledge, experience, or qualifications with respect to vocational education and who are not involved in the administration of state or local vocational education programs;

(d) Familiar with programs of technical and vocational education, including programs in comprehensive secondary schools;

(e) Representative of local educational agencies, and a person or persons who are representative of school boards;

(f) Representative of manpower and vocational education agencies in the state, including a person or persons from the comprehensive area manpower planning system of the state;

(g) Representing school systems with large concentrations of academically, socially, economically, and culturally disadvantaged students;

(h) Possessed of special knowledge, experience, or qualifications, with respect to the special educational needs of physically or mentally handicapped persons; and

(i) Representative of the general public, including a person or persons representative of and knowledgeable about the poor and disadvantaged, who are not qualified for membership under any of the preceding clauses of this paragraph.

The advisory council shall meet at the call of the chairman, who shall be selected by vote of the members, but not less than four times a year.

(2) Members of the advisory council shall receive no compensation for their services thereon, but shall be reimbursed twenty-five dollars per diem for each day or portion thereof spent in serving as a member of the advisory council and shall be paid their necessary traveling expenses while engaged in the business of the advisory council as prescribed in chapter 43.03 RCW.

NEW SECTION. Sec. 53. The advisory council shall:

(1) Advise the coordinating council on the development of and policy matters arising in the administration of the state plan for federally funded vocational education pursuant to RCW 28.85.230 (or RCW 28B.50.230), including the preparation of long range and annual program plans therefor;

(2) Evaluate such vocational education programs, services, and activities assisted under this title, and publish and distribute the results thereof;

(3) Prepare and submit through the coordinating council to the federal commissioner of education and to the national advisory council on vocational education an annual evaluation report, accompanied by such additional comments of the coordinating council as the coordinating council deems appropriate, which (a) evaluates the effectiveness of federally funded vocational education programs, services, and activities carried out in the year under review in meeting the program objectives set forth in the long range program plan and the annual program plan, and (b) recommends such changes in such programs, services, and activities as may be warranted by the evaluations; and

(4) Obtain the services of such professional, technical, and clerical personnel as may be deemed necessary to enable it to carry out its functions under this 1969 amendatory act and to contract for such services as may be necessary to enable them to carry out their evaluation functions.

Part V. Construction.

NEW SECTION. Sec. 54. The forty-first legislature has passed a bill proposing a complete revision of the education laws of this state. The provisions of Part II of the instant bill seek to change existing laws. The provisions of Part III seek to change correlative provisions of the 1969 education code when such code becomes law. It is the intent of the legislature that the provisions of Part II shall be effective only until the date upon which the 1969 education code shall take effect, upon which date the provisions of Part II shall expire and the provisions of Part III shall concomitantly become effective. It is the further intent of the legislature that Part III of the instant bill shall not take effect unless the 1969 education code takes effect, but when such event occurs then any amendatory provisions of Part III of this bill shall be construed as amending the correlative sections of the 1969 education code, any repealing provisions of Part II shall be construed as repealing the correlative section of the 1969 education code, and any new or additional provisions of Part II shall be construed as being in pari materia with the 1969 education code.

NEW SECTION. Sec. 55. The code reviser is directed to add the provision of Part IV of this 1969 amendatory act to Title 28 until such time as Titles 28A and 28B shall take effect, at which time it shall be added thereto.

Sec. 56. Section 29.21.060, chapter 9, Laws of 1965, as amended by section 2, chapter 103, Laws of 1965 ex. sess., and RCW 29.21.060 are each amended to read as follows:

All candidates for offices to be voted on at any election in first, second, and third class cities shall file declarations of candidacy with the clerk thereof not earlier than the last Monday of July nor later than the next succeeding Friday in the year such regular city elections are held.

All candidates for district offices in port districts, [and school districts embracing a city of over one hundred thousand population, both of] which are located in class AA and class A counties, and first class school districts, shall file their declarations of candidacy with the county auditor of the county not earlier than the last Monday of July nor later than the next succeeding Friday in the year such regular district elections are held.

All candidates for district offices not subject to a primary election, other than irrigation districts, shall file declarations of candidacy not more than sixty nor less than forty-six days prior to the date of the election with the appropriate county auditor: PROVIDED, That in the case of public utility districts, and in no other, nominations shall be made by means of nominating petitions: PROVIDED FURTHER, That this chapter shall not change the method of nomination for first district officers at the formation of the district.

Any candidate for city or district offices may withdraw his declaration at any time to and including the first Wednesday after the last day allowed for filing declarations of candidacy.

The city clerks in all counties shall transmit to their county auditors at least thirty-five days before the date fixed for the primary, a certified list of the names and addresses of the candidates to be voted on thereat as represented by the declarations of candidacy filed in their offices.

All candidates required to file declarations of candidacy shall pay the same fees and be governed by the same rules as contained in RCW 29.18.030, 29.18.035, and 29.18.060: PROVIDED, That no filing fee shall be charged in the event that the office sought is without salary.

This section shall supersede the provisions of any and all other statutes, whether general or special in nature, having different dates for filing declarations of candidacy for such city, town, and district elections.

Sec. 57. Section 29.21.150, chapter 9, Laws of 1965, as amended by section 89, chapter 176, Laws of 1969 1st ex. sess. and RCW 29.21.150 are each amended to read as follows:

The name of the person who receives the greatest number of votes and of the person who receives the next greatest number of votes at the primary for a single nonpartisan position shall appear on the general election ballot under the designation therefor: PROVIDED, That in elections for judges of the supreme court and judges of the superior court, for justices of the peace, and for state superintendent of public instruction, and for directors of first class school districts, if any candidate in the primary receives a majority of all the votes cast for the position, only the name of the person receiving the highest vote shall be printed on the general election ballot under the designation for that position, followed by a space for the writing in of any other name by a voter.

Sec. 58. Section 29.21.180, chapter 9, Laws of 1965 as last amended by section 90,

chapter 176, Laws of 1969 1st ex. sess. and RCW 29.21.180 are each amended to read as follows:

No primary shall be held relating to the office[s] of state superintendent of public instruction or, *except for school districts of the first class having an enrollment of seventy thousand pupils or more in class AA counties, officers of other first class school districts [embracing a city of over one hundred thousand population] if, after the last day allowed for candidates to withdraw, there are no more than two candidates filed for each position to be filled. In such event all candidates concerned shall be notified. Names of candidates that would have been printed upon the primary ballot, but for the provisions of this section, shall be printed upon the general election ballot alphabetically in groups under the designation of the respective titles of the offices for which they are candidates.*

NEW SECTION. Sec. 59. If any provision of this 1969 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Signed by: Senator Sandison, Williams and McCormack; Representatives Lynch, Smythe and King.

Senator Sandison moved that the report of the Free Conference Committee on Engrossed Senate Bill No. 556 be adopted.

POINTS OF INQUIRY

Senator Gissberg: "Would Senator Sandison yield to a question? Senator Sandison, is this the bill that had the one hundred eighty day business in it?"

Senator Sandison: "This, originally as it came over from the House, had the one hundred eighty day provision for the common schools, correct. In the bill at the present time this is not in there and there is a recommendatory portion that this be a study by the committee on education during the interim."

Senator Gissberg: "Are any of the common schools affected in this bill other than what you just indicated?"

Senator Sandison: "Yes, on their contract provisions on supplemental duties of teachers, that has been outlined. It also requires all school districts to publish a salary schedule."

Senator Gissberg: "What is the additional financial impact on the common schools as a result of these amendments?"

Senator Sandison: "As near as we can find out, there is no financial impact."

Senator Gissberg: "Did you get a fiscal note on it from the budget committee?"

Senator Sandison: "No, we did not. We did ask Superintendent Bruno's office, however, and that was the answer he came back with."

Senator Gissberg: "What is the provision made for the appointment of trustees on the boards of community colleges?"

Senator Sandison: "There is nothing in here on the appointment of trustees."

Senator Canfield: "Would Senator Sandison yield to a question? Senator, as I recollect, one of the controversial points that caused this to go to conference was in the development of curriculum and as I read this hurriedly, the board determines the curriculum with the assistance of a faculty, is that correct?"

Senator Sandison: "Actually we did not change the existing negotiations law in any way. However, we did ask that the boards of each community college set up a faculty senate to confer with it in the hopes that in the future we do away with this strain that appears over negotiations. We did again ask the committee on education to come back with a study and a report on negotiations with the hope that during the next two years that there could be a great deal more light on this subject."

The motion carried and the Senate adopted the report of the Free Conference Committee on Engrossed Senate Bill No. 556.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 556, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 39; nays, 6; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Donohue, Dore, Durkan, Elicker, Faulk, Greive, Guess, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Washington, Williams, Wilson, Woodall—39.

Voting nay: Senators Day, Gissberg, Henry, Odegaard, Peterson (Lowell), Walgren—6.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

ENGROSSED SENATE BILL NO. 556, as amended by the Free Conference

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

MOTION

Senator Bailey moved that the Senate do now consider the confirmation of community college trustees.

PARLIAMENTARY INQUIRY

Senator Day: "Mr. President, point of parliamentary inquiry. On Engrossed House Bill No. 382 there was a point of order raised and we were to have it resolved at 10:40 p.m. I believe. It is now 11:05 p.m."

SPECIAL ORDER OF BUSINESS

ENGROSSED HOUSE BILL NO. 382, by Representatives Whetzel, Zimmerman and Merrill (by departmental request):

Determining responsibility for burial expenses for public assistance recipients.

The time having arrived the Senate resumed consideration of Engrossed House Bill No. 382 as amended by Senator Uhlman and the point of order raised by Senator Day on the proposed amendment by Senator Walgren.

RULING BY THE PRESIDENT

The President: "Yes, Senator Day, the point as to whether the amendment changed the scope and object was raised. The President in ruling upon the point of order finds that Engrossed House Bill No. 382 is a measure pertaining to public assistance and pertains to the duties of the director for recipients of funeral expenses. The amendment proposed by Senator Walgren would require those who sell prepaid funeral services to set up a trust account for the purpose of guaranteeing payment. The amendment therefore does enlarge the scope and object of the bill and the point of order is well taken."

On motion of Senator Day, the following amendment was adopted:

On page 2, following section 2, line 29, add a new section as follows:

"NEW SECTION. Sec. 3. In class AA, class A, first, second and third class counties no person shall be qualified for the office of county coroner as provided for in RCW 36.16.030 who is an owner or employee of any funeral home or mortuary."

On motion of Senator Day, the rules were suspended, Engrossed House Bill No. 382, as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 382, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-45.

Excused: Senators Foley, Huntley, McDougall, Pritchard-4.

ENGROSSED HOUSE BILL NO. 382, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Day, Engrossed House Bill No. 382, as amended by the Senate, was ordered immediately transmitted to the House.

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

MESSAGE FROM THE HOUSE

May 12, 1969.

Mr. President: The House has passed ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 23, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 12, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SUBSTITUTE HOUSE BILL NO. 116 and has passed the bill as amended by the Free Conference Committee. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 12, 1969.

Mr. President: The House has concurred in the Senate amendments to SUBSTITUTE HOUSE BILL NO. 352 and has passed the bill as amended by the Senate. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The House has adopted SENATE CONCURRENT RESOLUTION NO. 34, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 684,
HOUSE BILL NO. 899,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE HOUSE BILL NO. 116,
HOUSE BILL NO. 132,
SUBSTITUTE HOUSE BILL NO. 352,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
SENATE BILL NO. 325,
SENATE BILL NO. 403,
SENATE CONCURRENT RESOLUTION NO. 29,
SENATE CONCURRENT RESOLUTION NO. 34.

MESSAGE FROM THE HOUSE

May 12, 1969.

Mr. President: The Speaker has signed:
SUBSTITUTE SENATE BILL NO. 151,
SENATE BILL NO. 325,
SENATE BILL NO. 403,
SENATE BILL NO. 444,
SENATE CONCURRENT RESOLUTION NO. 29,
SENATE CONCURRENT RESOLUTION NO. 34,
and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
SUBSTITUTE HOUSE BILL NO. 116,
HOUSE BILL NO. 132,
SUBSTITUTE HOUSE BILL NO. 352,
HOUSE BILL NO. 684,
HOUSE BILL NO. 899.

SENATE RESOLUTION: 1969-EX-75

By Senators Atwood, Ryder, Greive and Bailey:

WHEREAS, We, the members of the Senate, have had present with us as co-laborers during the Forty-first Legislature and the extraordinary session thereof not only the members of the House of Representatives but also representatives of the press, radio and television; and

WHEREAS, The visiting newspaper correspondents of the various public journals of the state and representatives of the various television channels and radio stations have, by their frequent courtesies, their close attention to business, and their careful account of the proceedings, worked, as we have striven to do, for the best interests of the people of the state of Washington, always with a kindly fellow feeling and with loyalty to the papers, the television channels, and radio stations they represent; and

WHEREAS, The Allied Daily Newspapers of Washington, during said sessions, has supplied each Senator with daily complimentary copies of two Washington dailies of the Senator's choice;

NOW, THEREFORE, BE IT RESOLVED, That the Senate extends its thanks for these courtesies and good will, its praise for good work well done, and the hope that in the Forty-second Legislature all may meet again and renew old friendships.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-76

By Senators Bailey, Greive, Atwood and Ryder:

BE IT RESOLVED, That all bills, resolutions and memorials in the hands of the Secretary of the Senate, committees or committee clerks be indefinitely postponed.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-77

By Senators Bailey, Ryder, Greive and Atwood:

BE IT RESOLVED, That a committee of three members of the Senate be appointed to notify the House that the Senate is ready to adjourn SINE DIE.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-78

By Senators Bailey and Ryder:

WHEREAS, The first extraordinary session of the Forty-first Legislature is drawing to a close; and

WHEREAS, It is necessary to provide for the completion of the work of the Senate after its adjournment and during the interim period between the close of the first extraordinary session of the Forty-first Legislature and the commencement of the Forty-second Regular Session;

NOW, THEREFORE, BE IT RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized and directed to complete the work of the session, to reply to and give necessary attention to correspondence and other details arising therefrom, and to accomplish such purpose that he be allowed additional compensation at his regular per diem rate therefor for a period of sixty days; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized to retain such employees as he may deem necessary and that said employees be allowed such per diem rate of pay therefor as the Secretary of the Senate and the President of the Senate shall deem proper; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized and directed to make out and execute with the President, or the President Pro Tempore, the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn from funds provided therefor for legislative expenses; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is, authorized and directed to have a copy of the Senate Journal of the first extraordinary session of the Forty-first Legislature, together with a suitable index therefor, prepared by the State Printer, and that he, as salary for his work in compiling, editing and indexing the printed journal, be paid the sum of twelve hundred dollars, said amount to be paid from the Senate legislative appropriation, the State Treasurer being hereby authorized and directed to issue a warrant when the printer shall certify that the reading of the proof on the journal index has been completed and the same found to be correct; and

BE IT FURTHER RESOLVED, That after the close of the session the Secretary of the Senate, and the President, or the President Pro Tempore of the Senate be, and they hereby

are authorized and directed to prepare and execute the necessary vouchers, upon which warrants shall be drawn for the final payment of all expenses incurred after the adjournment of this first extraordinary session of the Forty-first Legislature in closing the business of such session, in providing for the interim period between the closing of such session and the convening of the next regular or special session of the legislature and in the preparation for such convening; and

BE IT FURTHER RESOLVED, That the Sergeant at Arms be, and he hereby is, directed to see that the Senate Chambers and adjoining rooms, furniture and equipment are clean and in good order, and for this purpose the Sergeant at Arms be allowed, after the closing of the session, for the completion of his work with the first extraordinary session of the Forty-first Legislature, twenty days at his regular per diem rate therefor; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate collect the keys to desks and rooms in and surrounding the Senate Chamber and change, or cause to be changed, the locks on any and all doors and desks and drawers in the interest of security, and that he further take charge of all equipment, files, books and records in all rooms in and adjoining the Senate Chamber, except in the Lieutenant Governor's office; and

BE IT FURTHER RESOLVED, That the Senate Chamber, committee rooms, work rooms, lounges, post office, bill room, storage rooms and the Sergeant at Arms offices, and all other rooms in and adjacent to the Senate Chamber except the Lieutenant Governor's office, together with the first floor of the legislative building at the east portion of said floor, and the fourth floor of the public lands building be placed in the custody, care and control of the Senate Facilities and Operations Committee and the Secretary of the Senate, and where any use of the Senate Chamber is granted requiring the attendance of the Secretary, that in addition to such salary as he may then be drawing he be allowed statutory expenses therefor; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate is authorized to express the sympathy of the Senate by sending flowers in the event of a bereavement in a Senator's family; and

BE IT FURTHER RESOLVED, That the use of the chamber shall not be granted for other than legislative purposes; and

BE IT FURTHER RESOLVED, That such use of the chamber and rooms for a YMCA Youth Legislature is permitted upon such terms as the Secretary shall deem proper; and

BE IT FURTHER RESOLVED, That the State Treasurer be, and he is hereby directed to draw his warrants for the payment of salaries, per diems, in lieu payments, and reimbursements of and to the members of the Senate, the elected officers of the Senate, and the retained employees each month upon vouchers signed by the members, officers or employees and approved by the President of the Senate or President Pro Tempore of the Senate and by the Secretary of the Senate, and he is authorized to deliver the warrants to the Secretary of the Senate for delivery or mailing to those entitled thereto; and

BE IT FURTHER RESOLVED, That the President Pro Tempore of the Senate, the Senate majority floor leader and the present and past Senate minority floor leaders, the majority and minority whips, and majority and minority caucus chairmen and caucus secretaries, are each authorized to attend the annual meetings of the National Conference of State Legislative Leaders, and to receive therefor their actual necessary expenses, and such per diem as may be authorized by law, to be paid upon their vouchers out of funds appropriated for legislative expenses; and

BE IT FURTHER RESOLVED, That all accounts payable incurred up to and including this date, covering Senate expenditures made, or obligations incurred, which are payable out of the funds appropriated for the payment of expenses of the first extraordinary session of the Forty-first Legislature of the state of Washington, and which are presented for payment after adjournment of the first extraordinary session of the Forty-first Legislature, before payment is authorized, must bear the approval of the President or President Pro Tempore of the Senate, and the Secretary of the Senate; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he is hereby authorized and directed to attend the sessions of the National Legislative Conference of the Council of State Governments, and while in attendance upon such conference he shall be allowed compensation at his regular per diem rate together with actual necessary expenses, to be paid on his voucher out of funds appropriated for legislative expenses; and

BE IT FURTHER RESOLVED, That upon a call for a special session the Secretary of the Senate be allowed additional compensation at his regular per diem rate therefor for as many days, not exceeding fifteen in number, as intervene between the Governor's proclamation summoning the special session and the opening day thereof; and

BE IT FURTHER RESOLVED, That the Secretary of the Senate be, and he hereby is authorized and directed, during not more than sixty days prior to the opening of the next regular session of the legislature, and preceding the opening of special sessions, to hire necessary employees, to prepare the work rooms and committee rooms, members' offices for occupancy and use in sufficient time to make them available, helpful and beneficial to the members, and to procure in connection therewith sufficient supplies, including Senate Dockets, and an adequate number of Reed's Parliamentary Rules and legislative manuals, to enable the Senate to commence its work as promptly as possible, and for such purposes that he be allowed compensation at his regular per diem rate therefor; and

BE IT FURTHER RESOLVED, That during, the interim between sixty days following the conclusion of the first extraordinary session of the Forty-first Legislature and the sixty or less days preceding the opening of the Forty-second Regular Session, exclusive however

of such time prior, during or after a special session as he may be upon regular per diem rate of compensation, the Secretary of the Senate be compensated for his services in handling correspondence, preparing payrolls, processing vouchers, and performing such other services as may be required, at a monthly salary of four hundred dollars; and

BE IT FURTHER RESOLVED, That the Sergeant at Arms be, and he hereby is, directed to do the necessary work during the interim and in connection with the opening of the Forty-second Regular Session and that for such work he be allowed a salary of seventy-five dollars per month; and

BE IT FURTHER RESOLVED, That upon a call for a special session, for necessary work in preparation for the opening of such session the Sergeant at Arms be allowed additional compensation at his regular per diem rate therefor for as many days, not exceeding fifteen in number, as intervene between the Governor's proclamation summoning the special session and the opening day thereof; and

BE IT FURTHER RESOLVED, That the State Treasurer be, and he hereby is, directed to draw his warrants for the payment of salaries and/or per diem of the Secretary of the Senate, of the Sergeant at Arms and of necessary employees each month upon vouchers signed by the President of the Senate or the President Pro Tempore of the Senate and attested by the Secretary of the Senate, and he is authorized to deliver the warrants to the Secretary of the Senate for delivery or mailing to those entitled thereto; and

BE IT FURTHER RESOLVED, That all of the powers and duties conferred upon the officers of the Senate pursuant to the foregoing provisions of this resolution shall be subject to the prior advice and consent of the Senate Facilities and Operations Committee which committee, in addition to the powers granted thereto by the provisions of Senate Resolution 1969-EX-44, are hereby empowered to:

- (1) Review, provide for, and control Senate personnel and policies; and
- (2) Approve expenditures from appropriations to the Senate.

BE IT FURTHER RESOLVED, That the membership of the Senate Facilities and Operations Committee as authorized by Senate Resolution 1969-EX-44 shall be increased by the addition thereto of one member from the Majority Caucus and one member from the Minority Caucus.

On motion of Senator Greive, the resolution was adopted.

MOTION

Senator Gissberg moved that Sidney R. Snyder be nominated for the office of Secretary of the Senate succeeding the late Ward Bowden.

Senator Gissberg: "Mr. President and gentlemen of the Senate, we don't have long enough left before twelve o'clock to make a lengthy speech about the qualifications of Sid Snyder to act as Secretary of the Senate. However, a word of explanation as to the necessity of it.

"The Constitution provides that the Secretary of the Senate shall be elected; the officers of the Senate shall be elected and unless we elect a Secretary of the Senate, there will be no provision during the interim for carrying on the many functions of the Senate that need to be done.

"There is no one I don't think that is any more qualified than Sid Snyder to act as Secretary of the Senate because of his vast experience in the House over the years. He has proven himself to be a man eminently capable of providing us with the service that we have been accustomed to over the years in the form of Ward Bowden."

Senator Atwood: "Mr. President, I second the nomination of Sid Snyder as our Secretary of the Senate. Since the hour is late and the moments are waning all I can say is that Malcolm McBeath, Chief Clerk of the House, says that he comes so highly recommended that we can do no else and I am hopeful that we will still feel the same way, I know we will, in 1971."

On motion of Senator Woodall, the nominations were closed.

ROLL CALL

The Secretary called the roll on the election of Secretary of the Senate and Sidney R. Snyder was elected by the following vote: Yeas, 45; excused, 4.

Voting yeas: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dora, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—45.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

Sidney R. Snyder, having received the constitutional majority vote of the Senate, was elected Secretary of the Senate.

Senator Greive moved that the following interim committee appointments be confirmed:

INTERIM COMMITTEE ON BANKING, INSURANCE AND TRANSPORTATION (under the provisions of Senate Concurrent Resolution No. 33):

Senators Connor, Dore (Liaison), Gissberg, Herr (Liaison), Mardesich, Marquardt, Ryder and Lewis (Harry) (Liaison).

LEGISLATIVE BUDGET COMMITTEE (under the provisions of RCW 44.28.010 and House Bill No. 827):

Senators Andersen, Atwood, Canfield, Dore, Foley, Mardesich, McCormack and Newschwander.

COLUMBIA INTERSTATE COMPACT COMMISSION (under the provisions of RCW 43.57.010):

Senators Cooney and Matson.

LEGISLATIVE COUNCIL (under the provisions of RCW 44.24.010 and House Bill No. 827):

Senators Cooney, Faulk, Gissberg, Greive, Day, Keefe, Knoblauch, Lewis (Harry), Peterson (Ted), Stender, Talley, Twigg, Uhlman, Williams, Wilson (Liaison), Woodall.

DATA PROCESSING ADVISORY COUNCIL (under the provisions of Substitute House Bill No. 828, Chapter 212, Laws of 1969 EX):

Senators Foley and Huntley.

EDUCATION COMMISSION OF THE STATES (under the provisions of RCW 28.92.010):

Senator Sandison.

JOINT COMMITTEE ON EDUCATION (under the provisions of RCW 44.33.220):

Senators Marquardt, Metcalf, Odegaard, Ridder and Uhlman.

BOARD OF LEGISLATIVE ETHICS (under the provisions of RCW 44.60.020):

Senators Andersen, Bailey, Dore and Ryder.

INTERIM COMMITTEE ON FISHERIES (under the provisions of House Concurrent Resolution No. 25):

Senators Metcalf, Peterson (Lowell), Peterson (Ted), Stortini and Talley.

FOREST TAX COMMITTEE (under the provisions of Senate Concurrent Resolution No. 30):

Senators Durkan and Lewis (Harry).

INTERIM COMMITTEE ON GAME AND GAME FISH (under the provisions of House Concurrent Resolution No. 23):

Senators Donohue, Herr, Knoblauch, McDougall and Newschwander.

JOINT COMMITTEE ON GOVERNMENTAL COOPERATION (under the provisions of Senate Concurrent Resolution No. 12):

Lieutenant Governor John A. Cherberg, Chairman; Senators Connor, Faulk, Greive, McCutcheon, Washington, Woodall, Day (Liaison), and Dore (Liaison).

JOINT COMMITTEE ON HIGHER EDUCATION (under the provisions of Senate Bill No. 244):

Senators Sandison, Holman, Matson, McCormack and Wilson.

COUNCIL ON HIGHER EDUCATION (under the provisions of Senate Bill No. 243):

Senators Atwood and McCormack.

JOINT COMMITTEE ON HIGHWAYS (under the provisions of RCW 44.40.010):

Senators Henry, Chairman; Donohue, Guess, Huntley, Lewis (Brian), Marquardt, McCutcheon, McDougall, Peterson (Lowell), Walgren and Washington.

JUDICIAL COUNCIL (under the provisions of RCW 2.52.010):

Senators Holman, Uhlman and Walgren.

MUNICIPAL COMMITTEE (under the provisions of Senate Concurrent Resolution No. 29):

Senators Twigg and Walgren.

JOINT COMMITTEE ON NUCLEAR ENERGY (under the provisions of House Bill No. 585):

Senators Canfield, Keefe, McCormack and Pritchard.

OCEANOGRAPHIC COMMISSION OF WASHINGTON (under the provisions of RCW 43.94.020):

Senators Knoblauch, Lewis (Brian) and Stortini.

PUBLIC EMPLOYEES' COLLECTIVE BARGAINING INTERIM COMMITTEE (under the provisions of House Bill No. 486, Chapter 215, Laws of 1969 EX):

Senators Guess and Stortini.

STATE PUBLIC PENSION COMMISSION (under the provisions of RCW 41.52.010):

Senators Elicker, Herr, McCutcheon, Ridder and Williams.

TEMPORARY SPECIAL LEVY STUDY COMMISSION (under the provisions of House Bill No. 893):

Senators Elicker, Herr, Odegaard and Pritchard.

STATUTE LAW COMMITTEE (under the provisions of RCW 1.08.001):

Senators Elicker and Uhlman.

LEGISLATIVE COMMITTEE ON WATER RESOURCES (under the provisions of Substitute House Concurrent Resolution No. 15):

Senators Durkan, Lewis (Brian), Matson, Wilson and Canfield (Liaison).

WORLD FAIR LEGISLATIVE COMMITTEE (under the provisions of House Bill No. 243):

Senators Foley and Lewis (Harry).

STATE EMPLOYEES' INSURANCE AND HEALTH CARE ADVISORY COMMITTEE (under the provisions of Senate Bill No. 377):

Senator Odegaard.

WASHINGTON STATE COUNCIL ON AGING (under the provisions of RCW 74.36.010):

(NO APPOINTMENT MADE AT THE PRESENT TIME).

On motion of Senator Gissberg, the appointees were confirmed.

MOTION

On motion of Senator Gissberg, the Senate returned to the fourth order of business.

MESSAGE FROM THE HOUSE

May 12, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 577 with the following amendments:

On page 1, beginning on line 4, strike everything after the enacting clause and insert the following:

"Section 1. Section 90A added to chapter 62, Laws of 1933 ex. sess. by section 2, chapter 48, Laws of 1945, as amended by section 12, chapter 178, Laws of 1969 1st ex. sess. and RCW 66.28.020 are each amended to read as follows:

No manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits, or person financially interested, directly or indirectly, in such business, whether resident or nonresident, shall have any financial interest, direct or indirect, in the business of any licensed wine importer or wine wholesaler or licensed beer importer or beer wholesaler, nor shall any manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits own any of the property upon which such licensed persons conduct their business, nor shall any such licensed person under any arrangement whatsoever, conduct his business upon property in which any manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits has any interest, nor shall any manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits advance money or moneys' worth to any such licensed person under any arrangement whatsoever, nor shall any such licensed person receive, under any arrangement whatsoever, any such advance of money or moneys' worth. No manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits shall be eligible or receive or hold a license as a wine importer or wine wholesaler or beer importer or beer wholesaler under this title: PROVIDED, That this section shall not be construed to

require the divesting of any interest held by any person as of April 1, 1945, in the business of any manufacturer or wholesaler of distilled spirits or the business of any licensed brewer or beer wholesaler:

[PROVIDED FURTHER, That the provisions of this section shall not apply to any domestic winery or licensed brewery which is, as of the date of passage of this act, a licensed wine or beer wholesaler respectively: PROVIDED FURTHER, That in the event of the sale of such winery or brewery to a manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits, or person financially interested, directly or indirectly, in such business, the exclusion of the foregoing proviso shall not apply] *PROVIDED FURTHER, That the provisions of this section shall not apply to any liquor or beer importer, domestic winery or brewery which was licensed as of the date of passage of this act: PROVIDED FURTHER, That in the event of the sale of such importing business, winery or brewery to a manufacturer or wholesaler of, or person otherwise dealing in, distilled spirits, or person financially interested, directly or indirectly, in such business, the exclusion of the foregoing proviso shall not apply.*

Sec. 2. Section 23-J added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.160 are each amended to read as follows:

A liquor importer's license may be issued to any qualified person, firm or corporation, entitling the holder thereof to import into the state any liquor other than beer; to store the same within the state; and to sell and export the same from the state; fee [two] *three* hundred [and fifty] dollars per annum. Such liquor importer's license shall be subject to all conditions and restrictions imposed by this title or by the rules and regulations of the board, and shall be issued only upon such terms and conditions as may be imposed by the board. No liquor importer's license shall be required in sales to the Washington state liquor control board.

Sec. 3. Section 14, chapter 21, Laws of 1969 1st ex. sess. (uncodified) is amended to read as follows:

No manufacturer of wine, or person financially interested, directly, in such business, whether resident or nonresident, shall have any financial interest, direct or indirect, in the business of any licensed wine wholesaler, nor shall any manufacturer of wine own any of the property upon which such licensed persons conduct their business, nor shall any such licensed person under any arrangement whatsoever, conduct his business upon property in which any manufacturer of wine has any interest, nor shall any manufacturer of wine advance money or moneys' worth *other than such credit allowances customarily extended in the ordinary course of such business between wholesalers and manufacturers on purchases of inventories* to any such licensed person under any arrangement whatsoever, nor shall any such licensed person receive, under any arrangement whatsoever, any such advance of money or moneys' worth *other than such credit allowances*: PROVIDED, That the provisions of this section shall not apply to any domestic winery or domestic brewery which [is, as of the date of passage of this act, a licensed wholesaler] *was licensed as of the date of passage of this 1969 amendatory act*: PROVIDED FURTHER, That in the event of the sale of such winery or brewery the exclusion of the foregoing proviso shall not apply."

On line 1 of the title after "intoxicating liquor;" strike the remainder of the title and insert the following:

"amending section 90A added to chapter 62, Laws of 1933 ex. sess. by section 2, chapter 48, Laws of 1945, as amended by section 12, chapter 178, Laws of 1969 1st ex. sess. and RCW 66.28.020; amending section 23-J added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 and RCW 66.24.160; and amending section 14, chapter 21, Laws of 1969 1st ex. sess. (uncodified)."

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Engrossed Senate Bill No. 577.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 577, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; excused, 4:

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall-45.

Excused: Senators Foley, Huntley, McDougall, Pritchard-4.

ENGROSSED SENATE BILL NO. 577, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Bailey, Senator Durkan was excused.

On motion of Senator Dore, the rules were suspended and the Senate immediately considered Senate Bill No. 783.

INTRODUCTION AND FIRST READING

SENATE BILL NO. 783, by Senators Durkan and Dore:

Adopting a supplemental budget.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 783 was advanced to second reading and read the second time in full.

An Act adopting a supplemental budget; making appropriations for miscellaneous purposes; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated out of the several funds indicated, for the period from the effective date of this act to June 30, 1971, except as otherwise provided.

BELATED CLAIMS

To reimburse General Fund for Expenditures from Appropriation for Belated Claims, to be disbursed on vouchers approved by the State Auditor:

GENERAL FUND—Commercial Feed Account Appropriation.....	\$	43.97
GENERAL FUND—Commission Merchants Account Appropriation.....	\$	18.74
GENERAL FUND—Egg Inspection Account Appropriation.....	\$	79.76
GENERAL FUND—Fertilizer, Agriculture, Mineral and Lime Account Appropriation	\$	30.73
GENERAL FUND—Nursery Inspection Account Appropriation.....	\$	36.40
GENERAL FUND—Park and Parkways Account Appropriation.....	\$	13,666.81
GENERAL FUND—Probation Services Account Appropriation.....	\$	625.00
GENERAL FUND—Real Estate Commission Account Appropriation.....	\$	13,261.26
GENERAL FUND—Reclamation Revolving Account Appropriation.....	\$	145.02
GENERAL FUND—Seed Account Appropriation.....	\$	94.23
GENERAL FUND—Capitol Building Construction Account Appropriation....	\$	2,605.10
GENERAL FUND—Capitol Purchase and Development Account Appropriation	\$	643.03
GENERAL FUND—Driver Education Account Appropriation.....	\$	203.56
GENERAL FUND—State Board of Psychological Examiners Account Appropriation	\$	16.00
GAME FUND Appropriation.....	\$	1,312.67
GRAIN AND HAY INSPECTION FUND Appropriation.....	\$	1,892.04
HIGHWAY SAFETY FUND Appropriation.....	\$	1,662.14
MOTOR VEHICLE FUND Appropriation.....	\$	3,495.63
MOTOR VEHICLE FUND—State Patrol Highway Account Appropriation.....	\$	12,840.61
PUBLIC SERVICE REVOLVING FUND Appropriation.....	\$	186.37
AGRICULTURE LOCAL FUND ACCOUNTS Appropriation.....	\$	515.68
CLARKE-McNARY FUND Appropriation.....	\$	477.58
ACCIDENT FUND Appropriation.....	\$	134.77
MEDICAL AID FUND Appropriation.....	\$	1,442.95

JUDGMENTS

General Fund Appropriation for judgments, to be disbursed on vouchers approved by the State Auditor, as follows:

EARL A. and MARY WASNER in full settlement of judgment, Thurston County Cause No. 36265.....	\$	14,989.29
JAMES J. KEESLING, Attorney for Robert A. Fixel in full settlement of judgment, King County Cause No. 47322.....	\$	68.00
JOHN E. CALBOM, Attorney for Goldie Soden in full settlement of judgment, Douglas County Cause No. 9493.....	\$	965.00
DORE, DUBUAR and CUMMINS, Attorneys for James Winston Kane in full settlement for judgment, King County Cause No. 40941.....	\$	516.22

SUNDRY CLAIMS

General Fund Appropriation to the Department of Public Assistance and to

be paid by the Department of Public Assistance to various vendors in full settlement of services rendered to welfare patients for the period August 21, 1965 through December 30, 1968, and to be paid, at the rate of ninety percent of each late billing received for the services rendered during the above mentioned dates, on vouchers approved by the Department of Public Assistance.....	\$	238,409.05
General Fund Appropriation for relief of various individuals, firms and corporations for sundry reasons to be disbursed on vouchers approved by the State Auditor as follows:		
EMPLOYMENT SECURITY DEPARTMENT for an adjustment to correct the Employer's portion of OASI for Charles Nolan Mason, for the quarter ended December 31, 1965.....	\$	30.09
COLES, O'CONNELL AND DOLAN, Attorneys for James J. Danike in full settlement for professional services for cause No. 654850, King County, Superior Court	\$	173.00
KAY MACDONALD in full settlement for retroactive wages for the month of June, 1967.....	\$	29.62
WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM for retirement contributions due on retroactive pay for Kay MacDonald for the month of June, 1967	\$	3.96
NATIONAL BANK OF COMMERCE for withholding tax due on retroactive pay for Kay MacDonald for the month of June, 1967.....	\$	3.00
EMPLOYMENT SECURITY DEPARTMENT for OASI due on retroactive pay for Kay MacDonald for the month of June, 1967.....	\$	3.16
HIGHWAY EQUIPMENT SUPPLY SERVICES for services and repairs to pool car K-0127	\$	327.08
HENDRICKS REXALL DRUG in full settlement for purchases by Public Assistance recipients	\$	78.78
HERBERT S. HARRISON in full settlement for travel expenses during June, 1967	\$	49.40
ROBERT P. MALLON for MALLON MOTORS, Inc. in full settlement for refund of sales tax paid on warranty and policy sales in the years 1960 through 1964	\$	4,093.67
JOHN R. QUINN, M.D. in full settlement for services rendered Public Assistance recipient, October 13, 1962.....	\$	315.00
THE ANGELUS HOSPITAL, INC. in full settlement for services rendered Public Assistance recipients	\$	13,172.15
MORTON GENERAL HOSPITAL, INC. in full settlement for services rendered Public Assistance recipient.....	\$	294.75
ALOE DIVISION OF BRUNSWICK in full settlement for supplies furnished during previous biennium.....	\$	99.42
XEROX CORPORATION in full settlement for service and supplies furnished during previous biennium.....	\$	504.26
RAINIER TRAVEL SERVICE in full settlement for services furnished during previous biennium	\$	27.00
KING COUNTY HOSPITAL for services rendered to mentally ill patients.....	\$	16,638.82
WILLIAM J. BORN in full settlement for loss of personal property caused by inmate at Maple Lane School.....	\$	6.00
LONNIE DUNN in full settlement for loss of personal property caused by inmate at Maple Lane School.....	\$	6.00
KEN WYATT in full settlement for loss of personal property caused by patient at Western State Hospital.....	\$	38.67
RALPH C. BROWN, M.D., in full settlement for services rendered to a patient of Western State Hospital while patient was on unauthorized leave	\$	1,129.20
B. F. MONK, M.D., in full settlement for services rendered to a patient of Western State Hospital while patient was on unauthorized leave.....	\$	189.00
N. T. BLIGHT, M.D., in full settlement for services rendered to an individual injured by a patient of Fircrest School.....	\$	21.00
CLARA CHAPMAN in full settlement for automobiles damages while parked at Fircrest School.....	\$	12.54
RALPH HAYDEN in full settlement for automobile damages while parked at Fircrest School	\$	15.41
MONROE BOYCE in full settlement for automobile damages while parked at Fircrest School	\$	10.00

FLOYD E. HAMSTROM in full settlement for purchase of property located under water at Capitol Lake.....	\$	4,000.00
SKAGIT VALLEY HOSPITAL in full settlement for services rendered Public Assistance recipient, July 23, 1967 through August 24, 1967 inclusive...	\$	904.59
CHARLES KEVIS in full settlement for medical expenses and loss of personal property	\$	129.75
Retirement System Expense Fund Appropriation to be disbursed on vouchers approved by the State Auditor:		
EMPLOYMENT SECURITY DEPARTMENT in full settlement of claim by the Employment Security Department upon assets of Comfort Electric Heat and Lighting, Inc., for services rendered to the Washington Public Employees' Retirement System.....	\$	179.57
Game Fund Appropriation to be disbursed on vouchers approved by the State Auditor:		
GEORGE W. JULIEN in full settlement for services rendered.....	\$	100.14
Liquor Board Revolving Fund Appropriation to be disbursed on vouchers approved by the State Auditor:		
DOROTHY M. WIRKMAN in full settlement for moneys taken during a robbery at Liquor Store No. 78 on December 14, 1968.....	\$	203.20
DIEHLESS H. PATANA in full settlement for monies taken during a robbery at Liquor Store No. 605 on January 22, 1969.....	\$	251.10
Motor Vehicle Fund Appropriation to be disbursed on vouchers approved by the State Auditor:		
LAKE PETROLEUM COMPANY in full settlement for taxes paid on gasoline lost through leakage.....	\$	453.24
INLAND TRANSPORTATION COMPANY in full settlement for refund of motor vehicle use fuel tax.....	\$	288.00
RUSSELL J. SNYDER in full settlement for damages to personal property caused by Highway Department employee.....	\$	174.57
R. E. FUTRELL in full settlement for services rendered the Department of Highways for the month of November, 1965.....	\$	2,850.00
Teachers' Retirement Fund Appropriation to be disbursed on vouchers approved by the State Auditor:		
EMPLOYMENT SECURITY DEPARTMENT for OASI deductions for May and June 1967 for Virginia M. Foust.....	\$	5.28
NATIONAL BANK OF COMMERCE for withholding tax for May and June 1967 for Virginia M. Foust.....	\$	7.60
WASHINGTON PUBLIC EMPLOYEES' RETIREMENT SYSTEM for retirement contributions for May and June 1967 for Virginia M. Foust.....	\$	6.60
VIRGINIA M. FOUST in full settlement for retroactive wages for May and June 1967	\$	46.76
CENTRAL STORES REVOLVING FUND for supplies furnished during previous biennium	\$	16.74
Motor Vehicle Fund—State Patrol Highway Account appropriation to be disbursed on vouchers approved by the State Auditor:		
CENTRAL STORES REVOLVING FUND for supplies furnished during previous biennium	\$	48.40

CRIMINAL COSTS

General Fund Appropriation reimbursing counties for various cost bills in felony cases to be disbursed on vouchers approved by the state Auditor:		
TREASURER, Cowlitz County.....	\$	18.90
TREASURER, King County.....	\$	7,882.90
TREASURER, Pierce County.....	\$	265.20
TREASURER, Skagit County.....	\$	122.60
TREASURER, Snohomish County.....	\$	82.00
TREASURER, Whatcom County.....	\$	100.00

STATE LEGISLATURE

General Fund Appropriation		
Senate Expenses:		
<i>Provided</i> , That \$5,000 shall be available for the Senate Code of Ethics Board	\$	108,050.00

House of Representatives Expenses:	
<i>Provided</i> , That \$5,000 shall be available for the House Code of Ethics Board	\$ 129,600.00
LEGISLATIVE COUNCIL	
General Fund Appropriation for assistance to the Senate and House Code of Ethics Boards.....	\$ 5,000.00
SPECIAL LEVY INTERIM STUDY COMMISSION	
General Fund Appropriation: <i>Provided</i> , That per diem shall be paid only to legislative members of the Commission.....	\$ 50,000.00
JOINT COMMITTEE ON GOVERNMENTAL COOPERATION	
General Fund Appropriation.....	\$ 90,000.00
JOINT COMMITTEE ON HIGHER EDUCATION	
General Fund Appropriation.....	\$ 175,000.00
SOLDIERS' HOME AND COLONY	
General Fund Appropriation.....	\$ 100,000.00
STATE AUDITOR	
General Fund Appropriation.....	\$ 67,186.00
UNIVERSITY OF WASHINGTON	
General Fund Appropriation for Cystic Fibrosis.....	\$ 20,000.00
SUPERINTENDENT OF PUBLIC INSTRUCTION	
General Fund Appropriation for the Pacific Science Center.....	\$ 50,000.00
OAKHURST INFIRMARY	
General Fund Appropriation for salaries and expenses.....	\$ 40,000.00
MUNICIPAL COMMITTEE	
Liquor Board Revolving Fund Appropriation.....	\$ 100,000.00
INTERIM COMMITTEE ON BANKING, INSURANCE AND TRANSPORTATION	
General Fund Appropriation.....	\$ 125,000.00
SUPREME COURT	
General Fund Appropriation: <i>Provided</i> , That the amount herein appropriated shall be available for indigent appeals pursuant to Chapter 10.01 RCW and shall also apply to such other proceedings and at such other times as may be constitutionally required.....	\$ 329,312.00
PERMANENT STATUTE LAW COMMITTEE	
General Fund Appropriation.....	\$ 4,953.00
CHIROPRACTIC DISCIPLINARY BOARD	
General Fund Appropriation.....	\$ 15,000.00
WASHINGTON STATE PATROL	
Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$ 1,000,000.00
WASHINGTON STATE UNIVERSITY	
General Fund Appropriation.....	\$ 35,000.00
TEACHERS' RETIREMENT SYSTEM	
Teachers' Retirement Fund Appropriation to carry out the provisions of Chapter 150, Laws of 1969, Ex. Sess.....	\$ 49,512.00
DEPARTMENT OF HEALTH	
General Fund Appropriation: <i>Provided</i> , That the Director of the Department of Health is authorized to allocate the funds in this appropriation from state sources for the support of local kidney centers on the basis of	

rules and regulations to be promulgated by the Department of Health, which will insure that such allocation will not diminish local support and the use of matching funds, and that the allocations shall remain on the basis of patients served at each center supported by these funds, and on the basis that qualifying centers submit adequate accounting information to include complete information regarding cost of operation and sources of revenue in formats prescribed by the department.....\$ 128,000.00

NEW SECTION. Sec. 2. The boards, councils, commissions and committees listed below shall meet as frequently as they deem necessary, whether or not the legislature is in session. For attendance at meetings during the interim or in attending to other business during the interim, each legislative member shall be entitled to the allowances provided for in RCW 44.04.120, and each lay member shall be entitled to twenty-five dollars per diem and a travel allowance of ten cents per mile or actual expenses from funds appropriated for that purpose. Necessary staff services to such boards, councils, commissions and committees shall be provided by the legislative council.

All expenses incurred by the board, council, commission or committee or any member thereof shall be paid by voucher forms as provided by the director of the Central Budget Agency, attested by the chairman of the board, council, commission or committee, signed as approved for payment by the chairman of the legislative council, and filed with the director of the Central Budget Agency.

Other statutory provisions or appropriations notwithstanding, the amounts for the agencies listed below are directly appropriated to the legislative council and shall be authorized for the use of the respective boards, councils, commissions, committees and legislative council staff services only when approved for payment by the chairman of the legislative council.

STATE EMPLOYEES' INSURANCE AND HEALTH CARE ADVISORY COMMITTEE

General Fund Appropriation.....\$ 15,000.00

PUBLIC EMPLOYEES' COLLECTIVE BARGAINING INTERIM COMMITTEE

General Fund Appropriation.....\$ 25,000.00

INTERIM COMMITTEE ON FISHERIES

General Fund Appropriation.....\$ 15,000.00

INTERIM LEGISLATIVE COMMITTEE ON WATER RESOURCES

General Fund Appropriation.....\$ 65,000.00

LEGISLATIVE INTERIM COMMITTEE ON GAME, GAME FISH AND WILDLIFE

Game Fund Appropriation.....\$ 7,500.00

JOINT COMMITTEE ON NUCLEAR ENERGY

General Fund Appropriation.....\$ 25,000.00

LIEUTENANT GOVERNOR

General Fund Appropriation: *Provided*, That notwithstanding the provisions of section 43.03.020, chapter 8, Laws of 1965 and RCW 43.03.020 that whenever by reason of the absence from the state or the disability of the governor, the lieutenant governor is called upon temporarily to perform the duties of the office of governor, he shall be paid upon his personal voucher therefor as additional salary to any other salary that he might receive, a sum equal to the difference between one-two hundred and fiftieth of the governor's annual salary and one-two hundred and fiftieth of the lieutenant governor's annual salary for each day he so acts.....\$ 5,000.00

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

MOTION

On motion of Senator Dore, the rules were suspended, Senate Bill No. 783 was

advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 783, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; excused, 5.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—42.

Voting nay: Senators Guess, Matson—2.

Excused: Senators Durkan, Foley, Huntley, McDougall, Pritchard—5.

SENATE BILL NO. 783, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTIONS

On motion of Senator Greive, Senate Bill No. 783 was ordered immediately transmitted to the House.

On motion of Senator Atwood, Senator Ryder was excused.

Senator Greive moved that the Senate immediately consider Engrossed Substitute House Bill No. 839.

SIGNED BY THE PRESIDENT

The President signed:

SENATE BILL NO. 556,

SENATE BILL NO. 577.

MOTION

Senator Gissberg moved that the Senate return to the fourth order of business for the purpose of considering a message from the House on Senate Bills No. 455 and 454.

The motion by Senator Greive failed and the Senate returned to the fourth order of business.

MESSAGES FROM THE HOUSE

May 12, 1969.

Mr. President: The Speaker has signed HOUSE BILL NO. 585, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The House has passed ENGROSSED SUBSTITUTE HOUSE BILL NO. 296, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

April 20, 1969.

Mr. President: The House has passed ENGROSSED SENATE BILL NO. 455 with the following amendment:

On page 6, section 10, lines 1 and 2, after "is" on line 1 and before "from" on line 2, strike "appropriated to the state capitol committee" and insert "reappropriated to the department of general administration"

and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Engrossed Senate Bill No. 455.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 455, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; excused, 6.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—43.

Excused: Senators Foley, Huntley, McDougall, Newschwander, Pritchard, Ryder—6.

ENGROSSED SENATE BILL NO. 455, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Bailey, Senators Connor, Durkan, Day and Sandison were excused.

MESSAGE FROM THE HOUSE

May 2, 1969.

Mr. President: The House adheres to its position on the House amendments to ENGROSSED SENATE BILL NO. 454 and asks the Senate to concur in the House amendments, and said bill together with the House amendments are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Engrossed Senate Bill No. 454.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 454, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; excused, 8.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Cooney, Donohue, Dore, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Excused: Senators Connor, Day, Durkan, Foley, Huntley, McDougall, Pritchard, Sandison—8.

ENGROSSED SENATE BILL NO. 454, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE

May 12, 1969.

Mr. President: The House has adopted the report of the Free Conference Committee on SUBSTITUTE HOUSE BILL NO. 427 and passed the bill as amended by the Free Conference Committee, and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 12, 1969.

Mr. President: The House has passed:
 SENATE BILL NO. 781,
 SENATE CONCURRENT RESOLUTION NO. 30,
 ENGROSSED SENATE CONCURRENT RESOLUTION NO. 33,
 and the same are herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

May 12, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 893 and has passed the bill as amended by the Senate. SIDNEY R. SNYDER, Assistant Chief Clerk.

POINT OF INFORMATION

Senator Greive: "Mr. President, I ask you what time it is?"

REPLY BY THE PRESIDENT

The President: "The President believes it is about 11:58 p.m."

Senator Greive: "Mr. President, I believe we have a matter that I asked for earlier."

MOTION

Senator Dore moved that Engrossed Substitute House Bill No. 839 be made a special order of business for twelve o'clock tomorrow."

POINT OF INFORMATION

Senator Greive: "Mr. President, what time is it?"

REPLY BY THE PRESIDENT

The President: "11:59 p.m., Senator."

MOTION

Senator Ryder made the motion that the Senate immediately consider the message from the House on House Bill No. 782.

The motion was not put by the President.

PARLIAMENTARY INQUIRY

Senator Greive: "Parliamentary inquiry. What is the bill number of the fourth Lake Washington bridge?"

REPLY BY THE PRESIDENT

The President: "Engrossed Substitute House Bill No. 839."

MOTION

Senator Greive moved that the Senate immediately consider Engrossed Substitute House Bill No. 839.

POINTS OF ORDER

Senator Dore: "Point of order, Mr. President. I made the motion first of equal rank that we make it a special order of business tomorrow at noon."

Senator Uhlman: "I rise to a point of order, Mr. President. Did the President or did not the President recognize Senator Dore for his motion which he gave to make Engrossed Substitute House Bill No. 839 a special order of business for tomorrow at noon and would this not, if the President had already recognized him for that motion, then preclude Senator

Greive from making his motion? I would ask the President if he would check the rule book to determine whether or not Senator Dore's motion"

REPLY BY THE PRESIDENT

The President: "The President did recognize Senator Dore for the purpose of making a motion. Senator Dore made the motion."

Senator Dore demanded a roll call and the demand was sustained by Senators McCutcheon, Connor, Uhlman, Greive, Williams, Ridder, Bailev and Mardesich.

POINTS OF ORDER

Senator Greive: "Point of order. What is the authority under our rules of considering it at this time?"

Senator Dore: "Point of order. I think we are in the process of a roll call and I can't think we can pick up a point of order right in the middle of a roll call. I think we should proceed."

REPLY BY THE PRESIDENT

The President: "The roll call has not been started as yet, Senator Dore, but the motion has been put."

Senator Dore: "Mr. President, speaking against the point of order raised by Senator Greive, my motion has the effect to consider this measure after this session, which is in effect a motion to indefinitely postpone and I would be happy to revise my motion to that position but in effect I think it is a motion to indefinitely postpone the bill."

REPLY BY THE PRESIDENT

The President: "The President believes this is a matter for the Senate to determine. The measure was under consideration prior to twelve midnight. The Senate may complete its consideration of the measure."

POINT OF INQUIRY

Senator Uhlman: "Would Senator Williams yield to a question? Senator Williams, would you, according to your watch, indicate for the body what time it is?"

Senator Williams: "I checked my watch with the Senate clocks until a few minutes ago. They have apparently stopped. My watch shows five minutes after twelve of the sixty-first day of the session."

Senator Uhlman: "Senator Williams, I have one further question. Is it a fact according to your recollection and perception that the clocks of the Senate have been stopped?"

Senator Williams: "They seem to have been. My watch was right with them five minutes ago and now they are five minutes apart."

PARLIAMENTARY INQUIRY

Senator Andersen: "Parliamentary inquiry. Would the effect of a 'yes' vote mean to kill this bill relating to expanding the Evergreen Point bridge for the present session?"

REPLY BY THE PRESIDENT

The President: "The President is not in a position to answer that particular question, Senator Andersen."

ROLL CALL

The Secretary called the roll and the motion by Senator Dore to consider Engrossed Substitute House Bill No. 839 as a special order of business at 12:00 noon, Tuesday, May 13, 1969 failed by the following vote: Yeas, 21; nays, 24; excused, 4.

Voting yea: Senators Atwood, Canfield, Dore, Durkan, Faulk, Gissberg, Keefe, Knoblauch, Lewis (Harry), McCutcheon, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Uhlman, Williams, Wilson—21.

Voting nay: Senators Andersen, Bailey, Connor, Cooney, Day, Donohue, Elicker, Greive, Guess, Henry, Herr, Holman, Lewis (Brian), McCormack, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Talley, Twigg, Walgren, Washington, Woodall—24.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

Senator Mardesich: "I change my vote to 'no'."

The President: "Senator Mardesich votes 'no'. The President inadvertently struck the gavel."

POINT OF ORDER

Senator Ridder: "Point of order. I notice by the clock here that the clocks have stopped and the question when asked, we were about five minutes past the hour. What is the legality here when this motion was put after that clock legally was after the hour?"

Senator Andersen: "Speaking to the point of order, Mr. President, as the Chair announced at the outset in response to a question from Senator Greive, this bill, Engrossed Substitute House Bill No. 839 at any event was under consideration of the body prior to this self-serving exchange of statements between Senators Uhlman and Williams, both of whom are trying to kill the bill. The matter being under the consideration of the house and still being before the house this entire point of order is immaterial at this time."

POINT OF ORDER

Senator Uhlman: "Mr. President, I rise to call for a point of order and to call for the President's ruling on that point of order. I would like to respectfully call to the attention of the President the provision in the state Constitution, Article II, Section 12, wherein it states as follows: '... but the times of meeting of subsequent sessions may be changed by the legislature. After the first legislature the sessions shall not be more than sixty day ...'

"I would also like to call to the President's attention the case of the Derby Club vs. Becket, 41 Wash. 2d, pg. 869, wherein it is stated as follows and I quote, 'That is the position always taken in an argument when a question is raised concerning the validity of legislation enacted in a regular session after the sixtieth day. It may or may not be argued that the limitations of Article II, Sections 12 and 30 are binding only upon the legislative conscience and that the courts must perpetually remain in ignorance of what everybody else in the state knows. We refrain from any consideration of this further constitutional question urged upon us by the respondents and of the "so what" answer of the appellants, as being unnecessary to the disposition of the present appeal.' One further sentence from that opinion, '... nor can I forbear the comment that each of the three coordinate branches of the government should recognize that a disregard of the constitutional restrictions and limitations placed upon it can undermine respect for law and constitutional government just as effectively as can the subversives who are currently causing us great concern.'

"I further call the President's attention to an opinion of the attorney general of our state dated May 9, 1969 which states as follows: 'The sum and substance of all that we have thus far said in response to your question is simply this, based upon our legal research and reflection on the question, we must entertain substantial doubt as to the legal capacity of the legislature to continue in its current special session beyond the sixtieth day thereof without again being convened by you, the Governor, for a second extraordinary session.'

"I respectfully call the President's attention that it is now by my watch which I just checked, twelve minutes after twelve. We are now passed the sixtieth day of this session and I submit to the President that anything that is passed by this legislature at this time is illegal, is unconstitutional and would be found thus in court."

Senator Mardesich: "The President did not make an announcement of the vote after I changed my vote and actually we are all out of order until the President does so."

RULING BY THE PRESIDENT

The President: "The President in ruling upon the point of order presented by Senator Uhlman, the President has never believed that he has the authority to rule on constitutional questions. The President's authority is limited to rulings as are presented in the Senate rules and where the Senate rules do not cover a situation, must refer to Reed's rules. The President believes that your point, Senator, should be more properly directed to the court."

The motion by Senator Dore failed. The President announced the vote of 21 yeas; 24 nays, and 4 excused.

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Mardesich gave notice that he would later on this legislative day, move for reconsideration of the vote by which the Senate failed to make Engrossed Substitute House Bill No. 839 a special order of business for twelve o'clock noon on Tuesday, May 13, 1969.

PARLIAMENTARY INQUIRY

Senator Woodall: "Parliamentary inquiry. The President stated that he would not rule on points of law. Will the President rule on points of Pacific Daylight Saving Time? I would like at this time to inquire what time it is in the Senate of the state of Washington on this particular day."

REPLY BY THE PRESIDENT

The President: "According to the President's Westclox, it is now 12:15 and 25 seconds."

Senator Woodall: "Thank you, sir, and is that being entered in the journal?"

The President: "Yes."

Senator Woodall: "Thank you."

Senator Washington: "I would also like to call the attention of the President that it is at this point an open question as to whether or not a session must end on the sixtieth day. I believe there is an attorney general's opinion, a recent one, which says that the special session must conclude in sixty days. I am under the impression that there are several earlier attorney general's opinions which indicate otherwise and in particular the provision which provides that sessions must end in sixty days is found in the Article relating to the legislature while special sessions are under special Article III, the executive, and relates to extra sessions. Section 7 says, 'He may, on extraordinary occasions, convene the legislature by proclamation, in which shall be stated the purposes for which the legislature is convened.' There is no provision for a sixty day limitation. The limitation contained in the other section relating to the legislature is in the plural but does not relate to general, regular sessions and special sessions but refers to the plural sessions. For instance, 1889, 1901, 1903, 1905 etc., and at least this is an open question and if we go ahead with this particular bill undoubtedly it will be tested in court and we will finally have a court decision rather than an assistant attorney general's opinion so it seems to me that as a body we should proceed to vote and let the court finally determine as the President has suggested."

MOTION

Senator Ridder moved that the forty-first legislature adjourn SINE DIE.

POINT OF INQUIRY

Senator Stender: "Would Senator Holman yield to a question? Senator Holman, the session here revolves around a bill to build a bridge across the vast expanse of water in King county and you being a lawyer I would ask you, do you believe that under these circumstances that if you were advising a client who was a bond dealer that these bonds would be in very good shape that were being sold under an act passed under these circumstances?"

Senator Holman: "As a bond counsel, I couldn't. I would have to have a test case first."

POINT OF INQUIRY

Senator Ridder: "Mr. President, I believe I made a motion to adjourn SINE DIE."

REPLY BY THE PRESIDENT

The President: "Yes, you did, Senator Ridder, but the President has not put your motion to the body. There are matters of business that must be consummated before the President can entertain such a motion."

PERSONAL PRIVILEGE

Senator Bailey: "Point of personal privilege. I think that we are for all intents and purposes ready to adjourn when we get the mechanical part done because I think we are through. I want to state that the Democratic caucus, the Democratic Party worked all day today trying to get out an annual elections bill. We got one out that wasn't quite what they wanted. It was better than nothing and the Republican House amended that bill and sent it over here and killed it on the deadline on the last day. Now, it is their own damned funeral and it is their own damned fault."

Senator Woodall: "I have never been one to laugh at funerals but at this one I shall."

Senator Atwood: "I must point out that the amendment that was put on here in the Senate made the bill unconstitutional because it was no longer a general election."

Senator Greive: "I understand we have before us Engrossed Substitute House Bill No. 839 and I move that we proceed in order."

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 839, by Committee on Transportation:

Authorizing construction of additional Lake Washington bridge.

MOTION

Senator Dore moved that Engrossed Substitute House Bill No. 839 be considered at one o'clock this morning.

POINT OF ORDER

Senator Stender: "Point of order. Hasn't Senator Mardesich given notice of reconsideration? Did we ignore that?"

REPLY BY THE PRESIDENT

The President: "The President received notice of reconsideration from Senator Mardesich but Senator Mardesich has never made the motion to reconsider the motion by Senator Dore to make a special order of business Engrossed Substitute House Bill No. 839 for noon tomorrow."

MOTION

Senator Guess moved that the motion by Senator Dore to consider Engrossed Substitute House Bill No. 839 be laid upon the table.

Senator Dore demanded a roll call and the demand was sustained by Senators Durkan, Gissberg, Uhlman, Donohue, Sandison, Keefe, Mardesich, Greive and Wilson.

POINT OF ORDER

Senator Ridder: "Point of order. I made a motion and it was not put to this body. If I made the motion and I was recognized to make the motion and you recognized me for making that motion, then something must be done with the motion. If they want to vote it down, that is fine."

REPLY BY THE PRESIDENT

The President: "The President, Senator Ridder, respectfully calls your attention to Senate Rule 17."

Senator Stender: "Mr. President, a motion to adjourn is the highest rank of all motions. How can we entertain other motions?"

REPLY BY THE PRESIDENT

The President: "Senator Stender, it seems to be the intent of the Senate to adjourn some time this morning and if this is to be carried out there are certain mechanical affairs that must be taken care of by the Senate before the President can entertain such a motion."

PARLIAMENTARY INQUIRY

Senator Canfield: "Parliamentary inquiry. Could we take care of those things without making ourselves a spectacle?"

REPLY BY THE PRESIDENT

The President: "The President would hope so, Senator Canfield."

ROLL CALL

The Secretary called the roll and the motion by Senator Guess to lay upon the table the motion by Senator Dore carried by the following vote: Yeas, 23; nays, 22; excused, 4.

Voting yea: Senators Andersen, Bailey, Canfield, Connor, Cooney, Day, Elicker, Greive, Guess, Henry, Holman, Knoblauch, Lewis (Brian), McCutcheon, Marquardt, Matson, Metcalf, Newschwander, Sandison, Talley, Twigg, Washington, Woodall—23.

Voting nay: Senators Atwood, Donohue, Dore, Durkan, Faulk, Gissberg, Herr, Keefe, Lewis (Harry), McCormack, Mardesich, Odegaard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Stender, Stortini, Uhlman, Walgren, Williams, Wilson—22.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

Senator Williams moved adoption of the following amendment by Senators Williams and Uhlman:

On page 1, section 1, line 14, after "act" and before the period insert " PROVIDED, That no revenue bonds shall be issued or sold until the final design, planning and financing of the R. H. Thomson Parkway from the intersection of Ravenna Avenue Northeast and Bothell Way Northeast to the intersection of Empire Way and Highway 90 have been adopted and approved by the city of Seattle and the highway department or its successor, and bids have been accepted and contracts have been let for the completion thereof"

Debate ensued.

Senator Andersen: "I am only going to speak this one time because Senator Williams has gone over the bill in the course of his discussing his one amendment. I am only going to speak this one time and then I will make a motion to table all of the amendments and if it goes, fine. If it doesn't, fine, so be it, but you are not going to be here all evening so I wanted to state this in advance and I have been waiting . . ."

POINT OF ORDER

Senator Williams: "Point of order, Mr. President. I attempted to debate a lot of the merits hereto but I restrained myself to the amendment which dealt with the revenue bonds and exactly how that applied to the particular part of the bill. Senator Andersen is talking about things I think are far afield from anything to do with this amendment."

Senator Andersen: "Mr. President and gentlemen of the Senate, I thought what was sauce for the goose was sauce for the gander because Senator Williams did go a little further afield. I was trying to hold it in a little bit. In any event, I will hold myself more closely to it and conclude with just this one statement.

"What is involved in this amendment designed to destroy this bill and in the other nineteen amendments designed to destroy this bill is just this, that you people in the Seattle side are doing everything possible to alienate the east side of the lake, unless something can be worked out, that is going to happen. I am one of the people in the middle that is doing everything I can to prevent war from breaking out, why? Not because I am afraid to fight, Senator Williams and Senator Uhlman, but because you are destroying the possibility for handling our transportation problems on an area-wide basis.

"Now, Senator Williams' crippling amendment is before us. If any amendments are put on, the bill is dead because this is the last night so I urge that you vote down this amendment and then, if I am recognized, I will move to table all of the amendments."

MOTION

Senator Guess moved that the amendment by Senators Williams and Uhlman be laid upon the table.

PARLIAMENTARY INQUIRY

Senator Andersen: "Mr. President, would it be appropriate for me to make a motion to amend the motion by Senator Guess that to table this amendment would relate to all of the amendments?"

POINTS OF ORDER

Senator Uhlman: "I would rise to a point of order on this motion if Senator Andersen

does make it that the other amendments are not yet before the Senate until the adoption of the amendments has been moved. I would speak on that very briefly. I have a series of amendments on the desk which I would hope, I believe that the Senate . . .”

Senator Andersen: “Point of order, Mr. President. I made a parliamentary inquiry to the Chair which I don’t believe the President had an opportunity to answer.”

REPLY BY THE PRESIDENT

The President: “The President believes that such a motion would be out of order, Senator Andersen.”

Senator Andersen: “Then I call for the question on the motion by Senator Guess.”

Senator Dore demanded a roll call. The demand was not sustained.

The motion by Senator Guess lost on a voice vote.

The amendment by Senators Williams and Uhlman was adopted.

Senator Andersen: “Mr. President, I appreciate the consideration of the body, most of them. I appreciate the consideration of the Chair. I appreciate the opportunity to have been heard on this matter. I am also a realist and I think that there is no point in further prolonging the agony. Senator Uhlman, congratulations. Senator Williams, my congratulations to you and I believe that whatever motion is appropriate to terminate the remainder of these proceedings, I consider it made.”

MOTION

On motion of Senator Andersen, Engrossed Substitute House Bill No. 839 was indefinitely postponed.

PARLIAMENTARY INQUIRY

Senator Dore: “Will the record show that Senator Andersen moved to indefinitely postpone this bill?”

REPLY BY THE PRESIDENT

The President: “A voice vote, Senator.”

PERSONAL PRIVILEGE

Senator Durkan: “Point of personal privilege. Tonight we saw the legislature adjourning without a supplemental appropriation. The House and the Senate conferees of which I was a member had worked long and hard to try and reach an agreement on an omnibus appropriation bill which we felt was a compromise and which when we signed it, I thought there was an implied agreement that we would stand by the appropriations as they appeared in the main appropriation budget.

“This afternoon about 5:30 or 6:00 o’clock we were given our first opportunity to see the supplemental appropriation bill as passed by the House of Representatives. In this supplemental bill were additional appropriations for state elected officials which had been the subject of strong and heavy bargaining during the entire period of the conference report. We, on our side, felt that there had been a breach of good faith on the part of the House and as a result of it we tried to negotiate with the House before the bill was sent over, to no avail. We then felt that since the House had breached, in our opinion, the good faith of the omnibus appropriation conference that we were free to then add those additional things to the supplemental budget that we had asked for in the omnibus bill and hadn’t received. Accordingly we introduced our own supplemental bill and passed it to the House of Representatives.

“During the evening in hopes of trying to reach a compromise, I personally went over and asked the speaker of the House of Representatives if there wasn’t some area in which we could reach an appropriate agreement and compromise for both of us. Knowing full well that the appropriation for interim committees was in the supplemental, I was told we either accepted the House’s version or nothing.

“Unfortunately, it so turns out that the only people that really suffer as a result of this are we who serve in both the Senate and the House. I am sorry that this happened. I can assure you as I assured Senator Atwood this afternoon, had not the appropriation for the elected officials been in the supplemental, I would have seen to it and worked with it that there would have been no breach in the supplemental that had passed the House but with the breach, I felt that I had a responsibility then to protect our side and I did accordingly.”

MOTION

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

PERSONAL PRIVILEGE

Senator Atwood: "Point of personal privilege. The sun may kiss the morning sky and the stars may kiss the sun goodbye and the morning breeze may kiss the dewy grass and to you my friends, farewell."

PERSONAL PRIVILEGE

Senator Andersen: "Point of personal privilege. The reason is apparent here. I would also like to make it apparent for the record with the consideration of the body that the reason I moved to indefinitely suspend Engrossed Substitute House Bill No. 839 was not because I don't believe sincerely in the bill that I have been fighting for all this session but because I did not want to prolong the agony when it became apparent that this bill could not pass this evening and that we have run out of time under the Constitution in this special session. It is a bill that myself, if I come back, or my successor, will undoubtedly be working on in the future and I don't want the fact that I was the mover of this motion to show anything other than this was done to spare the body that has already been so patient and so tolerant of my efforts here this evening any further agony.

"I also want to again thank those people and point out again that this was a majority of the body here in the Senate that was voting with us and again I am most sincerely appreciative of the time. I know how tough it is this late at night after the longest session we have ever had. Thank you."

Senator Henry: "Mr. President and members of the Senate, at one o'clock Pacific daylight time, there will be a meeting of the joint committee on highways in the majority caucus room."

Senator Mardesich: "Since the supplemental did not pass, there will be no meeting of the committee on Banking, Insurance and Transportation."

MESSAGE FROM THE HOUSE

May 12, 1969.

Mr. President: The House has passed SENATE CONCURRENT RESOLUTION NO. 12 with the following amendment:

On page 2, line 4, after "appoint" strike all the material down to the comma on line 7 and insert "seven Senate members, four from the majority party and three from the minority party, and the Speaker of the House of Representatives shall appoint seven House members, four from the majority party and three from the minority party", and the same is herewith transmitted. SIDNEY R. SNYDER, Assistant Chief Clerk.

On motion of Senator Greive, the Senate concurred in the House amendments to Engrossed Senate Concurrent Resolution No. 12.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 12, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; absent or not voting, 4; excused, 4.

Voting yea: Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Dore, Durkan, Elicker, Faulk, Gissberg, Greive, Guess, Henry, Herr, Holman, Keefe, Knoblauch, Lewis (Harry), McCutcheon, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegard, Peterson (Lowell), Peterson (Ted), Ridder, Ryder, Sandison, Stender, Stortini, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall—41.

Absent or not voting: Senators Donohue, Lewis (Brian), McCormack, Talley—4.

Excused: Senators Foley, Huntley, McDougall, Pritchard—4.

ENGROSSED SENATE CONCURRENT RESOLUTION NO. 12, as amended by the House, having received the constitutional majority, was declared passed.

COMMITTEE FROM THE HOUSE

The Sergeant at Arms announced the arrival of a committee from the House of Representatives.

The committee from the House comprised of Representatives Wolf, Bledsoe and Martinis appeared before the bar of the Senate to notify the Senate that the House was about to adjourn *SINE DIE*.

The report was received and the committee retired.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of Senate Resolution EX-77, the President appointed Senators Greive, Bailey and Ryder to serve as a committee of three members to notify the House that the Senate is ready to adjourn *SINE DIE*.

SIGNED BY THE PRESIDENT

The President has signed:

SENATE BILL NO. 454,

SENATE BILL NO. 455,

SENATE BILL NO. 781,

SENATE CONCURRENT RESOLUTION NO. 12,

SENATE CONCURRENT RESOLUTION NO. 30,

SENATE CONCURRENT RESOLUTION NO. 33.

MESSAGES FROM THE HOUSE

May 12, 1969.

Mr. President: The Speaker has signed SENATE CONCURRENT RESOLUTION NO. 12, and the same is herewith transmitted.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 781,

SENATE CONCURRENT RESOLUTION NO. 30,

SENATE CONCURRENT RESOLUTION NO. 33,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The Speaker has signed:

SENATE BILL NO. 454,

SENATE BILL NO. 455,

SENATE BILL NO. 556,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The Speaker has signed:

HOUSE BILL NO. 585,

SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15,

HOUSE CONCURRENT RESOLUTION NO. 23,

HOUSE CONCURRENT RESOLUTION NO. 25,

and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The House has concurred in the Senate amendments to ENGROSSED HOUSE BILL NO. 382 and has passed the bill as amended by the Senate.

MALCOLM McBEATH, Chief Clerk.

SENATE RESOLUTION: 1969-EX-72

By Senator Day:

WHEREAS, Certain individuals, groups and organizations, under the name of freedom of speech and assembly but expressly and openly motivated toward disrupting educational processes, too often accomplish the overthrow of law and order in the areas surrounding a number of high schools, colleges and universities in this and other states; and

WHEREAS, The police powers of high school, college and university officials are limited in scope and do not extend beyond the confines of the particular institution; and

WHEREAS, The problems posed for the vast majority of students, educators and the public residing in the affected areas are presently great and threaten shortly to become infinitely greater; and

WHEREAS, It is the concensus of the membership of the Senate that an effective effort at control and correction of present and future school disorders should begin with a thorough study and analysis of the resultant problems and the solutions possible at all levels of government;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in extraordinary session of the forty-first legislature assembled, that the joint committee on governmental cooperation be and it is hereby requested to make a statewide study of the subversive, destructive and disruptive activities, particularly those originating and operating outside the confines of high schools, colleges and universities, which affect the educational function and in the process threaten the security of people and property in the areas surrounding educational institutions; and make report of such study together with appropriate recommendations for control and correction to the next session of the legislature.

On motion of Senator Day, the resolution was adopted.

SIGNED BY THE PRESIDENT

The President has signed:

HOUSE CONCURRENT RESOLUTION NO. 15,

HOUSE CONCURRENT RESOLUTION NO. 23,

HOUSE CONCURRENT RESOLUTION NO. 25.

SENATE RESOLUTION: 1969-EX-74

By Senators Keefe, Twigg, Guess, Cooney and Sandison:

WHEREAS, The temporary advisory council on public higher education in carrying out its directives to develop plans for the orderly growth of public higher education entertained the request to study the educational needs of the Spokane Metropolitan area; and

WHEREAS, The establishment of Metropolitan Graduate Centers might complement the state's existing educational system; and

WHEREAS, The said advisory council recognizes that with the ever-increasing demand for educational programs, and the need for new types of programs, review of unmet needs in geographical areas should be made in conjunction with a state-wide plan for higher education; and

WHEREAS, Demands for education beyond the baccalaureate degree level indicate a need for expanded programs as well as an increase in the variety of programs offered; and

WHEREAS, In considering the establishment of graduate center facilities, attention should not be limited to one geographical sector, but rather should extend to all regions within the state;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the responsibility for further review of the establishment of Metropolitan Graduate Centers should be mandated to the council on higher education, and in cooperation with the interim higher education committee, if established by the forty-first session of the legislature; and

BE IT FURTHER RESOLVED, That this study should give early attention to an evaluation of the Spokane area needs, and the results of these studies should be reported to the forty-second session of the legislature.

On motion of Senator Sandison, the resolution was adopted.

Senator Atwood moved adoption of the following resolution:

SENATE RESOLUTION: 1969-EX-73

By Senators Andersen, Atwood, Canfield, Elicker, Faulk, Greive, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams and Woodall:

WHEREAS, The Honorable John Stender has an illustrious record of achievement in his chosen field of labor, as a boilermaker. He has served for twelve years as his local union business representative and eleven years as International Vice-President of his union, which position he currently holds; and

WHEREAS, His responsibilities as an international officer of his union cover the six northwest states where he is principal officer overseeing the activities of the many local unions in this geographic area with an additional responsibility of heading his union's interest in the shipbuilding industry on the Pacific Coast; and

WHEREAS, His position as an international vice-president also makes him a member of his union's international executive board, which board is responsible for governing his union nationally between their conventions; and

WHEREAS, Senator Stender has won recognition of his outstanding ability to serve his people well, by being elected to serve his constituents in the legislature of the state of Washington; and

WHEREAS, John Stender for many years past has given of his time and energies to the Republican Party by serving on the Eisenhower-Nixon Labor Committee in 1952 and 1956 and, by appointment of President Eisenhower, served on the Percy Committee in 1959 as one of two men from labor on this forty-four member national committee. He further served on the Bliss Big Cities Committee in 1960 and on the Republican Coordinating Committee, subcommittee on job opportunities in 1967 and 1968; and

WHEREAS, In his service in the Washington State Senate he has ably represented his state as a member of the Senate Labor Committee; and

WHEREAS, He has in many ways advanced the principles of the Republican Party in the labor movement, and has in many ways advanced the principles of the labor movement in the Republican Party, and has served his state and community unselfishly in many other ways all at considerable personal sacrifice; and

WHEREAS, A person of the background, experience, and ideals of Senator Stender deserves recognition by the present administration of our national government, but more than that, can and will bring to the Nixon administration enlightened leadership in this sensitive field;

NOW, THEREFORE, BE IT RESOLVED, By the Senate in legislative session assembled, that the Senate does earnestly and respectfully commend Senator John Stender to President Nixon and Labor Secretary George Shultz as a deserving candidate for consideration in the government of the United States as Undersecretary of Labor; and

BE IT FURTHER RESOLVED, That this resolution be transmitted to the President of the United States of America, to Secretary of Labor George Shultz, and to Thomas Pelly and Catherine May, members of Congress from the state of Washington.

PERSONAL PRIVILEGES

Senator Atwood: "Mr. President and gentlemen of the Senate, I can think of no higher honor for our own good friend, Senator John Stender, than to be Undersecretary of Labor in the national government and I would urge your support of this resolution."

Senator Greive: "Mr. President, I want to agree and say that I think Senator Stender who has already been a credit to the Senate of the state of Washington, whom I have had an opportunity to observe closely and intimately for some years, would not only make an excellent addition to any President's cabinet, but especially that of President Nixon."

The motion carried and the resolution was unanimously adopted.

Senator Woodall: "I would like to have the President call on Senator Stender to stand up for just a moment and say a couple of words. He is a man of few words as we know, but. . ."

Senator Stender: "There isn't a lot that needs to be said. I certainly feel humble to know that the Senate unanimously would endorse a resolution such as this. Working with people for a good many years and working with you fine gentlemen here in the Senate has been a real fine experience for me and, of course, I suppose that everyone would agree that involved with serving people one would like to, you might say, go to greener pastures and maybe serve in a broader area but I know too that the good thoughts expressed in the resolution doesn't necessarily mean that it would be accepted at the end that the appointments are forthcoming from the government. I do want to thank all of you nonetheless for your kindness in passing this resolution in my behalf and I thank you from the bottom of my heart."

Senator Woodall: "Mr. President, I would like to thank the members of the Democratic Party for generously joining in this particular vote for him. It is a partisan job but you know that he is a pretty good guy and I certainly appreciate the fact that you all went along on it."

PRESIDENT'S PRIVILEGE

The President: "Senator Stender, the President would like to extend to you the personal congratulations along with those of the members of the staff, none of whom are present on the rostrum tonight."

MOTION

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

MESSAGES FROM THE HOUSE

May 12, 1969.

Mr. President: The Speaker has signed:
HOUSE BILL NO. 382,
SUBSTITUTE HOUSE BILL NO. 427,
HOUSE BILL NO. 893,
and the same are herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The Speaker has signed SENATE BILL NO. 577, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 74.36.010, the Speaker has appointed as members of the Washington State Council on Aging: Representatives Farr, Marzano.
MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE BILL NO. 243, the Speaker has appointed as members of the Council on Higher Education: Representatives Lynch, Brouillet.
MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
HOUSE BILL NO. 893.

May 12, 1969.

Mr. President: Under the provisions of RCW 28.92.010, the Speaker has appointed as a member of the Education Commission of the States: Representative Mahaffey.
MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of HOUSE CONCURRENT RESOLUTION NO. 25, the Speaker has appointed as members of the Interim Committee on Fisheries: Representatives Brown, Hawley, Veroske, Jastad, Martinis.
MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SUBSTITUTE HOUSE CONCURRENT RESOLUTION NO. 15, the Speaker has appointed as members of the Legislative Committee on Water Resources: Representatives Flanagan, Julin, Anderson, Thompson.
MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE CONCURRENT RESOLUTION NO. 12, the Speaker has appointed as members of the Joint Committee on Governmental Cooperation: Representatives Curtis, Hatfield, Scott, Gallagher, Litchman.
MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE BILL NO. 244, the Speaker has appointed as members of the Joint Committee on Higher Education: Representatives Kiskaddon, Lynch, Richardson, Grant, King.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of HOUSE BILL NO. 585, the Speaker has appointed as members of the Joint Committee on Nuclear Energy: Representatives Evans, Morrison, Rosellini, Savage.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE CONCURRENT RESOLUTION NO. 30, the Speaker has appointed as members of the Forest Tax Committee: Representatives Benitz, Marzano.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 44.28.010, the Speaker has appointed as members of the Legislative Budget Committee: Representatives Goldsworthy, Kopet, Saling, Swayze, Backstrom, Chatalas, DeJarnatt, Marsh.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 44.24.010, the Speaker has appointed as members of the Legislative Council: Representatives Bledsoe, Whetzel, Copeland, Eldridge, Harris, Jueling, McCaffree, Newhouse, Wolf, Bottiger, Charette, Haussler, Jolly, May, Moon, O'Brien.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of HOUSE BILL NO. 243, the Speaker has appointed as members of the World Fair Legislative Committee: Representatives Bluechel, Eldridge, Ceccarelli.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of HOUSE CONCURRENT RESOLUTION NO. 23, the Speaker has appointed as members of the Interim Committee on Game and Game Fish: Representatives Conway, Schumaker, Spanton, Hurley, Kalich.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 41.52.010, the Speaker has appointed as members of the State Public Pension Commission: Representatives Gladder, Kuehnle, Shera, Fleming, McCormick.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of HOUSE BILL NO. 893, the Speaker has appointed as members of the Temporary Special Levy Study Commission: Representatives Chapin, Smythe, Adams, Randall.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE CONCURRENT RESOLUTION NO. 29, the Speaker has appointed as members of the Municipal Committee: Representatives North, Merrill.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 1.08.001, the Speaker has appointed as members of the Statute Law Committee: Representatives Clark (Newman H.), Clarke (George W.), Francis.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of HOUSE BILL NO. 486 (Chapter 215, Laws of 1969 ex. sess.), the Speaker has appointed as members of the Public Employees' Collective Bargaining Interim Committee: Representatives Barden, Grant.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 44.60.020, the Speaker has appointed as members of the Legislative Ethics Committee: Representatives Cunningham, Swayze, Hurley, Perry.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 2.52.010, the Speaker has appointed as members of the Judicial Council: Representatives Clark (Newman H.), Clarke (George W.), Wojahn.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 44.40.010, the Speaker has appointed as members of the Joint Committee on Highways: Representatives Berentson, Cunningham, Hubbard, Leckenby, Leland, Wanamaker, Amen, Beck, Bozarth, Conner, Garrett, Perry.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE BILL NO. 377, the Speaker has appointed as a member of the State Employees' Insurance and Health Care Advisory Committee: Representative Kirk.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 43.94.020, the Speaker has appointed as members of the Oceanographic Commission of Washington: Representatives Mentor, Murray, Kink.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of RCW 44.33.220, the Speaker has appointed as members of the Joint Commission on Education: Representatives Hoggins, Mahaffey, Zimmerman, Brouillet, Sprague.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SENATE CONCURRENT RESOLUTION NO. 33, the Speaker has appointed as members of the Interim Committee on Banking, Insurance and Transportation: Representatives Clarke (George W.), O'Dell, Pardini, Bagnariol, Sawyer.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: Under the provisions of SUBSTITUTE HOUSE BILL NO. 828, the Speaker has appointed as members of the Data Processing Advisory Council: Representatives Farr, Francis.

MALCOLM McBEATH, Chief Clerk.

May 12, 1969.

Mr. President: The House has adopted HOUSE CONCURRENT RESOLUTION NO. 35, and the same is herewith transmitted. MALCOLM McBEATH, Chief Clerk.

INTRODUCTION AND FIRST READING

HOUSE CONCURRENT RESOLUTION NO. 35, by Representative Bledsoe:

Appointing committee to notify Governor the legislature is about to adjourn *SINE DIE*.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 35 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution

No. 35 was advanced to third reading, the second reading considered the third and the resolution was adopted.

MESSAGE FROM THE HOUSE

May 12, 1969.

Mr. President: The Speaker has signed HOUSE CONCURRENT RESOLUTION NO. 35 and the same is herewith transmitted.

MALCOLM McBEATH, Chief Clerk.

SIGNED BY THE PRESIDENT

The President has signed:
 HOUSE BILL NO. 382,
 SUBSTITUTE HOUSE BILL NO. 427,
 HOUSE BILL NO. 585,
 HOUSE BILL NO. 893,
 HOUSE CONCURRENT RESOLUTION NO. 35.

PRESIDENT'S PRIVILEGE

The President: "The members of the Senate and the President wish to acknowledge the presence of the members of the fourth estate and to thank them for the manner in which they have covered the forty-first legislative session and extraordinary session. Randy Pardin has really performed nobly for the members of the Senate and in the opinion of many of you, I know, is shared by the President. He is one of the finest photographers, if not the best, that we have had in the history of the Senate.

"The President would also like to thank our reader, Verne Sawyer, the mayor of Toppenish, for the wonderful job he has done during this session. Also Dorothy Greeley, our minute clerk who has certainly done a fine job as I am sure you will all agree. The members of the Senate and the President wish also to acknowledge the wonderful work performed by the sergeant at arms, Mr. Charles Johnson; the industrious and diligent members of the bill room, the young gentlemen behind here; and our own Trudy Robinson who has done another magnificent job in conducting the finest page corps in the history of the Senate.

"I would also like to extend a deep word of appreciation and thanks to Mary Lou Bammert and Mary Kay Krinbring and counselor John Crowley. The great theatrical impresario, the Honorable James Keefe, is prompting the President from the back hall and he wishes to call attention to the fine work performed by the members of the workroom."

PERSONAL PRIVILEGE

Senator Bailey: "Before we adjourn *SINE DIE*, I just want to say in behalf of the members, we do appreciate your fairness and good sportsmanship and the long, hard hours you have stood up there in your bare feet and didn't have anything to rest on."

REPLY BY THE PRESIDENT

The President: "Thank you very much, Senator Bailey."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed, under the provisions of House Concurrent Resolution No. 35, Senators Woodall, Peterson (Lowell) and Henry as the committee of three members from the Senate to notify the Governor that the Senate was about to adjourn *SINE DIE*.

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

SENATE RESOLUTION: 1969-EX-69

By Senators Bailey and Ridder:

WHEREAS, The state of Washington, by various statutes, has assumed civil and criminal jurisdiction over Indian reservations; and

WHEREAS, By executive proclamation and succeeding legislation the state has accepted, receded and returned jurisdiction, particularly in the Quinault Reservation; and

WHEREAS, The federal government has neglected to accept such jurisdiction, leaving a serious void in the area of law enforcement on the Quinault Reservation;

NOW, THEREFORE, BE IT RESOLVED, By the Senate of the state of Washington, that the legislative council be requested to investigate and study jurisdiction problems presented on the Quinault Indian reservation and return a report of recommendations to the next session of the Washington State Legislature.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION: 1969-EX-70

By Senators Day, Peterson (Ted), Greive, Twigg, Woodall and Odegaard:

WHEREAS, According to the legislative council report on hospital costs, after experiencing regular increases averaging about seven percent a year, hospital costs in the past two years have gone up over thirty percent in the state of Washington; and

WHEREAS, According to the Bureau of Labor Statistics, hospital daily charges throughout the nation skyrocketed 16.5% in 1966, the largest annual increase in eighteen years, and rose another 15.5% in 1967 and are continuing to rise; and

WHEREAS, Hospitals in the state of Washington rank twelfth from the top nationally in labor costs; and

WHEREAS, In a preliminary report on hospital costs conducted by the legislative council, it was found that in some cases the high cost of hospital care might have been caused by excessive duplication of services and equipment among hospitals, low productivity of hospital employees, low hospital occupancy levels, expensive and unnecessary medical equipment, rising construction costs, rising wages, duplication of hospital purchasing efforts and internal administrative costs, high cost and profit margin of drugs in the drug industry and the general impact of inflation;

NOW, THEREFORE, BE IT RESOLVED, By the Senate, that the legislative council is requested to conduct a study which shall include:

(1) A study of health care costs including but not restricted to hospital costs;

(2) A study and accompanying recommendations for the establishment of the requirement for a uniform statewide system of reports and audits relating to the quality of medical care provided, hospital utilization and costs; and

BE IT FURTHER RESOLVED, That for the purpose of securing necessary research, technical and supporting services, the legislative council shall utilize the staff of state agencies which deal with hospitals and health care facilities; and

BE IT FURTHER RESOLVED, That the legislative council shall coordinate their study activities closely with the federal agencies that administer Title XVIII and Title XIX (Medicaid—Medicare); and

BE IT FURTHER RESOLVED, That the legislative council shall report to the legislature the results of its study, together with its recommendations and such drafts of legislation as it may deem necessary prior to the next regular session of the legislature.

On motion of Senator Day, the resolution was adopted.

PERSONAL PRIVILEGE

Senator Ryder: "Mr. President, in behalf of the minority caucus, I would like to echo the words of Senator Bailey and thank you for the recognition you have given the minority. It is very, very seldom that you favored the majority except when we wanted to adjourn or some such thing as this. We have enjoyed working under your direction in the Chair and we certainly appreciate the manner in which you have conducted yourself."

REPLY BY THE PRESIDENT

The President: "Thank you very much, Senator Ryder."

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Woodall, Peterson (Lowell) and Henry appointed to notify the Governor that the legislature was about to adjourn *SINE DIE* appeared before the bar of the Senate and reported that the committee had so notified the Governor and that the Governor was willing that the legislature adjourn *SINE DIE*.

The report was received and the committee was discharged.

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Greive, Bailey and Ryder appointed to notify the House that the Senate was ready to adjourn *SINE DIE* reported that the House had been notified.

The report was received and the committee was discharged.

MOTIONS

On motion of Senator Greive, the Senate Journal of the Sixtieth Day of the Forty-First Legislature, First Extraordinary Session, was approved.

At 1:38 a.m., on motion of Senator Greive, the Senate of the Forty-First Legislature, First Extraordinary Session, adjourned *SINE DIE*.

JOHN A. CHERBERG, President of the Senate.

SIDNEY R. SNYDER, Secretary of the Senate.

APPENDIX

GOVERNOR'S MESSAGES ON SENATE BILLS PARTIALLY VETOED

March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, ENGROSSED SENATE BILL NO. 33, entitled:

"An Act relating to education."

A rider attached to the Federal Vocational Education Amendments Act of 1968 eliminates the payment of assistance funds to federally impacted areas under Public Law 874 to school districts in any state that takes these federal payments into consideration in determining the amount of state aid to local school districts. This rider becomes effective July 1, 1969, and requires a change from our present formula for allocating state funds for the support of local schools.

Our state foundation program establishes a minimum level of cost for the education of all public school children. The state then guarantees this amount of money for each weighted pupil in all school districts. For a comparatively few school districts which have a high local tax base, this minimum guarantee may be reached with little state aid. However, in the vast majority of cases, the local funds available to the schools are not enough to assure equal educational opportunity for every child. The state, therefore, provides necessary funds to bring the payment for per pupil cost up to the guaranteed funding level.

A district may receive \$250 per student from the federal government for a full impact child. Under the new federal law, this must be in addition to all state funds. For example, one school district may normally collect only \$70 per child in local taxes, and then receive the balance of the guaranteed amount from state aid. For 1968-69, this guaranteed amount is \$368. To then receive an additional \$250 per impact child on top of this is an illogical utilization of both state and federal funds.

In a state where the bulk of school districts' operational monies come from the local communities it would be unfair for the state to take these federal funds into consideration in any equalization formula or foundation program. In Washington, however, we have historically supported the public schools at a substantially high level with state funds. We now rank fourth among all states in state support of local schools.

The 1967 federal law amendments do not take into consideration the vast differences between the states and the ways in which they support their public schools. I have asked members of our Congressional delegation to ask Congress to recede from the extreme position of the 1967 amendments so that the federal law will not unnecessarily penalize Washington and the other states which provide significant support for schools at the state level. The federal funds are designed to compensate the local school district for a lack of nontaxable property. The state program accomplishes the same purpose. If we are to provide adequate education for all of our students, no school district in our state ought to be permitted to benefit twice from the same lack of nontaxable property.

In the meantime, it is necessary to comply with the new federal law if Washington school districts are to receive Public Law 874 funds. Under current law, state support for common schools must be reduced by 85 percent of these funds received from the federal government. The first part of Engrossed Senate Bill No. 33 eliminates from the revised code of Washington a specific provision requiring that these federal funds be considered as a local revenue in determining state school support.

Under current law, the superintendent of public instruction is also given the discretion to deduct 85 percent of other available revenues of a school district from the total amount that the state guarantees to local school districts for operational support.

The second part of Engrossed Senate Bill No. 33 states flatly that Public Law 874 funds may never be considered by the state to be available revenues of local school districts. This second provision in the act is not necessary to qualify local districts for federal impact funds.

If the bill becomes law in this form, the superintendent of public instruction could not take into consideration federal impact funds in allocating state support for local schools, even if Congress should recede from its position in accordance with our request and with the request of other states similarly affected.

I have vetoed this second item in order that the superintendent may consider Public Law 874 funds as local revenue in determining state school support in the event that Congress should act in accordance with our request. I have also vetoed the companion provision in Part II of the bill.

The remainder of Engrossed Senate Bill No. 33 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, SENATE BILL NO. 42, entitled:

"An Act relating to vital statistics."

The 1967 legislature created a statewide registry within the Department of Health for marriages and decrees of divorce, annulment or separate maintenance. The Department of Health for many years has maintained a statewide registry for births and deaths. This bill modifies the reporting requirements in certain particulars in order to protect rights of privacy. It also transfers from persons solemnizing marriages to the county auditor the responsibility to report marriages to the central state registry.

Section 2 of the bill makes reference to "marriage applications" along with the other forms required for reporting to the central registry. These forms by the provisions of Section 2 shall include, with certain exceptions, those items recommended by the federal agency responsible for national vital statistics. The reference to "marriage applications" would appear to have inadvertently been included in the bill inasmuch as there is no standard certificate recommended by the federal agency responsible for national vital statistics relating to marriage applications.

Since this language if left in the bill could result in confusion as to the intent and since reference is already made to marriage forms, I have vetoed the reference to marriage applications found in Section 2.

The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to two items, SUBSTITUTE SENATE BILL NO. 74 entitled:

"An Act relating to retirement and pensions; establishing a new retirement system for law enforcement officers and fire fighters; allowing transfer by certain affected persons from present retirement systems to the newly established system."

This bill creates a unified statewide retirement system for law enforcement officers and fire fighters. It is one of the significant accomplishments of the 1969 legislature and I heartily endorse the purposes of this legislation.

Section 32 of the bill provides:

"The provisions of sections 28 and 29 of this 1969 amendatory act shall be applicable to all firemen employed on the effective date thereof prior to March 1, 1970, and to those who shall thereafter become firemen, but shall not apply to any former fireman who has terminated his employment prior to the effective date of this 1969 amendatory act."

Sections 28 and 29 of the act contain amendments to the existing firemen's pension system. The intent of section 32 is to permit all firemen who are employed prior to March 1, 1970, the effective date of the new pension system, to participate in the benefits of the existing firemen's pension system. However, as drafted, section 32 will actually allow persons who become firemen subsequent to March 1, 1970, to participate in the benefits of the existing firemen's pension system. This is in direct conflict with section 4 (1) of the bill which specifically excludes all fire fighters employed subsequent to March 1, 1970, from any pension system existing under any prior act.

In order to conform section 32 to the clear intent of this legislation I have vetoed two items in that section to make clear that firemen employed subsequent to March 1, 1970, will not participate in the existing firemen's pension system.

The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one section, ENGROSSED SENATE BILL NO. 105 entitled:

"An Act relating to revenue and taxation."

This bill was introduced at the request of the Department of Motor Vehicles for the purpose of reducing some of the administrative expenses of collecting motor vehicle and fuel taxes. As originally introduced, section 2 added as an additional exemption from the use fuel tax special mobile equipment such as road graders. In the form presented to me for my approval, the bill now exempts all publicly owned motor vehicles. Because of the language of the bill, it is unclear whether this result was intended. This provision has a substantial financial impact on the state budget.

In addition to these revenue losses there appears to be a greater problem in the deletion of the comma on line 25 of page one of the engrossed bill and the insertion of the word "and". The language results in confusion as to whether private construction companies doing construction and maintenance work on streets and highways would be exempt from the gasoline tax. Rather than to leave these issues clouded and because of substantial financial impact upon the state budget, I have vetoed section 2.

It is my hope that the legislature will act to amend this section in accordance with the original request of the Department of Motor Vehicles.

With the exception of section 2, which I have vetoed, the remainder of Engrossed Senate Bill No. 105 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 30, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one item, ENGROSSED SENATE BILL NO. 113, entitled:

“An Act relating to counties.”

This bill raises the salaries of the county prosecutors and requires full time prosecuting attorneys for nine more counties.

The legal effect of section 1(3) of the bill is to provide that the salaries of part-time prosecutors in all but fourth class counties will receive a basic salary of \$6,000.00 and an additional \$500.00 for each judge of the superior court in the county's judicial district. The practical effect is that two part-time prosecutors, one for a fifth class county and one for a ninth class county, will receive \$7,000.00. Except for fourth class counties, these two salaries are substantially higher than the salaries of part-time prosecutors of any other county, many who represent more people than the prosecutors of the single fifth and single ninth class county. I have, therefore, vetoed the item in section 1(3) establishing a formula for determining the salaries of part-time prosecutors. This will set the salary for all part-time prosecutors for counties other than fourth class counties at \$6,500.00. Under section 1(1), prosecutors in fourth class counties will receive \$10,000.00 per year.

I urge the legislature to consider the status and salaries of part-time prosecutors at the earliest opportunity at the next session. Every effort should be made to provide every county with the services of a full-time prosecutor.

With the exception of that certain item in section 1(3) which I have vetoed, the remainder of Engrossed Senate Bill No. 113 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, ENGROSSED SENATE BILL NO. 142, entitled:

“An Act relating to education.”

This bill as originally filed would have increased the number of school board directors from five to seven for a school district of the first class having an enrollment of seventy thousand pupils or more and would have made no changes in the method of electing the members of such a school board.

As finally adopted, the bill will create seven director districts in the Seattle School District. Candidates who are residents in a director district will run in the primary election from that district. The two candidates in each district receiving the highest number of votes will run in the general election and will be voted upon by all of the registered voters in the entire school district.

After extended consideration, I have decided, with the exception of one item, to approve the bill. However, I wish to express my grave concern that this substantial change in the method of electing school board members will not necessarily be in the best interests of the Seattle School District and the citizens of Seattle. I am most concerned that a sustained effort be made to prevent this change in the method of election from becoming an impetus encouraging fragmentation and separatism in the Seattle School District.

I urge everyone who is concerned with the development of our public school systems

to observe carefully how effectively this new machinery will work. If it is successful consideration should be given to extending it to all first class school districts. If substantial difficulties are encountered it should be reexamined by the legislature.

The bill provides that the boundaries of the director districts shall be established by the members of the school board and approved by the county committee on school district organization. In section 6 it is provided that appointment of a board member to fill any vacancy existing for a new director district prior to the next regular school election shall be by the school board from a list comprised of names submitted by each legislator resident in the director district, each of whom may suggest not more than three names for such vacancy.

By limiting persons to be considered to those nominated by legislators will be unduly restrictive and therefore will not necessarily provide the school board members with the best possible candidates for consideration. In addition, this device may tend to inject a partisan political flavor into the selection process which would be highly inappropriate to the non-partisan character of our public school system.

I therefore have concluded that the item contained in the bill in section 6 (and in alternate section 10 to be effective upon enactment of the 1969 education code) is an inappropriate method for obtaining nominations for filling the vacancies created as a result of this bill.

To assist the school board in considering candidates for these additional positions, I encourage all interested citizens, and especially members of the legislature residing within the Seattle School District, to communicate their suggestions to the members of the school board for their consideration.

With the exception of the item in section 6 and the alternate identical item in section 10 which I have vetoed for the reasons set forth above, the remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 29, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to certain items, ENGROSSED SENATE BILL No. 143, entitled:

“An Act relating to firearms.”

This bill requires a seventy-two hour waiting period before a pistol may be delivered to a purchaser. In Section 1, the purchaser is required to sign an application stating his name, address, occupation, place of birth and race.

A licensed dealer is required in section 4 of the bill to maintain records stating the race of the purchaser.

These provisions are contrary to the policy of the state as defined in RCW 43.01.100 which prohibits the inclusion of any question relative to an applicant's race or religion in any application blank or license. I am confident that the legislature did not intend to change this stated policy without giving further consideration to the existing state law. I have therefore vetoed the provisions requiring a statement of race on an application to purchase a pistol or requiring a dealer to maintain a record of the purchaser's race as a condition to the dealer's license.

With the exception of certain items in section 1 and section 4(4) which I have vetoed, the remainder of Engrossed Senate Bill No. 143 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to certain items, SUBSTITUTE SENATE BILL NO. 151, entitled:

"An Act adopting the budget; making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1969, and ending June 30, 1971; making supplemental appropriations; and declaring an emergency."

The appropriation to the Supreme Court includes a proviso that states that "no pro tem judge shall be employed after January 1, 1970." The intention of this proviso is to make clear that with the creation of the appellate court, the need for pro tem supreme court judges to assist in the heavy workload of that court should no longer be necessary. However, there are at times circumstances which do justify the use of pro tem judges, such as where a supreme court justice may be disqualified or where there may be extended illness. I have accordingly vetoed this proviso with assurances from the Chief Justice that pro tem judges will be used only in extraordinary circumstances.

The appropriation to the attorney general contains a proviso that "\$50,000 may be used for assistance to counties which do not have full-time prosecutors." Since this proviso by its terms does not actually limit the use of funds appropriated to the attorney general for providing assistance to part-time prosecutors and since the assistance needs of part-time prosecutors may well exceed the sum stated, I have removed this limitation to provide greater flexibility to the office of the attorney general.

In the appropriation to the teachers' retirement system, reference is made to the provisions of "HB No. 514 or SB No. 472". Since the provisions referred to ultimately passed the legislature in neither of these bills but in Senate Bill No. 556, I have vetoed the incorrect reference in order to avoid any uncertainty as to the intention of this provision of the budget.

In the appropriation to the Department of Public Assistance a proviso is included which prohibits general assistance payments unless the applicant or recipient has resided in the state for three out of the last four years. A further proviso authorizes the director to make payments of emergency general assistance notwithstanding the residency requirement for a period of not to exceed ninety days if a denial of assistance would cause undue hardship. The United States Supreme Court has recently held unconstitutional state residency requirements which limit the right of potential recipients from receiving public assistance. Since this is now a constitutional standard which will shortly be implemented within this state I consider it appropriate to delete these provisos from the budget.

In the appropriation to the Department of Agriculture a proviso is included that "not to exceed \$60,000 shall be allocated to Washington State University for the Livestock Diagnostic Center." This proviso contradicts the provisions of Senate Bill No. 313, Chapter 100, Laws of 1969, which authorizes the livestock disease diagnostic program and permits the Director of Agriculture to negotiate contracts with public or private agencies including but not limited to Washington State University. The proviso also could be interpreted to limit expenditures to capital outlays while the intent of the enabling legislation is to establish a program rather than a "Center". Finally, the proviso would appear to limit program expenditures to \$60,000 for the biennium while the enabling legislation permits the service to be provided on a fee basis so that total expenditures should be permitted to exceed \$60,000. For these reasons, I have vetoed the proviso in question.

With the exception of the item described above, the remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to certain items, SUBSTITUTE SENATE BILL NO. 152, entitled:

“An Act adopting the capital budget; making appropriations for capital improvements; authorizing certain projects; and declaring an emergency.”

The appropriation for the board of education in the capital budget provides from the common school construction fund the sum of \$37,004,427. This amount was also appropriated in Senate Bill No. 737. Therefore, I am removing this duplication by vetoing this item.

In the capital appropriation to the Department of Natural Resources an item of \$80,000 from the Outdoor Recreation Account is included to improve Bird Creek road. This project was never submitted to or considered by the Interagency Committee on Outdoor Recreation although procedures are established whereby its priorities are determined. This priority system is endangered by this line item appropriation of funds from the outdoor recreation account. I have therefore vetoed this item.

The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am returning herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to several items, ENGROSSED SUBSTITUTE SENATE BILL 157, entitled:

“An Act relating to highways; making appropriations for the operations and capital improvements of the state highway commission, the urban arterial board, the Washington toll bridge authority, and the county road administration board; and declaring an emergency.”

This is the Highway Appropriation Act. For the first time, a subcommittee of the legislature reviewed the Highway Department budget in depth, requesting extensive fiscal and performance information in support of the budget. This review was similar to that expected of other agencies of state government. The subcommittee should be highly commended for the excellent progress which they made in emphasizing the information which is vital to the executive and legislative decision process as well as to the management of an agency. They have performed a service which I hope they will continue in subsequent legislative sessions.

As a result of that review, in several programs a portion of the requested appropriation was set aside for subsequent allocation at the request of the highway commission, subject to the approval of the Joint Committee on Highways which must specify the objects for which such amounts will be expended. These amounts may then be allotted by the Central Budget Agency within the rules and procedures established for the allotment of funds to state agencies.

The Budget and Accounting Act clearly describes that it is the responsibility of the governor to propose expenditures. To establish a procedure by which an individual department of state government initiates a request for funding to a small and not broadly

representative part of the legislature seems both contrary to the concept of the Budget and Accounting Act and disruptive of the legislative process. Should this example be carried to its extreme, the various departments of state government could expect to have contingency funds which could be used only with the approval of numerous different interim committees. I do not believe that this is the desire of either the executive branch or a majority of the members of the legislature.

I have, therefore, vetoed the "contingency funds" established in section 1. In so doing, the Department of Highways budget is reduced by \$4,057,776 out of a total budget of \$680,145,033. I do not believe this will be disruptive of the program for the Highway Department appropriation anticipates distribution of substantial federal funding for additional construction which is in excess of that which will probably be received.

Prior to the 1970 legislative session which I intend to call, I will request the Highway Commission and Highway Department to review the highway requirements and provide information as to whether the contingency funds should be restored. A request for such additional funds as may be appropriate can then be submitted to the legislature in January, 1970, in accordance with the Budget and Accounting Act for review and approval by the entire legislature.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith, without my approval as to certain items, SUBSTITUTE SENATE BILL NO. 174 entitled:

"An Act relating to private employment agencies."

This bill is a comprehensive act licensing and regulating private employment agencies. The Director of the Department of Motor Vehicles is given supervisory and investigative authority over all private employment agencies and is directed to issue reasonable rules and regulations for the enforcing and carrying out of the purposes of the act.

Section 5 provides that each employment agency must obtain the director's approval prior to using an employment contract or fee schedule. The second sentence of section 5 provides that any proposed contract or fee schedule shall be disapproved by the director if it is vague, deceitful, misrepresentative or in violation of the act. There is no specific reference made in the second sentence of section 5 to disapproval because of charging excessive fees even though the intent of the proponents of this bill was to authorize the director of the Department of Motor Vehicles through rules and regulations to prohibit excessive fees.

Local ordinances presently regulate the fees which may be charged by employment agencies. By the terms of this bill, the state is assuming exclusive jurisdiction over the regulation of private employment agencies. Since there may be some question as to whether this bill specifically authorizes the Department of Motor Vehicles through its rules and regulations to prohibit the charging of excessive fees, I have vetoed the second sentence of section 5 so that it will be clear that the director does have the authority to disapprove contracts or fee schedules on the ground that the fees charged are excessive.

Section 20 (1) creates an employment agency advisory board to advise the director as to the administration of the provisions of the act and the issuance of reasonable rules and regulations. The board is to consist of eight members, one to be the Attorney General or his designee and seven to be appointed by the Governor. Of those to be appointed by the Governor, five shall be persons owning or managing employment agencies and the sixth and seventh shall be representatives of employers and the majority of workmen employed in the state. In selecting the employer and employee representatives the Governor may only select from lists submitted respectively by a recognized statewide organization of employers and an organization statewide in scope representing a majority of organized labor in the state.

While the designation of a representative of employers and a representative of

employees is acceptable, the requirement that these representatives be designated from lists submitted by employer and employee organizations is unduly restrictive. Therefore, I have vetoed in section 20 (1) those items so restricting the appointing authority.

With these exceptions, the remainder of Substitute Senate Bill No. 174 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith, without my approval as to two items, ENGROSSED SENATE BILL NO. 186 entitled:

“An Act relating to mobile homes and travel trailers.”

Section 3 of the bill establishes the Mobile Home and Travel Trailer Advisory Board consisting of seven members to be appointed by the Governor. Of the seven members, one member represents the mobile home manufacturers, one member represents the travel trailer manufacturers, one member represents the plumbing apparatus and equipment suppliers, one member represents the electrical material, equipment or appliance suppliers, one member represents the heating equipment suppliers, one member represents the general public, and one member is the chief supervisor for the mobile home and travel trailer section of the Department of Labor and Industries.

Under the terms of section 3, no rule or regulation may be amended or repealed until the advisory board has first had the opportunity to consider the amendment or repeal and to make recommendations to the director.

The group is advisory in nature and will be of assistance to the Director of Labor and Industries. In my judgment, however, it serves no useful purpose for the rule-making responsibility of the director to be limited by requiring the committee to meet on every amendment or repeal. Under the wording of the bill, inability of the board to hold a meeting, or lack of a quorum, would prevent any change in the rules. One of the chief purposes of the rule-making power is to deal with emergency conditions. In order to preserve the emergency power of the director, I have vetoed the item requiring the committee to meet on any amendment or repeal of the rules of the department. In practice, my veto will not change the role of the advisory board.

In appointing the representatives to the board, the Governor may only select from lists submitted by nonprofit organizations or associations representing individuals, corporations or associations engaged in the business classification from which such members shall be selected.

While the designation of a representative of the designated groups is acceptable, the requirement that these representatives be selected only from lists submitted by specific organizations is unduly restrictive. I have therefore vetoed in section 3 those items restricting the appointing authority.

With these exceptions, the remainder of Engrossed Senate Bill No. 186 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 3, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith without my approval as to one item, SENATE BILL NO. 242, entitled:

“An Act relating to public hospital districts.”

This bill makes a number of amendments to special statutes relating to public hospital districts, particularly to those statutes relating to the indebtedness which may be incurred by these districts. The bill increases the permissible interest rate on bonds issued by public hospital districts, and doubles the amount of bonds which a district may issue with the approval of 60% of the voters.

Section 4 amends RCW 39.36.020, which is the general statute relating to indebtedness of all taxing districts.

Section 3, chapter 142, Laws of 1969, passed at the regular session of the Forty-First Legislature, also amended RCW 39.36.020 in a manner that differs from the amendment contained in section 4 of Senate Bill No. 242. Fortunately, the object of the amendment contained in section 4 of this bill, which is to double the amount of bonds which a public hospital district may issue with the approval of 60% of the voters of the district, was accomplished by the amendment of RCW 39.36.020 contained in section 3, chapter 142, Laws of 1969.

The deletion of Section 4 of Senate Bill No. 242 will in no way defeat the purpose of this bill. It will prevent inconsistent amendments to the same section of the law from becoming effective and will therefore preserve the amendments of that section contained in the law passed in the regular session of the Forty-First Legislature.

Except for section 4 which I have vetoed, the remainder of Senate Bill No. 242 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, ENGROSSED SENATE BILL NO. 243, entitled:

“An Act relating to the council on higher education in the state of Washington.”

This bill creates the Council on Higher Education. Its membership will make it broadly representative of the general public, public and private higher education and the legislature. It is charged with the responsibility of engaging in overall planning for higher education in the state. With the rapid increase in enrollments and the resources required to meet the needs of higher education the functions of this council will be extremely important. It is imperative that the council proceed promptly with its responsibilities upon being organized.

Section 3 of the bill describes the functions which the council may perform. An amendment was added to this section which would prohibit the council from undertaking any of its planning functions except upon the prior approval of the Joint Committee on Higher Education. The joint committee, created by Senate Bill No. 244 as a permanent statutory interim committee of the legislature, will also have major responsibilities relating to the development of legislative programs for higher education. I have concluded that it is inadvisable to limit the functions of the Higher Education Council only to those which may from time to time be approved by the Joint Committee on Higher Education.

My reasons for objecting to this limitation are:

1. The council will have within its membership four members of the legislature so that there should be adequate opportunity for a close working relationship with the legislature. In addition, I am confident that the council will want to work closely with the Joint Committee on Higher Education.

2. There are no standards included in the bill by which the Joint Committee on Higher

Education may be measured in determining what subjects it will allow the council to undertake.

3. While the Joint Committee on Higher Education has a clear responsibility with respect to planning for higher education, so also do the general public and the representatives of higher education. The capacity of the council to consider the pressing planning problems of higher education should not be hamstrung by the need for prior approval of an interim committee of the legislature.

4. The council should commence its operations as soon as possible. With the failure of the supplemental appropriation bill, and the consequent lack of funding for the Joint Committee on Higher Education, its functions may be seriously hampered. This could in turn prevent the Council on Higher Education from functioning effectively because of the difficulty of obtaining the necessary prior approval of the joint committee.

With the exception of the single item in Section 3 of the bill, the remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one section, SENATE BILL NO. 277 entitled:

“An Act relating to the blind, the visually handicapped and the otherwise physically disabled.”

This is a comprehensive act aimed at encouraging and enabling the blind, the visually handicapped and the otherwise physically disabled to participate fully in the social and economic life of the state and to engage in remunerative employment. I am fully supportive of the objectives of this legislation.

Section 8 of the bill requires that the Governor each year take suitable public notice of October 15 as White Cane Safety Day, directs that he issue a proclamation to that effect and describes the content to be contained in that proclamation. There are numerous special observance days each year which I as Governor acknowledge by statements supporting the objectives of groups sponsoring those observance days. However, none of these days are mandated by statute. In addition, gubernatorial proclamations are limited and defined by statute. The use of a gubernatorial proclamation for the purpose described in section 8 is not appropriate. Therefore I have vetoed section 8 of the bill. The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 18, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to several items, SENATE BILL NO. 318, entitled:

“An Act relating to depositaries and deposits of public funds.”

Senate Bill No. 318 would prohibit the State Finance Committee, the State Treasurer

or other state officers, county treasurers or city or town treasurers from selecting or designating as a depository for state, county or city funds any bank that claims exemption from the retail sales tax, the use tax or ad valorem taxes.

Banks are not exempt from these taxes under the state law. However, the United States Supreme Court last June affirmed that under federal law, national banks are exempt from state sales and use taxes. This case interpreted an 1864 statute, setting limits on how national banks may be taxed. A bill has been introduced in the present Congress to make federally chartered banks subject to state sales and use taxes.

The national banks of the State of Washington have paid the sales tax and use tax throughout the history of the revenue act and have not claimed exemption in any case that has come to the attention of the Department of Revenue. However, the publicity given to the Supreme Court decision has raised the possibility that national bank officers could be pressured by their stockholders to refuse to pay these taxes.

The first eight sections prohibit state and local officers from depositing public funds with institutions that claim exemption from state sales, use and ad valorem taxes.

Section 9 states that the act is not to be construed to impair existing contracts for the deposit of public funds, but is to be construed to limit the obligations under any existing contracts with banks claiming exemptions to the shortest possible term or period of time authorized by such contracts. The act specifically exercises all options to terminate existing contracts for the deposit of public funds that are inconsistent with the terms of the act. Further, all public officers are directed to exercise such options on penalty of removal from office.

Removal from office is properly reserved for serious misconduct of public officials. Under Senate Bill No. 318, a clerical error resulting in the failure to exercise an option to terminate a deposit agreement would require the removal of all public officials responsible. This is an unnecessarily harsh penalty, particularly since Senate Bill No. 318 itself exercises all options to terminate deposit agreements with banks which claim exemption from state taxes. I have therefore vetoed the penalty provision.

Section 10 is an emergency clause. No national bank has claimed exemption from these state taxes. An emergency clause denies the right of referendum. Under our Constitution, an emergency clause should be used only under circumstances dictating a recognizable emergency. No emergency has been demonstrated in this case. I have therefore vetoed Section 10.

With the exception of a certain item in Section 9 and all of Section 10 which I have vetoed, the remainder of Senate Bill No. 318 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 22, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am returning herewith without my approval as to certain items, ENGROSSED SENATE BILL NO. 326 entitled:

"An Act relating to state government; creating an office of program planning and fiscal management within the office of the governor; prescribing its composition, powers, duties and functions; transferring certain powers, duties and functions thereto from the central budget agency and the planning and community affairs agency; abolishing the central budget agency."

This bill creates the Office of Program Planning and Fiscal Management within the Office of the Governor. The present functions of the Central Budget Agency and the planning functions of the Planning and Community Affairs Agency are transferred to the Office of Program Planning and Fiscal Management. This is a significant step forward in the process of planning and budgeting for state government.

Section 10 of the bill adds a new section to Chapter 43.88 RCW, the Budget and Accounting Act. Section 10 provides that the term "Budget Director" shall mean the Director of Program Planning and Fiscal Management. Because of language which limits the application of section 10, I have vetoed an item in that section so that the change in title from Budget Director to Director of Program Planning and Fiscal Management will be broadly construed.

Section 11 of the bill describes the responsibilities of the Office of Program Planning and Fiscal Management. Subsection 5 refers to that office providing aid to the Community Affairs and Development Agency. Since that agency was not created by the legislature as I had requested, in order to avoid any uncertainty as to the meaning of subsection 5 I have vetoed the item referring to the Community Affairs and Development Agency.

Section 23 of the bill provides that the effective date of the act will be July 1, 1969, the beginning of the next biennium. Since no emergency clause is included in the bill, and less than ninety days remain before July 1, I have vetoed section 23 so that the effective date of the act will be ninety days after the adjournment of the first extraordinary session of the 41st Legislature.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 24, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one section, ENGROSSED SENATE BILL NO. 341, entitled:

"An Act relating to intoxicating liquor."

This is the Liquor Board omnibus bill.

Section 11 of the bill provides:

Any resident of the state of Washington while outside the territorial boundaries of the state may purchase wine outside the boundaries of the state and may import such wine for his personal use and not for resale, in accordance with the provisions of this section.

There are no other "provisions" of the section governing the importation of wine, nor are there limitations on the blanket authority to import wine for personal use under section 11. Presumably, the section permits one to step across the state line and then to ship unlimited quantities of wine into the state. The only limitation is that it be for personal use, at best an elusive standard. None of the controls consistent with Washington State liquor laws would attach to wine imported under this section.

Without any controls, there is greater opportunity to move wine imported under the provisions of this section into commercial channels in contravention of the law. There is a distinct possibility of substantial revenue loss to the state.

For these reasons, I have vetoed section 11. The remainder of Engrossed Senate Bill No. 341 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 17, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one item, SENATE BILL NO. 410, entitled:

“An Act relating to probate law and procedure.”

This bill permits wills to be proven by an affidavit of attesting witnesses stating the facts that the law now requires be testified to in open court. An affidavit in support of the will may be written on the will or attached to it. The court is authorized to accept such a sworn statement as if the witness had appeared and testified in court.

Section 2 provides that the act shall be effective July 1, 1969. This bill was drafted with the assumption that it would pass in the regular session. Section 2 was designed to postpone the effective date of the act.

Article 11, Section 41, of our Constitution states that:

“No act, law, or bill subject to referendum shall take effect until ninety days after the adjournment of the session at which it was enacted.”

Every law passed by the Legislature is subject to referendum except such laws as may be necessary for the immediate preservation of the public peace, health or safety, or the support of the state government and its existing public institutions.

July 1, 1969, is now less than ninety days away.

Between July 1, 1969, and the period expiring ninety days after the close of the First Extraordinary Session of the 41st Legislature, any affidavit based on this statute would be ineffective. Rather than to allow the confusion between the effective date stated in the bill and the constitutional effective date of Senate Bill No. 410, I have vetoed section 2.

The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 3, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith without my approval as to one item ENGROSSED SENATE BILL NO. 474, entitled:

“An Act relating to public health; establishing housing and sanitation standards for migrant farm workers and their families; and declaring an emergency.”

This bill provides that all housing for agricultural workers and their dependents now existing shall be governed by the rules and regulations for the regulation of labor camps promulgated by the state board of health effective March 11, 1960. It further provides that all new housing constructed for agricultural workers and their dependents after the effective date of the act must comply with the rules and regulations of the state board of health for labor camps filed with the office of the code reviser on November 20, 1968, and future amendments and revisions thereof.

The effect of this bill is to except existing housing for agricultural workers from the provisions of the regulations of the board of health filed on November 20, 1968, but to extend the coverage of the 1960 regulations to all existing housing for agricultural workers.

If approved, this bill would actually discourage the replacement of obsolete housing since those who provide such housing would be penalized if they should wish to upgrade their facilities. There does not appear to be any desirability in approving legislation which would actually deter the upgrading of housing to the higher standards of the 1968 regulations.

The effect of subsection 1 of section 1 would be to prevent any future modification of the 1960 regulations applicable to existing housing until such time as that subsection would be repealed by the legislature. For example, the board of health would forever be prevented from requiring that running water be installed in pre-1960 housing or to require many other improvements needed in existing housing. At the same time, subsection 2 of section 1 authorizes future amendments and revisions of the 1968 regulations applicable to new housing. The prohibition against future modification of the regulations applicable to existing housing would apply irrespective of whether the standards were to be raised or

lowered. This prohibition of any further amendment of the 1960 regulations would emasculate the administrative machinery of the board of health and the board would be prevented from being able to respond to changing circumstances with respect to housing constructed prior to the effective date of this act.

To prevent placing such limitations upon the board of health and to safeguard the board's authority to regulate both existing housing under present law and new construction, I have vetoed subsection 1 of section one of the bill.

The 1968 labor camp regulations adopted by the board of health apply both to existing housing and new construction but contain provisions whereby existing housing may be upgraded over a five-year period. In adopting the new 1968 regulations it is understandable that technical and substantive modifications to those regulations would be required after consideration of their impact upon both employers and employees and upon the quality and quantity of housing available.

There has now been an opportunity for such consideration as well as extensive legislative debate. Therefore, it would appear appropriate for the board of health to review the 1968 regulations for the purpose of possible amendment. Accordingly, I am requesting the board of health to consider this matter further at its June 5 meeting.

With the exception of the one item of subsection 1 of section 1, the remainder of Engrossed Senate Bill No. 474 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, ENGROSSED SENATE BILL NO. 556, entitled:

"An Act relating to education."

This bill is an omnibus education bill. Sections 46 through 50 contain provisions which authorize old age annuities and retirement income plans for community college employees. In Section 50 an erroneous internal reference is made to another section of the act. To cure this technical error I have vetoed the cross referenced provision in Section 50.

With the exception of that one item, the remainder of this bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to several sections, ENGROSSED SENATE BILL NO. 560, entitled:

"An Act relating to interest rates on obligations of the state and various political subdivisions thereof."

The purpose of this bill is to increase the allowable interest rate on bonds issued by the state and its political subdivisions to eight percent.

Section 5 of the bill raises the interest rate of school district bonds from six to eight

percent by amending RCW 28.51.010. This same section was amended by Senate Bill No. 618 passed in the first session of the 41st Legislature, now Chapter 142, Laws of 1969. Chapter 142 eliminated the six percent interest rate limitation on school district bonds.

Section 49 of Engrossed Senate Bill No. 560 amends RCW 70.44.060 relating to the authority of hospital districts to issue bonds by increasing the permissible interest rate from six to eight percent. This section duplicates section 1 of Senate Bill No. 242, now Chapter 45, Laws of 1969, Extraordinary Session.

Section 92 amends RCW 70.44.120 relating to the procedure for issuing hospital district bonds. This section also changes the reference to the allowable interest rate from six to eight percent. Section 3 of Senate Bill No. 242, has already accomplished this purpose.

In each case, the sole purpose of the section of Engrossed Senate Bill No. 560 is to raise the permissible interest rate to eight percent. This purpose was accomplished by each of the earlier acts which have been signed into law. In order to avoid the confusion resulting from two amendments to the same section being enacted, I have vetoed sections 5, 49 and 92 of Senate Bill No. 560. The remainder of the bill is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

March 25, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to one item, SENATE BILL NO. 618 entitled:

"An Act relating to local government; permitting certain indebtedness for taxing districts, political subdivisions or municipal corporations."

The principal objectives of Senate Bill No. 618 are to double the amount of bonds which a school district may issue with the approval of sixty percent of the voters, and to double the indebtedness which a city may incur upon the vote of its governing body to be repaid from regular revenues of the city. The bill also contains language clarifying the purposes for which school district bonds may be issued, increases the permissible interest rate on county bonds, and amends the general indebtedness statute (RCW 39.36.020) so that its provisions will conform with the provisions of Article 8, Section 6 of the State Constitution. The amendment of this general statute does not alter special statutes which fix indebtedness limits for particular types of taxing districts. These special statutes can be amended as the legislature wishes without the necessity of further amendments to RCW 39.36.020.

Section 4 of Senate Bill No. 618 amends RCW 36.67.020 which is the special statute relating to indebtedness which may be contracted by a county with the approval of a sixty percent majority of the voters. The statute limits indebtedness to

"... five percent on the value of the taxable property therein (being twice the assessed valuation), to be ascertained as provided in RCW 36.67.010 . . ."

Section 4 of this bill would delete the parenthetical phrase "(being twice the assessed valuation)". After reviewing this matter with members of the legislature and with legal counsel who specialize in municipal bond work I am satisfied that this amendment in no way alters the present debt limits of counties under existing constitutional provisions. The Constitution now provides for assessments to be made at fifty percent of true and fair value; thus, for debt limit purposes, the "value of the taxable property" in a county is determined by multiplying the assessed valuation of the county by two, whether or not the parenthetical phrase is stated in the statute. The purpose of deleting the parenthetical phrase "being twice the assessed valuation" in Section 4, and in other sections of this bill where similar language is deleted, is to anticipate a possible change in the State Constitution under which assessments would be made at actual value and regular levies would be limited to an aggregate of one percent of that value.

Unfortunately, merely deleting the parenthetical phrase in Section 4 without also deleting the further language "to be ascertained as provided in RCW 36.67.010" causes PCW 36.67.020 to be confusing and susceptible of the interpretation that the amendment was intended to reduce by one-half the bonding capacity of counties.

Since the proposed amendment contained in Section 4 is not intended to change present indebtedness limitations of counties, and since the amendment is confusing and ambiguous, I have vetoed Section 4 in order to retain the language of RCW 36.67.020 in its present form. In the event the people ratify a constitutional amendment fixing regular property tax levies at one percent of the value of property, and assessments are made at full value, the legislature should amend RCW 36.67.020 and other special debt limitation statutes containing the phrase "being twice the assessed valuation" in order to prevent a situation under which statutes specify an unconstitutional debt limitation for taxing districts.

Except for Section 4 which I have vetoed, the remainder of Senate Bill No. 618 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 18, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I am returning herewith without my approval as to certain items ENGROSSED SENATE BILL NO. 624 entitled:

"An Act relating to horse racing."

This bill makes several changes in the statutes relating to horse racing.

Section 3 requires each licensee to pay an additional one percent of the gross receipts of parimutuel machines to the licensed owners of horses finishing first through fourth in Washington bred only races, excluding stake races. The section does not apply to non-profit race meets or those of less than six days or having a total annual handle of less than \$200,000. Licensees may not take into consideration the additional one percent in establishing purses for Washington bred only races.

The purpose of this section is to encourage the breeding and racing of race horses within the State of Washington. Confining the benefits of this section to Washington bred only races and excluding the winners of stake races from the benefits of this section creates an unduly large purse for a small segment of owners, and fails to recognize the accomplishments of outstanding Washington breeders.

I have therefore vetoed the item limiting the benefits of the one percent collected under this section to licensed owners of winners of Washington bred only races and excluding winners of Washington bred only stake races and the corresponding reference in the following sentence of the section referring to Washington bred only races.

My veto does not limit the purpose of the act which is to encourage Washington horse breeding and the racing of Washington horses within the boundaries of our state.

With the exceptions of the items in Section 3 which I have vetoed for the reason stated, the remainder of Engrossed Senate Bill No. 624 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

May 23, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.
(Through the Secretary of State)

GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the legislature, without my approval as to certain items, ENGROSSED SUBSTITUTE SENATE BILL NO. 724, entitled:

"An Act relating to highways and the operation of vehicles thereon; describing powers and duties of the Washington state highway commission, the Washington toll bridge authority, the department of motor vehicles and the joint committee on highways together with the divisions of said agencies; providing for the designation, establishment, and construction of certain highway facilities and alternate routes; relating to ferries and other toll facilities and the financing thereof; providing for surveys and studies of proposed highway additions; providing for highway studies; prescribing fees, size, weight, load permits, fuel tax exemptions and equipment restrictions for certain motor vehicles; and relating to the licensing of drivers and vehicles."

This is the highway omnibus bill. It contains 64 sections relating to various aspects of the highway program.

Section 19 and Subsection 3 of Section 37 attempt to address the serious and growing problem related to urban transportation. Section 19 creates a division of urban transportation in the Washington State Highway Commission and is charged with the responsibility of coordinating state, regional and local transportation planning in cooperation with regional and local agencies. In addition it is made responsible for the administering of transportation planning and research grants to regional agencies, cities and counties and is given primary responsibility for coordinating the development of balanced transportation plans. This division is also given oversight functions with respect to the expenditure of the one percent excise tax on motor vehicles as authorized in Engrossed House Bill No. 641, the mass transit bill.

The need for a comprehensive approach to transportation planning is now beyond dispute. Regrettably, the legislature declined to create a comprehensive Department of Transportation as I had requested. Section 19 of this bill now seeks to grant to the Highway Commission and the Department of Highways certain aspects of what would have been included within a broad Department of Transportation.

Until a Department of Transportation is created which will have the capacity to plan comprehensively, I do not consider it desirable to assign the urban transportation planning functions to a commission and department whose basic function is to design, construct and administer the public highway system only.

Subsection 3 of Section 37 authorizes the Joint Committee on Highways to undertake a comprehensive review of long-range transportation plans for the Seattle Metropolitan area as adopted by the City of Seattle, the Municipality of Metropolitan Seattle, King County, the Puget Sound Governmental Conference and the State Highway Commission. The committee is directed to retain consultants to evaluate the existing long-range transportation plans and the proper roles of responsibility for various modes of transportation. The consultants are to be charged with recommending criteria or models to be used in assigning to the various modes of transportation responsibility for meeting present and long-range traffic carrying requirements.

In view of the most recent pronouncement of the Washington State Supreme Court in *Slavin v. O'Connell*, 75 Wn. 2d 568 (1969), there is a serious question as to the constitutionality of the use of the motor vehicle fund for non-highway transportation planning purposes. In addition, the undertaking of a comprehensive review of long-range transportation plans includes the serious risk of significant further delay in implementing a mass transit program, strong support for which has been provided by the legislature with the passage of Engrossed House Bill No. 641. The support shown by the legislature for public transportation systems in all of our cities reflects a desire to get on with the job of constructing a balanced transportation system.

While the concept of comprehensive transportation planning is highly desirable, the mechanics of accomplishing this objective as embodied in Section 19 or Subsection 3 of Section 37 are not acceptable as submitted. I urge the legislature again at its earliest opportunity to consider and enact a bill creating a Department of Transportation which will bring this state into step with both the federal government and many other states and will

provide the means for a broad attack upon the critically important transportation problems of our state.

For the reasons stated I have vetoed Section 19 and Subsection 3 of Section 37.

Respectfully submitted,
DANIEL J. EVANS
Governor.

April 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I return herewith without my approval as to one item, ENGROSSED SENATE BILL NO. 744, entitled:

"An Act relating to state government; prescribing restrictions against conflicts of interest in the executive branch thereof."

It is the purpose of this act to prescribe essential restrictions against conflicts of interest in the executive branch of the state government without creating unnecessary barriers to public service. The act promotes the dual objectives of protecting the integrity of state government and facilitating the recruitment and retention of personnel.

Sections 1 through 15 contain the definitions essential to the clarity of the act. Section 16 prohibits state employees from participating in any transaction in which he or specified persons, including members of his immediate family, have a substantial economic interest. Section 20 prohibits state employees from accepting gifts from persons dealing with the state if the employee has reason to believe that the only reason for the gift is the state employee's position. Section 21 prohibits a state employee from coercing others into bestowing gifts. Section 22 repeats the existing statutory prohibition against a former state employee's appearing before his former agency for two years, and prohibits a former state employee from assisting another person in any transaction involving the state in which the former state employee personally participated as a state employee. These sections constitute the principal substantive provisions of the act.

Section 18 permits a state employee, under certain conditions, to assist specified persons, including his family and one whom he serves as a personal fiduciary, in transactions involving the state. This section requires that in such cases the state employee advise the head of his administrative agency of his interest and obtain the agency head's approval before the state employee may assist another in a transaction involving the state.

Section 18 also applies to employee relations to permit an employee to assist another employee in a disciplinary or other personnel administration proceeding. This provision promotes good relations with the state's employees and with recognized organizations representing employees. However, the section requires that the agency head approve before one employee may assist another in a personnel matter.

While it is important that any conflict with the state be disclosed, in my judgment, it is not in keeping with accepted concepts of management-employee relations to permit an agency head to prohibit one employee from representing another employee in an administrative personnel matter. If this were to become the law, any agency head could prohibit a shop steward from representing an employee. I have therefore vetoed from section 18 the requirement that an employee obtain the approval of his agency head before assisting his fellow employee in a disciplinary or other personnel administration proceeding.

The remainder of Senate Bill No. 744 is approved.

Respectfully submitted,
DANIEL J. EVANS
Governor.

MESSAGES FROM THE GOVERNOR

Office of the Governor, May 19, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills, entitled:

SENATE BILL NO. 310: Providing eminent domain procedures.

SENATE BILL NO. 377: Providing insurance and health care programs for state, municipal, institution, and political subdivision employees.

Sincerely,

RICHARD W. HEMSTAD
Legal Assistant.

Office of the Governor, May 27, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

SENATE BILL NO. 172: Checking nonprofit status of charitable hospitals.

SENATE BILL NO. 196: Exempting banks for cooperatives from B & O tax.

SENATE BILL NO. 199: Authorizing state departments and agencies to lease public lands from each other.

SENATE BILL NO. 256: Prohibiting creation of funds and accounts outside of the state treasury.

SENATE BILL NO. 325: Providing for leasing of escheat estates to the state.

SENATE BILL NO. 336: Lowering professional entertainers age limits.

SENATE BILL NO. 403: Clarifying priority of personal property tax lien.

SENATE BILL NO. 498: Relating to county budgets.

SENATE BILL NO. 737: Providing state assistance to school districts for the construction and modernization of common school plant facilities.

SENATE BILL NO. 738: Supporting community college construction bonds.

Sincerely,

RICHARD W. HEMSTAD
Legal Assistant.

Office of the Governor, May 27, 1969.

TO THE HONORABLE, THE SENATE OF THE STATE OF WASHINGTON.

GENTLEMEN:

I have the honor to advise that Governor Evans has approved the following Senate Bills entitled:

SUBSTITUTE SENATE BILL NO. 168: Establishing a new garnishment law.

SUBSTITUTE SENATE BILL NO. 169: Prescribing procedures and requirements for platting subdivisions.

SENATE BILL NO. 176: Providing procedure for notification of finding of responsibility for charges of state hospitals for the mentally ill.

SUBSTITUTE SENATE BILL NO. 188: Providing veterans' benefits and preferences.

SENATE BILL NO. 244: Creating the legislative joint committee on higher education.

SENATE BILL NO. 363: Selling state lands procedure.

SENATE BILL NO. 371: Providing for revision of city official's compensation.

SENATE BILL NO. 444: Apportioning 20% of mobile home excise tax, as revenue increase, to counties.

SENATE BILL NO. 454: Providing for the construction and financing of state buildings and parking facilities.

SENATE BILL NO. 455: Authorizing bonds and refunding bonds for east capital site.

SENATE BILL NO. 577: Relating to the keeping of intoxicating liquor in public places or clubs.

SENATE BILL NO. 754: Establishing a drug testing laboratory at the University of Washington.

SENATE BILL NO. 781: Correcting error in community college act.

Sincerely,

RICHARD W. HEMSTAD
Legal Assistant.

1969 SENATE ROSTER
FORTY-FIRST REGULAR AND EXTRAORDINARY SESSIONS

JOHN A. CHERBERG, President

WARD BOWDEN, Secretary

AL HENRY, President Pro Tempore

JAMES E. KEEFE, Vice President Pro Tempore

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Andersen, James A.....	48	King, Snohomish, part	3008 98th N.E., Bellevue 98004	44	Washington	R	Attorney	S—1967-67 Ex. H—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Atwood, R. Frank.....	42	Whatcom	220 Bellingham Nat'l Bk. Bldg., Bellingham 98225	42	Massachusetts	R	Attorney	S—1963-63 Ex.-65-65 Ex.-67-67 Ex.
Bailey, Robert C.....	19	Grays Harbor, part Pacific	Box 146, South Bend 98586	50	Washington	D	Printer	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Canfield, Damon R.....	8	Yakima-Benton, part	1368 Upland Dr., Sunnyside 98944	71	Arkansas	R	Educator, Fruit and Cattle Rancher, Retired	S—1967-67 Ex. H—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Connor, Frank T.....	33	King, part	3201 S. Massachusetts, Seattle 98144	52	Washington	D	Real Estate	S—Appointed 1/24/57 1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Cooney, John L.....	5	Spokane, part	4403 N. Adams St., Spokane 99205	53	Oregon	D	Attorney	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1951-51 Ex.-51 2nd Ex.-55-55 Ex.
Day, William S.	4	Spokane, part	S. 3004 Cherry Lane, Spokane 99202	45	Illinois	D	Chiropractor	H—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.
Donohue, Hubert F.....	11	Asotin-Columbia- Garfield-Walla Walla	Rt. 2, Box 13, Dayton 99362	47	Washington	D	Farmer	
Dore, Fred H.....	37	King, part	3721 E. Marion, Seattle 98101	43	Washington	D	Lawyer	S—Appointed 3/11/59 1959 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1963-53 Ex.-55-55 Ex.-57-59

SENATE ROSTER, FORTY-FIRST SESSION, 1969—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Durkan, Martin J.....	47	King, part	404 Olympic Nat'l Bldg., Seattle 98104	44	Montana	D	Attorney	S—1959-59 Ex.-61-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex. H—1957
Elicker, Charles W.....	10	Island-Kitsap, part	Rt. 7, Box 7790, Bain- bridge Island 98110	43	Pennsylvania	R	Attorney, Sanitarium Operator	H—1967-67 Ex.
Faulk, Lawrence John..	26	Pierce, part	3932 N. Mason, Tacoma 98407	32	Washington	R	Industrial Engineer	S—1967-67 Ex.
Foley, Frank W.....	49	Clark, part	3924 Wauna Vista Drive, Vancouver 98661	55	Washington	D	Attorney	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.
Gissberg, William A....	39	Snohomish, part	Route 1, Box 41, Lake Stevens 98258	46	Washington	D	Lawyer	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.- 61-61 Ex.-63-63 Ex.-65-65 Ex.-67- 67 Ex.
Greive, R. R. Bob.....	34	King, part	4444 California Ave., S.W., Seattle 98116	49	Washington	D	Attorney	S—1947-49-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.- 67-67 Ex.
Guess, Sam C.....	6	Spokane, part	W. 408-33rd Ave., Spokane 99203	59	Mississippi	R	Civil Engineer	S—1963-63 Ex.-65-65 Ex.-67-67 Ex.
Henry, Al.	17	Clark, part-Klickitat- Skamania	Rio Vista, White Salmon 98672	57	Kansas	D	Telephone Executive	S—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex. H—1941-45-51-51 Ex.-51 2nd Ex.-55-55 Ex.
Herr, Gordon	31	King, part	10617-21st S.W., Seattle 98146	42	Washington	D	Real Estate	S—Appointed 1/20/64 1965-65 Ex.-67-67 Ex. H—1963-63 Ex.
Holman, Francis E....	1	King, part	1900 Washington Bldg., Seattle 98101	54	Utah	R	Lawyer	H—1967-67 Ex.
Huntley, Elmer C.....	9	Adams-Lincoln- Whitman	Thornton 99176	54	Washington	R	Farmer	S—Appointed 4/24/67 Ex. H—1957-59-59 Ex.-61-61 Ex.-63-63 Ex.- 65-65 Ex.
Keefe, James Edward..	3	Spokane, part	412 W. Glass, Spokane 99205	60	New York	D	Sales Manager	S—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.- 67-67 Ex.

SENATE ROSTER, FORTY-FIRST SESSION, 1969—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Knoblauch, Reuben A.	25	Pierce, part	P.O. Box 306, Sumner 98390	54	Washington	D	Right-of-Way Agent	S—1958-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1947-49-50 Ex.-51-51 Ex.-51 2nd Ex.
Lewis, Brian J.	41	King, part	1804-127th S.E., Bellevue 98004	39	England	R	Consulting Civil Engineer	H—1967-67 Ex.
Lewis, Harry B.	22	Thurston	2019 Clairmont Circle, Olympia 98501	41	Pennsylvania	R	Pres.-Mgr. Wood Fabricators, Inc.	S—1965-65 Ex.-67-67 Ex. H—1961-61 Ex.-63-63 Ex.
McCormack, Mike	16	Benton, part-Franklin	1314 Hains, Richland 99352	46	Ohio	D	Research Scientist	S—1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1957-59-59 Ex.
McCutcheon, John T.	29	Pierce, part	P.O. Box 387, Steilacoom 98388	76	Washington	D	Attorney	S—1943-44 Ex.-45-47-49-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1941
McDougall, Bob	12	Chelan-Douglas	Rt. 2, Box 2001, Wenatchee 98301	45	Washington	R	Fruit Grower, Packing, Storing	H—1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.
Mardesich, August P.	38	Snohomish, part	4712 Mermont Dr., Everett 98201	48	California	D	Attorney, Commercial Fisherman	S—1963-63 Ex.-65-65 Ex.-67-67 Ex. H—1950 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.
Marquardt, R. G. "Dick"	45	King, part	12542 Densmore Ave. N., Seattle 98133	46	Idaho	R	Oil Company Executive	S—1967-67 Ex.
Matson, Jim	14	Yakima, part	Rt. 2, Box 780, Selah 98942	41	Washington	R	Fruit Grower, Shipper	
Metcalf, Jack	21	Snohomish, part	7421-46th W., Mukilteo 98275	41	Washington	R	Teacher	S—1967-67 Ex. H—1961-61 Ex.-63-63 Ex.
Newschwander, Charles E.	28	Pierce, part	2140 Bridgeport Way, Tacoma 98466	48	Washington	R	Dentist	H—1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.
Odegaard, Gary M.	20	Lewis-Grays Harbor, part	P.O. Box 27, Onalaska 98570	28	Washington	D	Teacher	
Peterson, Lowell	40	San Juan-Skagit	Box 188, Concrete 98227	47	Washington	D	Oil Distributor	S—1965-65 Ex.-67-67 Ex.

SENATE ROSTER, FORTY-FIRST SESSION, 1969—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Peterson, Ted G.....	44	King, part	2345 N.W. Blue Ridge Dr., Seattle 98177	64	Washington	R	President, Peterson Supply & Equipment Co.	S—1955-55 Ex.-57-63-63 Ex.-65-65 Ex.-67-67 Ex.
Pritchard, Joel M.....	36	King, part	1401 Broadway, Seattle 98122	43	Washington	R	Gen. Mgr., Griffin Envelope Co.	S—1967-67 Ex. H—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Ridder, Robert C. (Bob)	35	King, part	5809 S. Roxbury, Seattle 98118	41	Washington	D	Elementary School Vice Principal	S—1967-67 Ex.
Ryder, John N.....	46	King, part	6811-55th Ave. N.E., Seattle 98115	61	Washington	R	Banker	S—1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1953-53 Ex.
Sandison, Gordon	24	Clallam-Jefferson-Mason	P.O. Box 967, Port Angeles 98362	49	Washington	D	Insurance	S—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57
Stender, John H.....	30	King, part	19039 Pacific Highway So., Seattle 98188	52	Montana	R	Int'l Vice Pres. Int'l Boilermakers	S—1963-63 Ex.-65-65 Ex.-67-67 Ex.
Stortini, Joe	27	Pierce, part	1623 Firlands Dr., Tacoma 98405	37	Washington	D	Teacher-Coach	
Talley, Don L.....	18	Cowlitz-Wahkiakum	1817 Bloyd, Kelso 98626	49	Washington	D	Safety Supervisor	S—1957-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.
Twigg, Robert W.....	7	Spokane, part	817 Northtown Bldg., Spokane 99207	43	Washington	R	Lawyer	S—1967-67 Ex.
Uhlman, Wesley C.	32	King, part	207 College Club Bldg., Seattle 98104	33	Washington	D	Lawyer	S—1967-67 Ex. H—1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Walgren, Gordon L.....	23	Kitsap, part	5533 Erland Pt. Road, Bremerton 98313	35	Washington	D	Attorney	H—1967-67 Ex.
Washington, Nat W....	13	Grant-Kittitas	42 C St. N.W., Ephrata 98823	54	Washington	D	Lawyer	S—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1949-50 Ex.
Williams, Walter B.....	43	King, part	3371-45th Ave. N.E., Seattle 98105	47	Washington	R	Mortgage Banker	S—1963-63 Ex.-65-65 Ex.-67-67 Ex. H—1961-61 Ex.

SENATE ROSTER, FORTY-FIRST SESSION, 1969—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	Previous Legislative Sessions Served
Wilson, Bruce A.....	2	Ferry-Okanogan-Stevens-Pend Oreille	P.O. Box 553, Omak 98841	48	Illinois	D	Weekly Newspaper Publisher	
Woodall, Perry B.....	15	Yakima, part	P.O. Box 507, Toppenish 98948	56	Washington	R	Attorney, Farmer	S—Appointed 12/26/56 1957-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex. H—1939-41-43-47-49-50 Ex.-51-51 Ex.-51 2nd Ex.
Lieutenant Governor Cherberg, John A.....		President of the Senate	505 Howe St., Seattle 98109	58	Florida	D	Lieutenant Governor	S—Elected 1957 1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.
Snyder, Sidney R.....		Secretary of the Senate Elected 5/12/69	P.O. Box 531, Long Beach 98631	42	Washington	D	Owner, Operator Super Market	H—1949-51-51 Ex.-51 2nd Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.
Bowden, Ward		Secretary of the Senate Deceased 5/2/69	Rt. 7, Box 498, Olympia 98501	56	Washington	D	Secretary of Senate	S—Served as Secretary of the Senate 1957-59-61-63-65-67 H—Served as Assistant Chief Clerk 1941-43-51-55
Johnson, Charles		Sergeant at Arms	624 Carlyon, Olympia 98501	57	Washington	D	Merchant	S—Served as Sergeant at Arms 1957-59-61-63-65-67 H—House Member 1951 Served as Sergeant at Arms 1955

STANDING COMMITTEES OF THE SENATE—1969 SESSION

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 AL HENRY, President Pro Tempore
 JAMES E. KEEFE, Vice President Pro Tempore
 WARD BOWDEN, Secretary

AGRICULTURE AND HORTICULTURE (8)—DONOHUE, CHAIRMAN; Canfield, Day, Knoblauch, McDougall, Matson, Odegaard, Wilson.

CITIES, TOWNS AND COUNTIES (16)—HERR, CHAIRMAN; WILSON, VICE CHAIRMAN; Canfield, Elicker, Faulk, Guess, McDougall, Mardesich, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Stortini, Talley, Uhlman, Walgren.

COMMERCE AND REGULATORY AGENCIES (19)—MARDESICH, CHAIRMAN; Andersen, Cooney, Day, Foley, Gissberg, Greive, Huntley, Keefe, Knoblauch, Lewis (Brian), McCormack, McCutcheon, McDougall, Newschwander, Ryder, Stortini, Twigg, Washington.

CONSTITUTION, ELECTIONS AND LEGISLATIVE PROCESSES (15)—MCCUTCHEON, CHAIRMAN; Canfield, Cooney, Donohue, Greive, Holman, Keefe, McCormack, Mardesich, Metcalf, Pritchard, Stender, Uhlman, Washington, Woodall.

EDUCATION (14)—RIDDER, CHAIRMAN; Andersen, Elicker, Henry, Knoblauch, McCutcheon, Marquardt, Metcalf, Odegaard, Peterson (Ted), Stender, Talley, Uhlman, Washington.

HIGHER EDUCATION AND LIBRARIES (13)—SANDISON, CHAIRMAN; Atwood, Donohue, Dore, Foley, Holman, Huntley, Lewis (Harry), McCormack, Ryder, Uhlman, Williams, Wilson.

HIGHWAYS (28)—WASHINGTON, CHAIRMAN; HENRY, VICE CHAIRMAN; Bailey, Connor, Donohue, Dore, Elicker, Faulk, Foley, Guess, Herr, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McDougall, Mardesich, Marquardt, Matson, Peterson (Lowell), Pritchard, Ridder, Sandison, Stender, Talley, Walgren, Williams.

JUDICIARY (15)—UHLMAN, CHAIRMAN; DORE, VICE CHAIRMAN; Andersen, Atwood, Durkan, Foley, Gissberg, Greive, Holman, McCormack, Ridder, Twigg, Walgren, Williams, Woodall.

LABOR AND SOCIAL SECURITY (10)—STORTINI, CHAIRMAN; Bailey, Connor, Durkan, Faulk, Herr, Matson, Metcalf, Ridder, Stender.

LIQUOR CONTROL (9)—WALGREN, CHAIRMAN; Andersen, Connor, Henry, Herr, Holman, Knoblauch, Twigg, Woodall.

MEDICINE, DENTISTRY, PUBLIC HEALTH, AIR AND WATER POLLUTION (13)—DAY, CHAIRMAN; Connor, Cooney, Elicker, Greive, Holman, Keefe, McCutcheon, McDougall, Newschwander, Odegaard, Peterson (Lowell), Woodall.

NATURAL RESOURCES, FISHERIES AND GAME (9)—PETERSON (LOWELL), CHAIRMAN; Gissberg, Lewis (Brian), Matson, Metcalf, Odegaard, Peterson (Ted), Sandison, Talley.

PARKS, RECREATION, CAPITOL GROUNDS AND VETERANS' AFFAIRS (9)—WILSON, CHAIRMAN; Bailey, Canfield, Durkan, Henry, Lewis (Brian), Lewis (Harry), Mardesich, Pritchard.

PUBLIC INSTITUTIONS (9)—ODEGAARD, CHAIRMAN; Elicker, Faulk, Knoblauch, Lewis (Brian), Newschwander, Peterson (Lowell), Sandison, Stortini.

RULES AND JOINT RULES (17)—CHERBERG, CHAIRMAN; Atwood, Bailey, Connor, Cooney, Foley, Gissberg, Greive, Guess, Keefe, Knoblauch, Peterson (Ted), Ryder, Stender, Talley, Williams, Woodall.

STATE GOVERNMENT (14)—HENRY, CHAIRMAN; WALGREN, VICE CHAIRMAN; Atwood, Day, Dore, Durkan, Huntley, Lewis (Harry), McCormack, McCutcheon, Marquardt, Newschwander, Ryder, Washington.

WAYS AND MEANS (36)—DURKAN, CHAIRMAN; COMMITTEE ON APPROPRIATIONS—DORE, CHAIRMAN; UHLMAN, VICE CHAIRMAN; Andersen,

Atwood, Bailey, Canfield, Day, Donohue, Durkan, Faulk, Foley, Gissberg, Guess, Huntley, Lewis (Harry), McCormack, Mardesich, Metcalf, Newschwander, Odegaard, Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Walgren, Washington, Williams, Wilson, Woodall; COMMITTEE ON REVENUE AND TAXATION—McCORMACK, CHAIRMAN; Bailey, Canfield, Connor, Cooney, Day, Donohue, Durkan, Faulk, Foley, Gissberg, Greive, Guess, Mardesich, Marquardt, Metcalf, Newschwander, Ridder, Ryder, Sandison, Stortini, Twigg, Walgren, Washington, Williams, Woodall; COMMITTEE ON CLAIMS AND AUDITING—Atwood, Durkan, Foley, Gissberg, Greive, Ryder, Woodall.

SENATE INDIVIDUAL COMMITTEE ASSIGNMENTS 1969 SESSION

- ANDERSEN (James A.)**—Commerce and Regulatory Agencies; Education; Judiciary; Liquor Control; Ways and Means (Appropriations).
- ATWOOD (R. Frank)**—Higher Education and Libraries; Judiciary; Rules and Joint Rules; State Government; Ways and Means (Appropriations); Claims and Auditing.
- BAILEY (Robert C.)**—Highways; Labor and Social Security; Parks, Recreation, Capitol Grounds and Veterans' Affairs; Rules and Joint Rules; Ways and Means (Appropriations and Revenue).
- CANFIELD (Damon R.)**—Agriculture and Horticulture; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Parks, Recreation, Capitol Grounds and Veterans' Affairs; Ways and Means (Appropriations and Revenue).
- CONNOR (Frank T.)**—Highways; Labor and Social Security; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue).
- COONEY (John L.)**—Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue).
- DAY (William S.)**—Chairman: Medicine, Dentistry, Public Health, Air and Water Pollution; Agriculture and Horticulture; Commerce and Regulatory Agencies; State Government; Ways and Means (Appropriations and Revenue).
- DONOHUE (Hubert F.)**—Chairman: Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Higher Education and Libraries; Highways; Ways and Means (Appropriations and Revenue).
- DORE (Fred H.)**—Chairman: Ways and Means (Appropriations); Vice Chairman: Judiciary; Higher Education and Libraries; Highways; State Government.
- DURKAN (Martin J.)**—Chairman: Ways and Means; Claims and Auditing; Judiciary; Labor and Social Security; Parks, Recreation, Capitol Grounds and Veterans' Affairs; State Government.
- ELICKER (Charles W.)**—Cities, Towns and Counties; Education; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Institutions.
- FAULK (Lawrence John)**—Cities, Towns and Counties; Highways, Labor and Social Security; Public Institutions; Ways and Means (Appropriations and Revenue).
- FOLEY (Frank W.)**—Commerce and Regulatory Agencies; Higher Education and Libraries; Highways; Judiciary; Rules and Joint Rules; Ways and Means (Appropriations and Revenue); Claims and Auditing.
- GISSBERG (William A.)**—Commerce and Regulatory Agencies; Judiciary; Natural Resources, Fisheries and Game; Rules and Joint Rules; Ways and Means (Appropriations and Revenue); Claims and Auditing.
- GREIVE (R. R. Bob)**—Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue); Claims and Auditing.
- GUESS (Sam C.)**—Cities, Towns and Counties; Highways; Rules and Joint Rules; Ways and Means (Appropriations and Revenue).
- HENRY (Al)**—Chairman: State Government; Vice Chairman: Highways; Education; Liquor Control; Parks, Recreation, Capitol Grounds and Veterans' Affairs.
- HERR (Gordon)**—Chairman: Cities, Towns and Counties; Highways; Labor and Social Security; Liquor Control.
- HOLMAN (Francis E.)**—Constitution, Elections and Legislative Processes; Higher Education and Libraries; Judiciary; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution.
- HUNTLEY (Elmer C.)**—Commerce and Regulatory Agencies; Higher Education and Libraries; Highways; State Government; Ways and Means (Appropriations).
- KEEFE (James Edward)**—Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules.

- KNOBlauch (Reuben A.)**—Agriculture and Horticulture; Commerce and Regulatory Agencies; Education; Highways; Liquor Control; Public Institutions; Rules and Joint Rules.
- LEWIS (Brian J.)**—Commerce and Regulatory Agencies; Highways; Natural Resources, Fisheries and Game; Parks, Recreation, Capitol Grounds and Veterans' Affairs; Public Institutions.
- LEWIS (Harry B.)**—Higher Education and Libraries; Highways; Parks, Recreation, Capitol Grounds and Veterans' Affairs; State Government; Ways and Means (Appropriations).
- MCCORMACK (Mike)**—Chairman: Ways and Means (Revenue); Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Higher Education and Libraries; Judiciary; State Government; Ways and Means (Appropriations).
- MCCUTCHEON (John T.)**—Chairman: Constitution, Elections and Legislative Processes; Commerce and Regulatory Agencies; Education; Medicine, Dentistry, Public Health, Air and Water Pollution; State Government.
- McDOUGALL (Bob)**—Agriculture and Horticulture; Cities, Towns and Counties; Commerce and Regulatory Agencies; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution.
- MARDESICH (August P.)**—Chairman: Commerce and Regulatory Agencies; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Highways; Parks, Recreation, Capitol Grounds and Veterans' Affairs; Ways and Means (Appropriations and Revenue).
- MARQUARDT (R. G. "Dick")**—Education; Highways; State Government; Ways and Means (Revenue).
- MATSON (Jim)**—Agriculture and Horticulture; Highways; Labor and Social Security; Natural Resources, Fisheries and Game.
- METCALF (Jack)**—Constitution, Elections and Legislative Processes; Education; Labor and Social Security; Natural Resources, Fisheries and Game; Ways and Means (Appropriations and Revenue).
- NEWSCHWANDER (Charles E.)**—Commerce and Regulatory Agencies; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Institutions; State Government; Ways and Means (Appropriations and Revenue).
- ODEGAARD (Gary M.)**—Chairman: Public Institutions; Agriculture and Horticulture; Education; Medicine, Dentistry, Public Health, Air and Water Pollution; Natural Resources, Fisheries and Game; Ways and Means (Appropriations).
- PETERSON (Lowell)**—Chairman: Natural Resources, Fisheries and Game; Cities, Towns and Counties; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Institutions.
- PETERSON (Ted G.)**—Cities, Towns and Counties; Education; Natural Resources, Fisheries and Game; Rules and Joint Rules; Ways and Means (Appropriations).
- PRITCHARD (Joel M.)**—Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Highways; Parks, Recreation, Capitol Grounds and Veterans' Affairs; Ways and Means (Appropriations).
- RIDDER (Robert C. "Bob")**—Chairman: Education; Cities, Towns and Counties; Highways; Judiciary; Labor and Social Security; Ways and Means (Appropriations and Revenue).
- RYDER (John N.)**—Commerce and Regulatory Agencies; Higher Education and Libraries; Rules and Joint Rules; State Government; Ways and Means (Appropriations and Revenue); Claims and Auditing.
- SANDISON (Gordon)**—Chairman: Higher Education and Libraries; Highways; Natural Resources, Fisheries and Game; Public Institutions; Ways and Means (Appropriations and Revenue).
- STENDER (John H.)**—Constitution, Elections and Legislative Processes; Education; Highways; Labor and Social Security; Rules and Joint Rules.
- STORTINI (Joe)**—Chairman: Labor and Social Security; Cities, Towns and Counties; Commerce and Regulatory Agencies; Public Institutions; Ways and Means (Appropriations and Revenue).
- TALLEY (Don L.)**—Cities, Towns and Counties; Education; Highways; Natural Resources, Fisheries and Game; Rules and Joint Rules.

- TWIGG (Robert W.)**—Commerce and Regulatory Agencies; Judiciary; Liquor Control; Ways and Means (Revenue).
- UHLMAN (Wesley C.)**—Chairman: Judiciary; Vice Chairman: Ways and Means (Appropriations); Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Education; Higher Education and Libraries.
- WALGREN (Gordon L.)**—Chairman: Liquor Control; Vice Chairman: State Government; Cities, Towns and Counties; Highways; Judiciary; Ways and Means (Appropriations and Revenue).
- WASHINGTON (Nat W.)**—Chairman: Highways; Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Education; State Government; Ways and Means (Appropriations and Revenue).
- WILLIAMS (Walter B.)**—Higher Education and Libraries; Highways; Judiciary; Rules and Joint Rules; Ways and Means (Appropriations and Revenue).
- WILSON (Bruce A.)**—Chairman: Parks, Recreation, Capitol Grounds and Veterans' Affairs; Vice Chairman: Cities, Towns and Counties; Agriculture and Horticulture; Higher Education and Libraries; Ways and Means (Appropriations).
- WOODALL (Perry B.)**—Constitution, Elections and Legislative Processes; Judiciary; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Appropriations and Revenue); Claims and Auditing.

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(SCR 33)

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(RCW 44.24.010 & HB 827)

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**EDUCATION COMMISSION OF THE STATES
(RCW 28.92.010)**

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(RCW 44.33.220)**

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(HCR 25)**

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(HCR 23)**

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(SCR 12)**

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**William S. Day
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Chet Hatfield
Mark Litchman
George W. Scott

**JOINT COMMITTEE ON HIGHER EDUCATION
(SB 244)**

SENATORS

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*Francis E. Holman
Mike McCormack
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(RCW 43.94.020)**

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**SENATE BILLS PASSED BY SENATE AND HOUSE
SHOWING THE ACTION BY THE GOVERNOR THEREON
1969**

**FORTY-FIRST LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY**

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
7	Recreation Districts Act for Counties.....	26	3/18	6/12/69
9	Motor Vehicles	27	3/18	3/18/69
10	Cities and Towns.....	28	3/18	3/18/69
11	Probation and Parole.....	29	3/18	3/18/69
12	Electricians and Electrical Installations.....	30	3/18	3/18/69
13	First Class Cities—Employees' Retirement System	31	3/18	3/18/69
14	State Government—Code Departments Enumerated—Purchasing	32	3/18	3/18/69
15	Motor Freight Carriers.....	33	3/18	3/18/69
16	Property Taxes—Public Property Exemption....	34	3/18	3/18/69
18	Fire Bomb Possession.....	79 Ex.	4/17	8/11/69
22	Perjury, Witness Intimidation.....	56 Ex.	4/ 8	8/11/69
29	Obscenity	92	3/24	6/12/69
32	Administrator for the Courts.....	93	3/24	6/12/69
33	School Equalization Funds Distribution P.V.....	138	3/25	
			Part I	7/ 1/69
			Part II	7/ 1/70
34	Washington History Course Requirement.....	57 Ex.	4/ 8	
			Part I	8/11/69
			Part II	7/ 1/70
35	Special License Plates.....	206 Ex.	5/ 1	8/11/69
37	City Civil Service, Pensions Systems.....	29 Ex.	4/ 3	7/ 1/69
42	Marriage License Applications Information—Sec. 2, P.V.	279 Ex.	5/23	8/11/69
49	State Schools for Blind and Deaf.....	39	3/18	6/12/69
51	Public Printer—Work, Supplies—Procurement from Private Sources.....	79	3/24	6/12/69
52	State Tort Claims Fund.....	140	3/25	3/25/69
55	County Commissioner Action Vote.....	185 Ex.	4/25	8/11/69
57	Uniform Anatomical Gift Act.....	80	3/24	6/12/69
65	Annexed Land, State Funds.....	50 Ex.	4/ 7	8/11/69
66	Cities and Towns—LID Bonds.....	81	3/24	6/12/69
Sub. 74	Law Enforcement Officers Retirement—Sec. 32 P.V.	209 Ex.	4/25	7/ 1/69
80	Goods-in-Transit, Tax Inventory.....	124 Ex.	4/19	1/ 1/69
87	Cities and Towns—Incorporation—Requisites... 48		3/24	6/12/69
88	Interlocal Cooperation Act—School Districts.... 40		3/18	6/12/69
91	Lien Foreclosure—Procedure.....	82	3/24	6/12/69
92	Public Defender	94	3/24	6/12/69
95	WWSC Doctorate Degrees.....	196 Ex.	4/29	
			Part I	8/11/69
			Part II	7/ 1/70
105	Fuel, Motor Vehicle Taxes Amended—Sec. 2. Vetoed	139	3/25	6/12/69
108	Court Reporters—Compensation	95	3/24	6/12/69
109	Professional Service Corporations.....	122	3/25	6/12/69
113	County Prosecutors Salaries—Sec. 1, P.V.....	226 Ex.	4/30	8/11/69
116	Usury Proceedings	142 Ex.	4/24	8/11/69
Sub. 117	Real Estate Brokers and Salesmen—Multiple Listing Associations.....	78	3/24	6/12/69
120	Driver License Suspension.....	44 Ex.	4/ 7	8/11/69
121	Interest on Judgments.....	46	3/24	6/12/69
122	Material Witness Detention Costs.....	143 Ex.	4/24	8/11/69
123	Venue Change Costs.....	144 Ex.	4/24	8/11/69

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date
128	Public Employee Representatives' Leave.....	174 Ex.	4/24	8/11/69
130	Second Class Cities—Police Judge Pro Tempore.	35	3/18	6/12/69
131	Legal Holidays	11	3/10	1/ 1/71
132	Crime While Armed, Penalties.....	175 Ex.	4/24	8/11/69
135	Mosquito Control Districts.....	96	3/24	6/12/69
136	Steelhead Trout—State Fish.....	36	3/18	6/12/69
138	Police Pension Computations.....	123	3/25	6/12/69
142	School Boards, Membership—Sec. 6 and 10, P.V.	131	3/25	
			Part I	3/25/69
			Part II	7/ 1/70
143	Firearms Sale Regulation—Sec. 1 and Sec. 4(4), P.V.	227 Ex.	4/29	8/11/69
146	Tax Delinquency Certificate Assignment.....	45 Ex.	4/ 7	8/11/69
Sub. 147	Food Fish and Shellfish—Charter Boats.....	90	3/24	1/ 1/70
150	Motor Vehicles, Private Property Trespass.....	208 Ex.	5/ 6	8/11/69
Sub. 151	State Agencies Operation Budget—P.V.....	282 Ex.	5/23	5/23/69
Sub. 152	Capitol Improvements Budget—P.V.....	280 Ex.	5/23	5/23/69
Sub. 157	Highway Budget Adoption—Sec. 1, P.V.....	278 Ex.	5/23	5/23/69
161	Sewer District Name Change.....	119	3/25	6/12/69
163	Search Warrants	83	3/24	6/12/69
167	Municipal Courts—Prisoners—Working Out Fines and Costs	84	3/24	6/12/69
Sub. 168	Garnishment, New Law Established.....	264 Ex.	5/23	8/11/69
Sub. 169	Platting Subdivisions, Procedures, Requirement.	271 Ex.	5/23	8/11/69
172	Hospitals, Non-profit Charitable, Reports.....	245 Ex.	5/22	8/11/69
Sub. 174	Employment Agencies, Organizations—Sec. 20(1), P.V.	228 Ex.	4/19	7/ 1/69
176	State Hospitals, Charges, Notification Procedure.	268 Ex.	5/23	8/11/69
177	City Utility Services, Combined.....	51 Ex.	4/ 7	8/11/69
179	Teachers' Professional Negotiations Act.....	52 Ex.	4/ 7	
			Part I	8/11/69
			Part II	7/ 1/70
180	Electricians, Regulation, General Amendments..	71 Ex.	4/17	8/11/69
182	State Employees' Retirement, General Amendments	128	3/25	3/25/69
183	Volunteer Firemens' Pensions, General Amendments	118	3/25	6/12/69
186	Mobile Homes, Trailers, Construction Regulation —Sec. 3, P.V.....	229 Ex.	4/25	8/11/69
187	Port Commission Boundaries, Reestablishment..	9 Ex.	4/ 1	4/ 1/69
Sub. 188	Veterans' Benefits, General Amendments.....	269 Ex.	5/23	
			Secs. 1 and 2, effective	8/11/69
			Secs. 3, 4 and 5, effective	8/11/69
			phase out	7/ 1/70
			Secs. 6, 7 and 11, effective	8/11/69
			Secs. 8, 9, 10, 17, effective	7/ 1/70
191	Charter Counties, Administrative Coordination..	5 Ex.	4/ 1	8/11/69
195	Health District Boards, Rural Member.....	70 Ex.	4/10	8/11/69
196	Banks for Co-ops, B & O Tax Exempt.....	246 Ex.	5/22	5/22/69
198	State Lands, Inventory Record.....	53 Ex.	4/ 7	8/11/69
199	State Lands, Interagency Leases.....	247 Ex.	5/22	8/11/69
Sub. 201	Shorelands, 2nd Class, Sale Regulated.....	54 Ex.	4/ 8	4/ 8/69
202	State Lands, Recreational Use Leases.....	46 Ex.	4/ 7	8/11/69
203	Forest Trust Lands, County Recreation Use....	47 Ex.	4/ 7	8/11/69
Sub. 205	Fiscal Agencies, State, Appointment.....	80 Ex.	4/17	4/ 1/71
206	State Patrol Retirement System.....	12	3/10	6/12/69
207	Dentistry	49	3/24	6/12/69
208	Dental Hygienists	47	3/24	6/12/69
211	Vehicle Tax, County Collection Fee Increased...	10 Ex.	4/ 1	8/11/69
216	Mechanics' and Materialmen's Liens.....	38	3/18	6/12/69
217	Landscape Architects, Licensing.....	158 Ex.	4/24	8/11/69

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228	Funeral Expenses, Public Assistance, Claim Filing	159 Ex.	4/24	8/11/69
229	Corporations, General Amendments.....	58 Ex.	4/ 8	8/11/69
233	Wallace Falls State Park.....	41	3/18	6/12/69
234	Optional Municipal Code, General Revisions....	81 Ex.	4/17	7/ 1/69
235	Tree Fruit Research, Commission Created.....	129	3/25	6/12/69
241	County Warrants, Accounting Procedures.....	48 Ex.	4/ 7	8/11/69
242	Public Hospital Districts, Indebtedness—Sec. 4, Vetoed	65 Ex.	4/ 3	8/11/69
243	Higher Education Council Created—Sec. 3, P.V..	277 Ex.	5/23	8/11/69
244	Higher Education Joint Committee.....	265 Ex.	5/23	8/11/69
253	Port Districts, Personal Property Sale.....	30 Ex.	4/ 3	8/11/69
254	Port Districts, Contracts.....	11 Ex.	4/ 1	4/ 1/69
255	Criminal Trespass	7	2/21	2/21/69
256	State Funds, Outside Treasury, Prohibited.....	248 Ex.	5/22	8/11/69
257	Parks and Recreation Commission, Membership.	31 Ex.	4/ 3	8/11/69
261	Pharmacy Board, Police Powers.....	82 Ex.	4/17	8/11/69
263	Agricultural Fairs	85	3/24	6/12/69
265	Town Size, Land Acreage Computation.....	124	3/25	6/12/69
268	Uniform Facsimile Signature of Public Officials Act	86	3/24	6/12/69
270	School Book Purchases, Bid Exempt.....	49 Ex.	4/ 7	
			Part I	8/11/69
			Part II	7/ 1/70
273	County Printing, Permissible Fees Increased....	43 Ex.	4/ 4	4/ 4/69
275	Legislators' Subsistence and Lodging Allowance.	3	1/29	1/29/69
276	Appropriations—Legislative Expense and Members' Subsistence	4	1/29	1/29/69
277	Visually Handicapped—Protection—Sec. 8, Vetoed	141	3/25	6/12/69
280	Educational Employees—Tax Deferred Annuities	97	3/24	
			Part I	6/12/69
			Part II	7/ 1/70
282	Investment of State Funds—Reserve Account....	50	3/24	6/12/69
287	Motor Vehicles—Fees—Funds	99	3/24	7/ 1/69
290	Apprenticeship, Building Standards Divisions...	32 Ex.	4/ 3	8/11/69
291	Blood Donation by Persons Eighteen or Older...	51	3/24	3/24/69
292	Highways—Lease, Sale of Unused Lands.....	91	3/24	6/12/69
295	Speed Limit, Highways, 70 m.p.h.....	12 Ex.	4/ 1	8/11/69
297	Justice Court Judges, Mandatory Retirement Age	6 Ex.	4/ 1	8/11/69
298	Justices of the Peace—Compensation.....	52	3/24	6/12/69
299	Cities, Towns Uniform Budget Procedure.....	95 Ex.	4/17	8/11/69
301	State Ferries, Terminals, Concurrent Law Enforcement	13 Ex.	4/ 1	8/11/69
305	Motorcycles—Equipment	42	3/18	6/12/69
308	School Districts, Interdistrict Cooperation.....	130	3/25	
			Part I	6/12/69
			Part II	7/ 1/70
310	Highways, Roads, Eminent Domain.....	236 Ex.	5/16	5/16/69
311	Right-of-way Acquisition, Cost Advances.....	197 Ex.	4/30	8/11/69
312	Irish Seed Potatoes.....	87	3/24	6/12/69
313	Livestock Diseases—Diagnostic Service Program	100	3/24	6/12/69
318	Public Funds Withdrawal, Tax Exempt Banks— Sec. 10, Vetoed.....	230 Ex.	4/18	8/11/69
320	School Directors' Association Dues Increase....	125	3/25	
			Part I	6/12/69
			Part II	7/ 1/70
325	Escheat Estates, Leases.....	249 Ex.	5/22	8/11/69
326	Program Planning, Fiscal Management Office— Sec. 23, Vetoed.....	239 Ex.	5/22	8/11/69
327	Western Interstate Nuclear Compact.....	9	3/ 3	3/ 3/69
336	Entertainers, Age Limit Lowered.....	250 Ex	5/22	8/11/69

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340	Spokane River Bridge, Construction.....	117 Ex.	4/18	8/11/69
341	Liquor Control, General Amendments— Sec. 11, Vetoeoed.....	178 Ex.	4/24	8/11/69
344	Public Assistance—Recipients Generally— Recipients of Aid to Families with Dependent Chil- dren—Work Incentive	15	3/17	3/17/69
346	Prison Terms and Paroles.....	98	3/24	7/ 1/69
350	Youth Development & Conservation Commission	96 Ex.	4/17	8/11/69
351	Interlocal Cooperation—School Districts—Fire Districts—Fireman Injured Outside District... ..	88	3/24	6/12/69
353	City Fund Surplus Investments.....	33 Ex.	4/ 3	7/ 1/69
Sub. 355	Natural Resources Employees, Police Powers...	160 Ex.	4/24	8/11/69
357	Public Lands Products Sale.....	14 Ex.	4/ 1	8/11/69
359	Supplemental Budget, Highways.....	118 Ex.	4/18	4/18/69
363	State Land Sale Procedure.....	267 Ex.	5/23	8/11/69
371	City Officials Compensation Changes.....	270 Ex.	5/23	8/11/69
372	Harbor Area Leases.....	97 Ex.	4/17	8/11/69
376	County Employee Liability Insurance.....	59 Ex.	4/ 8	8/11/69
377	Public Employees, Insurance Program.....	237 Ex.	5/19	7/ 1/69
379	Teaching Contracts, Regulation.....	15 Ex.	4/ 1	
			Part I	8/11/69
			Part II	7/ 1/70
386	Citizens Aiding Police—Immunities.....	37	3/18	6/12/69
387	Misdemeanors, Police Arrest Powers.....	198 Ex.	4/30	8/11/69
392	Public Disorders, Governor's Powers.....	186 Ex.	4/25	8/11/69
401	Rent Assignments Permitted.....	122 Ex.	4/18	8/11/69
402	Sewer District Assessment Errors Correction....	126	3/25	6/12/69
403	Personal Property Lien Rights.....	251 Ex.	5/22	8/11/69
410	Wills, Proof—Sec. 2, Vetoeoed.....	126 Ex.	4/17	8/11/69
411	Water Pollution Control Facilities Loans.....	141 Ex.	4/23	8/11/69
413	Tuberculosis Hospitals	161 Ex.	4/24	8/11/69
414	Mandatory School Attendance, 9th Grade.....	109 Ex.	4/17	
			Part I	8/11/69
			Part II	7/ 1/70
421	Corporations, General Amendments.....	83 Ex.	4/17	
		(Sec. 4 only)		4/17/69
		Remainder		8/11/69
428	Skagit County Port, Tidelands Conveyance.....	127	3/25	6/12/69
429	Irrigation Districts—Crop Damage—Notice.....	89	3/24	6/12/69
443	Alcohol, Narcotic & Drug Treatment Center.....	123 Ex.	4/18	7/ 1/69
444	Mobile Home Excise, County Apportionment....	274 Ex.	5/23	7/ 1/69
446	Incineration Agent Appointment.....	120	3/25	6/12/69
454	State Buildings, Parking Facilities.....	272 Ex.	5/23	5/23/69
455	East Capitol Site, Bonds.....	273 Ex.	5/23	5/23/69
457	Dyslexic Children	2 Ex.	3/27	
			Part I	8/11/69
			Part II	7/ 1/70
458	Fire Service Training, Coordinating Council....	98 Ex.	4/17	8/11/69
460	School Funds, Apportionment, Monthly Amounts	184 Ex.	4/25	
			Part I	8/11/69
			Part II	7/ 1/70
462	Petty Cash Funds Authorized.....	60 Ex.	4/ 8	7/ 1/69
463	Interagency Transactions	61 Ex.	4/ 8	8/11/69
Sub. 468	Municipal Police, Retirement Benefits.....	219 Ex.	5/10	7/ 1/69
469	Housing, Joint State, Federal Activities.....	121	3/25	3/25/69
474	Migrant Farm Worker Housing—Sec. 1, Subsection (1), P.V.....	231 Ex.	5/ 3	5/ 3/69
477	Police Academy Authorized.....	220 Ex.	5/10	8/11/69
488	WWSC "Classroom" Building Appropriation....	187 Ex.	4/25	8/11/69
492	Seashore Conservation	55 Ex.	4/ 8	8/11/69

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
498	County Budget Estimates.....	252 Ex.	5/22	8/11/69
499	Studded Tires, Use.....	7 Ex.	4/ 1	8/11/69
502	Deaf School, Land Sale.....	62 Ex.	4/ 8	8/11/69
514	Green River Gorge Park Authorized.....	162 Ex.	4/24	8/11/69
Sub. 518	Motor Vehicle Dealers, General Provisions.....	63 Ex.	4/ 8	8/11/69
525	Materialmen's Lien Claim, Notice to Contractor.....	84 Ex.	4/17	8/11/69
537	Salmon Sales, Test Fishing Operations.....	16 Ex.	4/ 1	8/11/69
539	Foreign Nonprofit Corporations, Agents.....	163 Ex.	4/24	8/11/69
556	Community College Tenure, Leaves—Sec. 50, P.V.	283 Ex.	5/23	
			Parts I & II	8/11/69
			Part III	7/ 1/70
560	Bond Issues, Public, Interest Rates Increased— Secs. 5, 49 and 92, Vetoed.....	232 Ex.	4/25	4/25/69
Sub. 569	Justice Court Income Distribution.....	199 Ex.	4/30	
			Part I & II	8/11/69
			Part II & III	7/ 1/70
575	County Courthouse Parking.....	8 Ex.	4/ 1	8/11/69
577	Public Places, Clubs, Intoxicating Liquor.....	275 Ex.	5/22	8/11/69
618	School District Bonds, Indebtedness— Sec. 4, Vetoed.....	142	3/25	3/25/69
			Sec. 2	7/ 1/70
624	Horse Racing Commission—Sec. 3, P.V.....	233 Ex.	4/19	8/11/69
629	Public Officers Ethics Code.....	188 Ex.	4/25	8/11/69
643	State Lands, Park Use, Rentals.....	189 Ex.	4/25	8/11/69
648	Insurance Premium Finance, Regulation.....	190 Ex.	4/25	6/25/69
652	Endowment Care Cemeteries.....	99 Ex.	4/17	8/11/69
662	Boy Scout Jamboree, School Bus Use.....	64 Ex.	4/ 8	4/ 8/69
Sub. 724	Highway Omnibus Bill—Sec. 19, Vetoed; Sub- section (3) of Section 37; P.V.....	281 Ex.	5/23	
			Secs. 32 & 54	1/ 1/70
			Remainder	5/23/69
737	School Plant Facilities, State Assistance.....	244 Ex.	5/22	5/22/69
738	Community College Construction Bonds.....	238 Ex.	5/22	
			Part I	8/11/69
			Part II	7/ 1/70
744	Executive Conflict of Interest Act— Sec. 18, P.V.....	234 Ex.	4/21	8/11/69
749	Flags, Crimes Against.....	110 Ex.	4/17	8/11/69
750	Legislature, Salaries, Operations, Appropriation.....	1 Ex.	3/27	3/26/69
754	Drug Testing Laboratory.....	266 Ex.	5/23	5/23/69
756	Bonds, Certain Municipal, Issuance.....	191 Ex.	4/25	4/25/69
781	Community College Tuition, Bond Retirement Fund.....	276 Ex.	5/23	8/11/69

**SENATE MEMORIALS AND RESOLUTIONS PASSED BY THE
SENATE AND HOUSE
1969**

**FORTY-FIRST LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY
SENATE JOINT MEMORIALS**

<i>No.</i>	<i>Subject</i>
3	Federal income tax, return to states, three percent.
7	Point Roberts, border problems.
8	Coke pilot plants.
13	Eisenhower family condolences.
14	Water, state-based rights protection.
15	Continental shelf fishery, United States jurisdiction.

SENATE CONCURRENT RESOLUTIONS

<i>No.</i>	<i>Subject</i>
1	Schools, twelve month utilization.
2	Lee Kueckelhan commended.
10	Community college budgets, fiscal study.
11	Lower Columbia river state park study.
12	Local funds study.
15	School questionnaires; sex education; prohibited.
17	Legislative quarters, maintenance of order.
18	Legislative bills, retransmittal, retention.
19	Legislative bills, reintroduced; joint rules adopted.
22	Legislative bills, consideration cut-off dates.
29	Municipal committee created.
30	Forest tax committee created, duties.
33	Regulatory agencies interim committee created.
34	Chapter 178, extraordinary session, amendment.

Note: See History of Bills for Senate Floor Resolutions.

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 1969

FORTY-FIRST LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY

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8	Forest Land Products Proceeds.....	110	3/25	6/12/69
13	Vocational Training Workshop.....	105	3/25	3/25/69
15	Absentee Ballot, Voters' Pamphlet.....	72 Ex.	4/17	8/11/69
16	Mayors Pro Tempore.....	101	3/25	6/12/69
17	Weights and Measures.....	67	3/24	6/12/69
18	Food Processing.....	68	3/24	6/12/69
Sub. 24	Railroad Crossings Signal Devices— Sec. 3, P.V.; Sec. 5, Vetoed.....	134	3/25	7/ 1/69
Sub. 31	Explosives Regulated.....	137 Ex.	4/22	8/11/69
Sub. 33	Meat Inspection Act.....	145 Ex.	4/24	8/11/69
34	Rules of the Road—Emergency Vehicles.....	23	3/18	6/12/69
36	Game Land Sale.....	73 Ex.	4/17	8/11/69
38	Steelhead Seal.....	17 Ex.	4/ 2	8/11/69
40	Protected Wildlife.....	18 Ex.	4/ 2	8/11/69
41	Fish Classification.....	19 Ex.	4/ 2	8/11/69
Sub. 42	Poultry Products Act.....	146 Ex.	4/24	8/11/69
45	Urban Renewal, All Counties.....	127 Ex.	4/21	8/11/69
51	State Patrol Promotions.....	20 Ex.	4/ 2	8/11/69
52	Vehicle Passing Speed—P.V.....	135	3/25	6/12/69
53	Mobile Homes and Travel Trailers Excise.....	69	3/24	6/12/69
54	Marine Fuel Refunds.....	74 Ex.	4/17	8/11/69
58	Education Code.....	223 Ex.	5/12	7/ 1/70
60	Nonprofit Tax Exemptions.....	137	3/25	6/12/69
61	Motor Vehicle Regulation.....	170 Ex.	4/24	8/11/69
65	Veterans' Reemployment Rights.....	16	3/18	6/12/69
Sub. 66	Boundary Review Boards.....	111 Ex.	4/18	8/11/69
76	Liquor Establishments, Regulations.....	112 Ex.	4/18	8/11/69
77	Shellfish Harvest Regulation.....	253 Ex.	5/23	8/11/69
82	Vehicle Licenses, Pre-issue Provisions.....	75 Ex.	4/17	8/11/69
Sub. 84	Rural Library Districts, Tax Freeze Exempt....	242 Ex.	5/22	8/11/69
Sub. 90	Judges, Additional, Certain Superior Courts....	213 Ex.	5/ 8	8/11/69
Sub. 91	Noxious Weed Control.....	113 Ex.	4/18	8/11/69
92	Municipal Courts Reorganized.....	147 Ex.	4/24	8/11/69
93	County Jail Prisoners—Board Allowance—Rate.	17	3/18	6/12/69
Sub. 95	Probate.....	70	3/24	6/12/69
Sub. 96	Horticultural Pest Control.....	113	3/25	6/12/69
98	Horticulture District Funds.....	76 Ex.	4/17	8/11/69
99	Weights, Certification.....	100 Ex.	4/17	7/ 1/69
100	Wine Sales.....	21 Ex.	4/ 2	8/11/69
101	School Districts—Joint Purchasing Agencies— Interest Bearing Warrants.....	53	3/24	
			Part I	6/12/69
			Part II	7/ 1/70
103	Pacific Marine Fisheries Compact (Becomes ef- fective upon approval of U.S. Congress).....	101 Ex.	4/17	
110	Antenuptial Debts.....	121 Ex.	4/18	8/11/69
111	Metropolitan Park Districts—Eminent Domain..	54	3/24	6/12/69
Sub. 116	Arrest Records.....	256 Ex.	5/23	8/11/69
121	Guardianship—Incompetents—Notice of Proceedings.....	18	3/18	6/12/69
123	Firearms and Other Dangerous Weapons.....	8	2/28	2/28/69
124	Felon Incarceration Pending Appeal.....	103	3/25	6/12/69
125	Commercial Fishing, Personal Gear Use.....	23 Ex.	4/ 2	1/ 1/70

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128	Recreational Land, Owner Liability Limited.....	24 Ex.	4/ 2	8/11/69
Sub. 130	Health Care Insurance, Handicapped Minors....	128 Ex.	4/21	8/11/69
131	Mutual Savings Banks.....	55	3/24	6/12/69
132	Higher Education Commission Created— Sec. 10, Vetoed.....	263 Ex.	5/23	8/11/69
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143	Probate—Executors—Nonintervention Powers ..	19	3/18	6/12/69
146	Odometer Changes; Vehicle Owner Disclosure..	112	3/25	6/12/69
147	Jurors, Peremptory Challenges, Criminal Cases..	41 Ex.	4/ 4	8/11/69
148	Jurors, Peremptory Challenges, Civil Cases....	37 Ex.	4/ 4	8/11/69
150	Off-Street Parking Taxes.....	144	3/25	6/12/69
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155	Farm Trucks, Gross Weight Fees.....	169 Ex.	4/24	8/11/69
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Sub. 158	Eye Protection, School Shops, Laboratories.....	179 Ex.	4/25	8/11/69
159	Beer, Wine Grocery Sales by Minor Employees..	38 Ex.	4/ 4	8/11/69
163	Juvenile Car Ownership Prohibited.....	125 Ex.	4/19	8/11/69
166	Cities and Towns—Removal of Debris from Pri- vate Property	20	3/18	6/12/69
168	Limiting Ownership of Breweries—Vetoed.....
169	Publication of the Session Laws.....	6	2/ 7	2/ 7/69
170	Justice Court Funds, Disbursements.....	111	3/25	6/12/69
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189	Dogs—Licensing—Dog Control Zones.....	72	3/24	6/12/69
191	Justice Court Commissioner Procedures.....	66 Ex.	4/10	8/11/69
192	Inheritance Tax—Escheats—Refunds, Interest...	73	3/24	6/12/69
193	State Trust Lands, Recreation Use Withdrawal..	129 Ex.	4/21	8/11/69
194	Sewer-Water District Mergers Authorized.....	148 Ex.	4/24	8/11/69
196	Uniform Commercial Code—Dishonored Checks..	62	3/24	6/12/69
197	Pest Control, Interstate Compact.....	130 Ex.	4/21	8/11/69
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203	C.P.A. License Standards, Amendment— Sec. 9, Vetoed.....	114	3/25	6/12/69
Sub. 205	Health Care Service Contractors Regulation.....	115	3/25	6/12/69
208	Variable Contract Act.....	104	3/25	7/ 1/69
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217	Washington State Seed Act.....	63	3/24	7/ 1/69
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230	Military Property Disposal, Governor's Jurisdiction	86 Ex.	4/17	8/11/69
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245	Vision Care Services.....	143	3/25	6/12/69
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264	Local Government—Travel Expenses—Advances	74	3/24	6/12/69
267	State Lands, Pre-sale Economic Analysis.....	131 Ex.	4/21	8/11/69
277	Agricultural Cooperative Associations—Directors —Officers	64	3/24	6/12/69
278	Alien Gun Licensing, Canadians Exempt.....	90 Ex.	4/17	8/11/69
281	Medical Disciplinary Board—Orders, Stay on Appeal	58	3/24	6/12/69
282	Savings, Loan Assoc., Functions Increased.....	107	3/25	6/12/69
291	Grain Warehousemen, Responsibilities.....	132 Ex.	4/21	8/11/69
293	Oysters, Noncommercial Harvesting.....	91 Ex.	4/17	8/11/69
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305	Oil Discharge into State Waters.....	133 Ex.	4/21	8/11/69
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310	Pollution Control Project Grants.....	284 Ex.	5/23	8/11/69
311	Glue Sniffing, Crime.....	149 Ex.	4/24	8/11/69
314	Traffic Safety Education—Sec. 11, Vetoed.....	218 Ex.	5/ 3	5/ 3/69
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341	Justices of Peace, Part Time, Salaries—P.V.....	192 Ex.	4/24	8/11/69
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345	Personnel Services, Federal Funds.....	152 Ex.	4/24	8/11/69
346	Beef Commission Created—Secs. 8-18, P.V.....	133	3/25	6/ 1/69
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465	State School Recipients, Group Homes Placement	166 Ex.	4/24	7/ 1/69
466	Real Estate Transactions Discrimination.....	167 Ex.	4/24	8/11/69
471	Governmental Seat, Emergency Relocation.....	106 Ex.	4/17	4/17/69
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**HOUSE MEMORIALS AND RESOLUTIONS PASSED BY THE
SENATE AND HOUSE**

1969

**FORTY-FIRST LEGISLATIVE SESSION
REGULAR AND EXTRAORDINARY**

HOUSE JOINT MEMORIALS

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3	Mt. View hospital, VA hospital.
7	Air mail service inauguration commemorating.
8	Alpine recreation areas.
16	Multi-state tax compact.
17	North Cascades Park improvement.
18	Youth vocational, agricultural organizations.
21	Pacific air routes decision reopening.

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2	Legislature organized.
3	Governor's budget, tax message.
5	Private higher education study.
7	Legislative interns authorized.
8	Legislators, deceased, memorial services.
11	Ethics code; joint rules.
12	Legislative bills, consideration limitation.
14	Odle, M. Frank, death, condolences.
Sub. 15	Water resources legislative committee created.
16	Legislative bills, final consideration.
17	Adjournment <i>sine die</i> .
18	Legislature organized.
20	State lands use study.
23	Game, game fish interim committee created.
25	Fisheries interim committee created.
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34	SCR 22 suspension.
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10. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to cities and towns	12	88	132	132	132	593	610	622	Signed p. 783 CH. 28
11. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to probation and parole	12	114	172	172	.....	172	593	610	622	Signed p. 783 CH. 29
12. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to electricians and electrical installations	12	114	173	173	.....	173	593	610	622	Signed p. 783 CH. 30
13. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to municipal corporations	12	88	133	133	.....	133	593	610	622	Signed p. 783 CH. 31
14. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to state government	13	96	133	133	.....	133	593	610	622	Signed p. 783 CH. 32
15. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to motor freight carriers	13	88	264	264	.....	264	593	610	622	Signed p. 783 CH. 33
16. Senators Uhlman and Elicker (by departmental request): Correcting code sections relating to property taxes	13	267	340	340	.....	341	593	610	622	Signed p. 783 CH. 34
17. Senator Uhlman: Providing penalties for defaulting on bail, personal security or personal recognizance	13	96	.....	.....	.....	.....	.....	.....	.....	.....
18. Senators Uhlman and Herr: Providing penalties for the manufacture, use, possession or disposal of fire bombs	13	97	136	136, 691	.....	136, 692	SCR 18, 678, 1188	1203	1270	Signed p. 1337 CH. 79 Ex
19. Senator Uhlman: Requiring insurance for all motor vehicle drivers and owners	13
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22. Senators Woodall, Greive and Washington (by Joint Committee on Governmental Cooperation request): Suborning perjury or intimidating witnesses by force	14	97	106, 113	113, 692	106	113, 692, 1002	SCR 18, 678, 1001-1002	1026	1037	Signed p. 1161 CH. 56 Ex
23. Senators Washington and Greive (by Joint Committee on Governmental Cooperation request): Providing a wage incentive plan for the hard core unemployed	14									
24. Senators Washington, Woodall and Greive (by Joint Committee on Governmental Cooperation request): Authorizing school district state support of nursery care for hard core unemployed mothers	14									
25. Senators Washington and Greive (by Joint Committee on Governmental Cooperation request): Providing minority representation on the apprenticeship council	14									
26. Senator Guess: Extending to all local governments the requirement that Washington residents be employed on public works contracts	14	953								
27. Senator Lewis (Brian): Including school districts within the Interlocal Cooperation Act	14									
28. Senators Lewis (Brian) and Walgren: Providing for landscaping to be included as an assessable cost of local improvement	14	88								

29. Senator Keefe: Relieving motion picture protectionists from criminal liability	14	246	327-328	329	328-329, 329-331, 653	331, 653	653	669	669	Signed p. 902 CH. 92
30. Senator Guess: Prohibiting the distribution of indecent publications	14				245					
31. Senator Guess: Prohibiting distribution of obscene matter to minors	14				245					
32. Senator Uhlman: Increasing the salary of the administrator for the courts	14	84	180, 188, 195	180, 195	181, 188, 644, 665	181, 196, 665-666	644, 665	669	671	Signed p. 902 CH. 93
33. Senators McCutcheon and Woodall: Providing for distribution of school equalization funds . .	15	84	188	189	1697	189	622	623	655	Signed pp. 1696-1697 CH. 138 P. V.
34. Senator Stortini: Providing that Washington history as a required subject may be included in a course in United States history	15	127	160	160, 692		161, 692-693, 1003	SCR 18, 678, 1002-1003	1026	1037	Signed p. 1161 CH. 57 Ex
35. Senators Washington, Pritchard and Talley: Eliminating certain special motor vehicle license plates	15	127, 1426	154, 177, 189-191, 206	207, 693	147, 154, 178, 191, 1029, 1116, 1426	207, 693, 1426-1427	SCR 18, 678, 1028 1116, 1426	1431	1439	Signed pp. 1534-1535 CH. 206 Ex
36. Senator Faulk: Paying public assistance medical charges	15									
37. Senator Durkan (by Municipal Committee request): Clarifying powers of municipal code cities as to certain employee rights and benefits	15	333-334	478	479, 693		479- 480, 693	SCR 18, 678, 940	940	946	Signed p. 1094 CH. 29 Ex
38. Senator Durkan (by Municipal Committee request): Requiring retention of civil service system by code cities	15	225	479	479, 693		479, 693-694	SCR 18, 678			
39. Senator Durkan: Preventing deductions from public assistance grants when social security payments are increased	15	406								
40. Senator McCormack: Adding a new judge to Benton and Franklin counties	15									

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41. Senators Herr, Uhlman, Greive, Metcalf, Marquardt and Andersen: Providing a mandatory jail sentence for persons assaulting a police officer or fireman acting in the course of their duties	15	97	104	105, 694	21	105, 694	SCR 18, 678			
42. Senators Uhlman, Talley, Huntley and Guess: Supplying vital statistics on marriage license applications	15, 16	108, 1629, 1664-1665	135	135, 694	16, 21, 1417, 1573,	135, 1629, 1665	1416-1417, 1573, 1629, 1664	1693	1702	Signed p. 1814 CH. 279 Ex P. V.
43. Senators Walgren and Elicker: Equalizing school funds	16						SCR 18, 678			
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45. Senator Faulk: Adopting and revising six year highway construction program	16									
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49. Senators Keefe, Knoblauch and Sandison (by Legislative Council request): Providing for the care and training of the blind	16	247	403	403		403	622	639	655	Signed p. 783 CH. 39

50. Senators Dore, Holman, Uhlman and Metcalf: Creating office of ombudsman	16	246	.....	.....	21	.....	.....	.....	.....	.....	.....	.....
51. Senator Pritchard (by departmental request): Establishing charges for state printing farmed out	17	183	229	229	.....	229	593	610	622			Signed p. 902 CH. 79
52. Senator Atwood (by departmental request): Establishing a state tort claims revolving fund .	17	468	519	519	.....	519-520	666	669	671			Signed p. 902 CH. 140
53. Senators Washington, Marquardt and Mc- Dougall: Adding a highway to the scenic and recreational system	17	364	416	416, 694-695	417, 421	417, 695	SCR 18, 678	.....	.....	.....	.....	.....
54. Senators Huntley, Donohue and McCormack: Rescinding provision for maintenance of tem- porary route until state highway 11B is com- pleted	17	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
55. Senator Gissberg: Voting requirements for county commissioner action	17	138	205	205, 695	1380	205, 695, 1380	SCR 18, 678, 1379-1380	1401	1406			Signed p. 1478 CH. 185 Ex
56. Senators Greive and Ryder: Regulating real property conveyances	17	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
57. Senators Holman, Greive and Ryder: Specifying how a gift of all or part of a human body shall be made or incurred	17	88	104, 112	112	104	113	593	610	622			Signed p. 902 CH. 80
58. Senator Faulk: Regulating sewage disposal from boats	17	578
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74. (Substitute) Committee on State Government: Establishing a state law enforcement officers' retirement system		247, 422	401, 481	482, 696	402, 1360, 1361, 1610	482, 696, 1361		SCR 18, 678, 1348-1360	1368	1400										Signed p. 1610 CH. 209 Ex P.V.
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76. Senator Greive (by Joint Committee on Governmental Cooperation request): Extending urban renewal provisions to all counties	19, 20	917	1014	1014				1015												
77. Senator Greive (by Joint Committee on Governmental Cooperation request): Authorizing self-liquidation of urban renewal costs	20	917	1015, 1034	1034				1015	1034											
78. Senator Greive (by Joint Committee on Governmental Cooperation request): Authorizing tax abatement in urban renewal areas for certain low income families	20	917	1015, 1018	1018	1015-1016			1018												
79. Senator Greive (by Joint Committee on Governmental Cooperation request): Relocating displacees of urban renewal projects	20	917	1016	1017	1017			1018												
80. Senators Talley, Lewis (Harry) and Greive (by Legislative Council request): Permitting use of average of inventory for taxation of goods-in-transit	20	953	1044-1045	1045				1046	1231	1238	1298									Signed p. 1399 CH. 124
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83. Senators Henry, Huntley and Knoblauch (by departmental request): Regulating motor vehicle financial responsibility	23	224	241	242, 696	26, 242	242, 696-697	SCR 18, 678			
84. Senators Guess, Washington and Henry: Authorizing use of helicopters for emergency medical service or automobile removal	23									
85. Senators Henry, Huntley and Talley (by departmental request): Releasing information on file in the department of motor vehicles	23									
86. Senators Talley, Williams and Dore (by Legislative Council request): Reorganizing and clarifying the law on consolidation of cities and towns	23									
87. Senators Williams, Talley and Dore (by Legislative Council request): Setting a new qualification for incorporation of a municipal corporation	24	188	157, 170	157, 170	157, 653, 666	170, 666	652, 666	669	Signed p. 902 CH. 48	
88. Senators Lewis (Brian), Dore and Williams (by Legislative Council request): Providing for inter-governmental cooperation	24	97	135	135		136	622	639	Signed p. 783 CH. 40	
89. Senators Greive, Talley and Peterson (Ted) (by Legislative Council request): Restricting the use of public tidelands	24	435								
89. (Substitute) Committee on Natural Resources, Fisheries and Game: Restricting the use of public tidelands		435	496	496- 497, 697		497, 697	SCR 18, 678			

90. Senators Gissberg, Twigg and Greive (by departmental request): Increasing the minimum amount for reporting motor vehicle accidents	24	406																		
91. Senators Atwood and Uhlman: Foreclosing statutory liens	24	84	145	145			145	593	610	622										Signed p. 901 CH. 82
92. Senators Atwood and Uhlman: Establishing public defender system	24	246	264	265	654	265, 654		654	669	669										Signed p. 901 CH. 92
93. Senators Stender, Talley and Greive: Raising salary of water commissioners	24	89	106	106, 697			106, 697				SCR 18, 678									
94. Senators Guess and Washington: Authorizing fire protection for state colleges	24	139	172	172			172				SCR 18, 678									
95. Senators Atwood, Odegaard, Durkan and Guess: Authorizing granting of certain doctorate degrees at Western Washington State College	25	345	412-413	413, 697	1390, 1391	26, 697-698, 1390-1391		414, 697-698, 1390-1391			SCR 18, 678, 1390	1422	1425							Signed p. 1511 CH. 196 Ex
96. Senators Atwood and Uhlman: Notifying guardians in probate	25	406	964-965	965			965													
97. Senators Walgren, Uhlman and Twigg: Authorizing occupational driver license where license revoked under implied consent	25						25													
98. Senators Atwood, Walgren and Woodall: Defining "resident" for divorce actions	25	85	107	107, 698			107, 698				SCR 18, 678									
99. Senators Atwood and Uhlman: Serving process in actions involving motor vehicles	25	85	178	178, 698			179, 698				SCR 18, 678									
100. Senators Greive and Uhlman: Granting personal immunity to judges	25	108	134	134, 699		135	134, 699				SCR 18, 678									
101. Senators Ridder, Stortini and Bailey: Providing for the payment of compensation while receiving vocational rehabilitation or retraining	26																			
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104. Senators Woodall, Cooney and Gissberg (by departmental request): Authorizing occupational drivers' licenses	26	234	352	352, 781	137	352, 732	SCR 18, 678			
105. Senators Durkan, Keefe and Williams (by departmental request): Amending fuel and motor vehicle taxes	26	127	200	200	1699	200	622	639	655	Signed pp. 1698-1699 CH. 139 P. V.
106. Senators Day, Guess, Cooney, Keefe and Twigg: Sending University High School band to the presidential inauguration	31		31	32	31, 32, 722	32	SCR 18, 678			
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108. Senators Atwood, Cooney and Mardesich: Raising salary of court reporters	32	183	228	228	650	228, 650	650	669	669	Signed p. 902 CH. 95
109. Senators Uhlman, Atwood and Greive: Authorizing professional service corporations	32	361	475	476	245, 442	476-477	622	623	655	Signed p. 902 CH. 122
110. Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request): Compensating certain victims of crimes	32	362, 377-378			378					
111. Senators Greive and Cooney (by Legislative Council request): Discharging of jurors from service	32	247	338	338, 699		338, 700	SCR 18, 678			
112. Senators Greive, Woodall and Cooney (by Legislative Council request): Disqualifying inferior court judges in certain instances	32, 33	128	149	150, 156, 700	150	156, 700	SCR 18, 678			

113. Senators Woodall, Twigg and Cooney (by Legislative Council request): Providing salary changes for county prosecutors	33	422, 985	1041-1042	1042	422, 838	1042	1425	1425	1435	Signed p. 1512 CH. 226 Ex
114. Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request): Pertaining to judges' retirement system	33	246	295	296, 729	297	297, 729-730	SCR 18, 678			
115. Senators Greive, Knoblauch and Peterson (Ted): Reorganizing pharmacy board	33	115								
115. (Substitute) Committee on Medicine, Dentistry, Public Health, Air and Water Pollution: Reorganizing pharmacy board		115	493, 510	510, 700	493	511-512, 700-701	SCR 18, 678, 1334, 1480			
116. Senators Greive, Gissberg and Pritchard: Limiting usury proceedings to individuals	33	455	516	516, 701		1325, 1334, 1335, 1371, 1480	517 SCR 18, 678, 1325	1347	1367	Signed p. 1446 CH. 142 Ex
117. Senators Greive, Talley, Uhlman, Ridder, Knoblauch, Peterson (Ted), Connor, Holman, Marquardt, Woodall, Durkan and Ryder: Authorizing real estate brokers to enter into certain multiple listing agreements	33	234	262		33					
117. (Substitute) Committee on Commerce and Regulatory Agencies: Authorizing real estate brokers to enter into certain multiple listing agreements			262	262		262	530	533	561	Signed p. 902 CH. 78
118. Senators Woodall, Twigg and Cooney (by Legislative Council request): Updating the garnishment laws	34									
119. Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request): Preventing unjust extradition under the Uniform Reciprocal Enforcement of Support Act	34									
120. Senators Twigg, Cooney and Woodall (by Legislative Council request): Suspending motor vehicle drivers' licenses	34	225	372	373, 701		373, 701	SCR 18, 678, 969	977	977	Signed p. 1145 CH. 44 Ex
121. Senators Woodall, Greive, Twigg and Cooney (by Legislative Council request): Updating the interest rate on civil judgments	34	128	158	158		158	593	610	622	Signed p. 902 CH. 46

130.	Senators Lewis (Harry) and Uhlman: Allowing pro tempore police judges for second class cities to reside outside the city	43	128	207	207	207	593	611	622	Signed p. 783 CH. 35	
131.	Senators Peterson (Ted), Washington and Lewis (Harry): Establishing legal holidays	43	183	222	222	222	427	428	458	Signed p. 610 CH. 11	
132.	Senators Peterson (Ted), Dore and Canfield: Providing penalties for possessing firearms while committing a crime	44	878	935, 942	943	935, 1325-1326	943, 1327	1325	1347	1367	Signed p. 1446 CH. 175 Ex
133.	Senators Odegaard, Atwood, Sandison and Henry: Distributing school equalization funds	44	191			44, 192					
134.	Senators McDougall, Herr and Newschwander: Authorizing surplus fund investments	46									
135.	Senators McDougall, Washington and Canfield: Authorizing mosquito control in Chelan county	46	151	181	181	645	181, 645	645	669	669	Signed p. 902 CH. 96
136.	Senators Durkan, Gissberg, Talley, Peterson (Ted), Peterson (Lowell) and Henry: Designating steelhead trout as official state fish	47	183	230	230		230	593	611	622	Signed p. 783 CH. 36
137.	Senators Holman, Twigg and Dore: Enacting the uniform rendition of accused persons act	47	248	965	965		966				
138.	Senators Uhlman, Atwood and Talley: Regulating computation of police pensions	47	192	240	240		240	622	623	655	Signed p. 902 CH. 123
139.	Senators Holman, Twigg and Dore: Enacting the uniform choice of forum act	47									
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141.	Senators Uhlman, Gissberg and Atwood: Relating to the survival of actions and damages	47	138								
142.	Senators Holman, Marquardt, Huntley, Ridder and Uhlman (by Joint Committee on Education request): Providing for seven member school boards in certain first class districts	48	97	208	208	381, 427-428, 662, 671-675, 1700	208, 675	378-381, 427	676	678	Signed p. 1699-1700 CH. 131 P. V.

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143. Senators Peterson (Ted), Ridder, Williams and Herr: Regulating sale of short firearms	48	234	297	298, 703	1340-1343	298, 703	SCR 18, 678, 1340, 1406	1422	1425	Signed p. 1496 CH. 227 Ex P.V.
144. Senators Holman, Marquardt, Ridder and Uhlman (by Joint Committee on Education request): Creating the Washington coordinating council for higher education and prescribing its powers and duties	48	.....	.....	.....	.....	.....	.....	.....	.....	.....
145. Senators Holman and Woodall: Prescribing uniform procedures for juvenile courts	48	.....	.....	.....	.....	.....	.....	.....	.....	.....
146. Senators Walgren, Elicker and Knoblauch: Repealing county authority to assign certificates of delinquency	49	248	338-339	339, 703	73, 337	339, 703	SCR 18, 678, 969	977	977	Signed p. 1145 CH. 45 Ex
147. Senators Peterson (Ted), Peterson (Lowell), Metcalf, and Talley (by departmental request): Requiring licenses for charter fishing boats	49	255	.....	.....	.....	.....	.....	.....	.....	.....
147. (Substitute) Committee on Natural Resources, Fisheries and Game: Requiring licenses for charter fishing boats . . . . .	.....	255	373	373	.....	374	622	639	655	Signed p. 902 CH. 90
148. Senators Atwood and Ryder: Adopting a supplemental budget	56	.....	.....	.....	.....	.....	.....	.....	.....	.....
149. Senators Day, Mardesich and Woodall: Providing certain insurance contract benefits include services performed by licensed chiropractors	56	114	146	147, 703	1624, 1732-1733, 1753	147, 703-704	SCR 18, 678, 1619-1624, 1732

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151. Senators Atwood and Ryder: Adopting the budget	56	455								
151. (Substitute) Committee on Ways and Means—Appropriations: Adopting the budget		455, 1305, 1735-1751	464	464, 690	464-466, 466-467, 1306, 1711-1714, 1730, 1751-1753	466, 691, 1753	SCR 18, 678, 1055, 1735	1753	1782	Signed p. 1818 CH. 282 Ex P.V.
152. Senators Atwood and Ryder: Adopting the capital budget	56	406, 1305			SCR 18, 678	988	1001, 1306			
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157. (Substitute) Committee on Highways: Adopting the highways budget	67	900	943	944	1391, 1624	944, 1624-1625	1624	1693	1694	Signed pp. 1819-1820 CH. 278 Ex P.V.
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160. Senators Stortini, Greive, Donohue and Odegaard: Relating to senior citizens' property tax exemption	68
161. Senators Talley, McDougall and Williams: Changing name of sewer district	68	138	155	155	155	593	611	622	Signed p. 902 CH. 119
162. Senators Ryder, Foley and Mardesich: Regulating mutual savings banks	68
163. Senators Gissberg, Walgren and Twigg: Amending grounds for issuance of search warrants	68	248	331	331	331	593	611	622	Signed p. 902 CH. 83
164. Senators Ridder, Herr and Knoblauch: Providing county election on site approval for public stadium facilities	68	281	359	359, 732	360, 732-733	SCR 18, 679
165. Senators Day, Twigg, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request): Creating a hospital study commission	68	468	1047-1048, 1061	1061	1048	1061
166. Senator Gissberg: Permitting garbage, and sewage and water department disposal to be combined	68	468
167. Senators Woodall, Twigg and Cooney: Prescribing jail time credit against fine imposed by justice court	68	234	357	357	358	593	611	622	Signed p. 902 CH. 84

168. Senator Holman: Establishing a new garnishment law	69	525			935	922						
168. (Substitute) Judiciary Committee: Establishing a new garnishment law		525, 1018	1018-1025	1025	1423-1424, 1563-1569	1025, 1569	1422-1423, 1568	1584	1599		Signed p. 1832 CH. 264 Ex	
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171. Senators Day, Woodall, Peterson (Ted) and Peterson (Lowell) (by Legislative Council request): Requiring hospitals receiving state funds to waive confidentiality	70	423										
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173. Senators Atwood, Mardesich and Ryder: Clarifying auditing and fiscal responsibilities of certain state officials	70											
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182.	Senators Bailey, Atwood, Lewis (Harry), Henry and Knoblauch (by departmental request): Amending provisions relating to state employees' retirement system	72	225	292	292	651	293, 651-652	651	669	669	Signed p. 902 CH. 128
183.	Senators Elicker, Walgren and Lewis (Harry): Amending the volunteer firemen's pension act	72	216	243	243	.....	243	458	458	502	Signed p. 902 CH. 118
184.	Senators Elicker, Walgren and Matson: Increasing penalty for interfering with highway signs or railroad signs	76	.....	.....	.....	.....	.....	.....	.....	.....	.....
185.	Senators Uhlman, Donohue and Marquardt: Authorizing transfer of certain jail prisoners to department of institutions	76	115	179	180 SCR 18, 679	722	180	.....	.....	.....	.....
186.	Senators Peterson (Ted), Dore, Marquardt and Durkan: Regulating construction of mobile homes and travel trailers	76	455-466	535, 542	535, 542, SCR 18, 679, 761	536, 1379, 1471	543, 761-762, 1379	1379	1401	1406	Signed p. 1471 CH. 229 Ex P.V.
187.	Senators Talley, McCutcheon and Williams: Changing the time when port commissioners may reestablish the boundaries of the districts from which they are elected	76	174	261	261, SCR 18, 679, 728	.....	261, 728	881	890	908	Signed p. 1027 CH. 9 Ex
188.	Senators Woodall Marquardt and Guess: Extending veterans' benefits	76	299	.....	.....	365	.....	.....	.....	.....	.....
188.	(Substitute) Committee on Parks, Recreation, Capitol Grounds and Veterans' Affairs: Extending veterans' benefits . . . . .	.....	299,1608, 1630-1633	384	384, SCR 18, 679, 736	1474, 1608, 1633	384, 736, 1633	1328-1332, 1474, 1608, 1630	1693	1694	Signed p. 1832 CH. 269 Ex
189.	Senators Stortini, Faulk and Ridder: Regulating maximum work week for firemen	77	225	.....	.....	.....	.....	.....	.....	.....	.....
190.	Senators Marquardt, Day, Elicker and Huntley: Repealing the basic science law	77	.....	.....	.....	.....	.....	.....	.....	.....	.....
191.	Senators Henry, Atwood, Connor and Wilson: Providing administrative coordination in charter counties	77	248	442	442, SCR 18, 679, 741	.....	442, 741	881	890	908	Signed p. 1027 CH. 5 Ex
192.	Senators Stender, Peterson (Lowell) and Walgren: Transferring control over ferries to highway commission	77

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193. Senators Stortini, Uhlman and Ridder (by Joint Committee on Education request): Preserving certain benefits to personnel transferring from private schools within the state to school districts and community colleges	77	183								
194. Senators Keefe and Huntley: Relating to the support of handicapped children	77									
195. Senators Atwood, Woodall and Day: Providing for rural representation on health district boards	77	226	266	266, 728	1055	266, 729, 1056	SCR 18, 679, 1055	1068	1115	Signed p. 1231 CH. 70 Ex
196. Senators McDougall, Wilson and Canfield: Exempting banks for cooperatives from B & O tax	78	423, 900	1103	1103-1104		1104	1564	1584	1599	Signed p. 1832 CH. 246 Ex
197. Senators Uhlman, Wilson and Marquardt (by departmental request): Amending the state militia law	78	246	966, 982	966, 982	982	966, 983				
198. Senators Foley, Atwood, Dore, Mardesich and Andersen (by Legislative Budget Committee request): Providing for an inventory of state land resources	78	299	772	772		772	969	977	977	Signed p. 1145 CH. 53 Ex
199. Senators Andersen, Mardesich, Foley and Canfield (by Legislative Budget Committee request): Authorizing state departments and agencies to lease public lands from each other .	78	138, 1567	159	159, 723	1056, 1115-1116, 1536, 1567	159, 723-724 1567	SCR 18, 679, 1056, 1115, 1536, 1566	1584	1599	Signed p. 1832 CH. 247 Ex

200. Senators Störtini, Peterson (Ted), Donohue and Knoblauch: Providing for the payment of a bonus to the veterans of the South Viet Nam conflict	78	334, 607	384-385, 768	768	385, 768	365, 385, 768	768				
201. Senators Atwood, Foley, Ryder, Dore and Mardesich (by Legislative Budget Committee request): Regulating sale of second class shorelands	78	423									
201. (Substitute) Committee on Natural Resources, Fisheries and Game: Regulating sale of second class shorelands		423	772	773		773, 1005	1005	1026	1037	Signed p. 1161 CH. 64 Ex	
202. Senators Canfield, Dore, Andersen and Mardesich (by Legislative Budget Committee request): Allowing recreational use of leased state lands	79	138	178	178, 724		178, 724	SCR 18, 679, 969	977	977	Signed p. 1145 CH. 46 Ex	
203. Senators Foley, Mardesich, Andersen and Canfield (by Legislative Budget Committee request): Authorizing a reconveyance of forest trust lands to counties for recreational uses	79	362	794	794		794	969	977	977	Signed p. 1145 CH. 47 Ex	
204. Senators Atwood, Dore, Foley and Mardesich (by Legislative Budget Committee request): Levying and collecting the excise tax on real estate sales	79	406	1034-1036	1036	922, 942	1037					
205. Senators Foley, Ryder and Dore (by Legislative Budget Committee request): Appointing fiscal agencies	79	423									
205. (Substitute) Committee on Commerce and Regulatory Agencies: Appointing fiscal agencies		423, 794	794	794		794	1188	1203	1270	Signed p. 1337 CH. 80 Ex	
206. Senators Henry, Gissberg and Huntley (by departmental request): Changing state patrol retirement benefits	79	174, 299	350	351		351	427	428	458	Signed p. 610 CH. 12	
207. Senators Newschwander, Twigg and Dore: Regulating practice of dentistry	79	234	387	388	645	388, 645-646	645	669	669	Signed p. 902 CH. 49	
208. Senators Newschwander, Twigg and Dore: Amending dental hygienists law	80	234	388	388		389	593	611	622	Signed p. 902 CH. 47	

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209. Senators Ryder, Atwood, Washington and Foley: Providing similar annuity and retirement income plan authority for employees of the state colleges and universities	85	423	521	521-522
210. Senators Guess, Gissberg, Day, Donohue, Stortini, Newschwander, Sandison and Matson: Regulating disruptive students and non-students at community colleges	85	.....	.....	.....	86	.....	.....	.....	.....	.....
211. Senators Talley, Wilson and McDougall: Increasing county auditor's car tax collection fees . . .	86	174	239	239, 726	.....	727	SCR 18, 679, 881	891	908	Signed p. 1027 CH. 10 Ex
212. Senators McCutcheon, Stender and Cooney: Amending pension law for police in first class cities	86	226	292, 293	293, 747	292, 730, 763	294, 747	SCR 18, 679	.....	.....	.....
213. Senators Woodall and Mardesich: Providing for liens upon real property	86	362	.....	.....	.....	.....	.....	.....	.....	.....
214. Senators Woodall, Mardesich and Gissberg: Providing for notice that materialmen's lien may be claimed	86	.....	.....	.....	.....	.....	.....	.....	.....	.....
215. Senators Woodall, Mardesich and Gissberg: Regarding false representation of ownership of real property	86	281	416	.....	416	.....	.....	.....	.....	.....
216. Senators Woodall, Mardesich and Gissberg: Declaring rank of mechanic's lien when applying proceeds	86	362	441	441	.....	442	593	611	622	Signed p. 783 CH. 88

217. Senators Lewis (Brian), Talley and Knoblauch: Providing for the licensing of landscape architects	86	938	1038-1039	1039	1332	1039-1040, 1332-1333	1332	1347	1367	Signed p. 1447 CH. 158 Ex
218. Senators Durkan, Greive, Ryder and Uhlman: Preserving parks and parklands	86	224	260, 279	280, 729	261	280, 729	SCR 18, 679	.....	.....	.....
219. Senators Durkan, Greive, Ryder and Sandison: Regulating the use and sale of certain pesticides in intrastate commerce	87	.....	.....	.....	.....	.....	.....	.....	.....	.....
220. Senators Durkan, Dore, Walgren, Atwood and Elicker: Authorizing bond issue for school plant facilities and modernization of existing facilities	87	.....	.....	.....	.....	.....	.....	.....	.....	.....
221. Senators Keefe, Durkan, Cooney, Greive, Dore, Connor, Holman, Gissberg, Day and Ridder: Providing for state scholarships	87	.....	.....	.....	.....	.....	.....	.....	.....	.....
222. Senators Dore, Herr, Greive, Connor, Ridder, Talley, Uhlman, Cooney, Stortini, Holman and Keefe: Authorizing use of current salary scale in computing firemen's service benefits	90	216	242, 252	253, 728	242- 243, 253	253, 728	SCR 18, 679	.....	.....	.....
223. Senators Connor, Greive and Peterson (Lowell): Relating to state employees' retirement credit for military service	90	.....	.....	.....	.....	.....	.....	.....	.....	.....
224. Senators Guess and Henry: Promoting effi- ciency in state and local government	90	.....	.....	.....	.....	.....	.....	.....	.....	.....
225. Senators Guess and Henry: Relating to con- tracts by professional engineers	90	.....	.....	.....	.....	.....	.....	.....	.....	.....
226. Senators Ridder, Lewis (Harry) and Stortini: Requiring safety glass in campers	90	50	966-967	967	967	967	.....	.....	.....	.....
227. Senators Knoblauch, Faulk, Stortini, Mc- Cutcheon and Newschwander: Authorizing the Naches Pass tunnel construction	91	.....	.....	.....	.....	.....	.....	.....	.....	.....
228. Senators Uhlman, Walgren and Twigg: Prescrib- ing procedure for filing of public assistance claims for recovery of funeral expenses	91	128	222	223, 725	1323	223, 725-726, 1323	SCR 18, 679, 1323	1347	1367	Signed p. 1447 CH. 159 Ex

237. Senator Wilson: Appropriating moneys for cities and towns	92																			
238. Senator Mardesich: Relating to the operation of motor boats	92																			
239. Senators Gissberg and Stortini: Providing public employees' collective bargaining	92	216	346-350, 355-356, 366	366, 734		356	366, 734	SCR 18, 679												
240. Senators Lewis (Harry) and Gissberg: Creating a world fair commission for the 1970 fair	92	108				108														
241. Senators Faulk, Uhlman and Elicker: Providing accounting procedure for county warrants	92	406	548	548, 752			548, 752	SCR 18, 679, 969	977	977										Signed p. 1145 CH. 48 Ex
242. Senators Gissberg and Metcalf: Increasing indebtedness limitations and interest on bonds of public hospital districts	92	334	404, 412	412, 737		404	412, 737, 904	SCR 18, 679, 904	915	940										Signed p. 1145 CH. 65 Ex P.V.
243. Senators Sandison, Ryder, Lewis (Harry), Atwood, Balley, Keefe, Knoblauch, Foley, Williams, Washington, Pritchard, Guess, Dore, Talley, Uhlman, Odegaard, Walgren, Faulk, Huntley, Twigg and Newschwander (by Temporary Advisory Council on Public Higher Education request): Creating a council on higher education in the state of Washington	92	525	962	962-963	952, 963	963	1577, 1807		1584	1599										Signed pp. 1821-1822 CH. 277 Ex P.V.
244. Senators Sandison, Lewis (Harry) and Ryder (by Temporary Advisory Council on Public Higher Education request): Creating the legislative joint committee on higher education	93	423	843	844	1601, 1808	844, 1601			1601	1604	1606									Signed p. 1832 CH. 265 Ex
245. Senators Sandison, Ryder, Lewis (Harry), Dore, Keefe, Holman, Pritchard, Donohue, Twigg, Durkan, Marquardt and Ridder (by Temporary Advisory Council on Public Higher Education request): Establishing a higher education student aid program	93	354, 378	436, 497-499	500, 743		378	500, 744	SCR 18, 679												
246. Senators Ryder, Lewis (Harry) and Sandison (by Temporary Advisory Council on Public Higher Education request): Establishing a state higher education personnel board	93	139	181, 196	198, 219, 726	182, 199	220, 726		SCR 18, 679												

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247. Senators Sandison and Ryder (by Temporary Advisory Council on Public Higher Education request): Examining applicants for certified public accountant	98									
248. Senators Sandison and Ryder (by Temporary Advisory Council on Public Higher Education request): Prescribing separate penalties for narcotic drug violations involving cannabis	98	436								
248. (Substitute) Judiciary Committee: Prescribing separate penalties for narcotic drug violations involving cannabis		436, 810	810	876	810-811, 877, 888, 894, 895	876-877				
249. Senators Durkan, Williams and Faulk (by Public Pension Commission request): Providing annual pension increases for certain retired persons . .	97	985	1104-1105	1105	268	1105				
250. Senators Ridder, Uhlman Huntley, Holman and Marquardt (by Joint Committee on Education request): Increasing membership on joint committee on education	97	115	171, 177		159, 172, 177					
251. Senator Gissberg: Providing for appraisal of certain vehicles for excise purposes	97	267								
252. Senators Peterson (Ted), Marquardt and Day: Regulating plumbers	98	1092	1267		1267					
253. Senators Talley, Faulk and Stortini: Providing for the sale of port district personal property .	98	175	240, 245	245, SCR 18, 679, 727	240	245, 727	940	940	946	Signed p. 1094 CH. 30 Ex

254. Senators Talley, Stortini and McDougall: Regulating contract sales, terms and conditions of port districts	98	176	239, 244	244, SCR 18, 679, 727	240	244, 727-728	881	891	908	Signed p. 1027 CH. 11 Ex
255. Senators Gissberg, Uhlman, Foley, Atwood and Huntley (by departmental request): Prohibiting unauthorized remaining in buildings	98	138	159	159	216, 377	159, 216	216	227	250	Signed p. 335 CH. 7
256. Senators Atwood, Foley, Mardesich and Andersen: Prohibiting creation of funds and accounts outside of the state treasury	98	299	931	931	932	1564	1584	1599	Signed p. 1832 CH. 248 Ex	
257. Senator Wilson (by departmental request): Constituting the state parks and recreation commission	98	115	143	144, SCR 18, 679, 723	144, 723, 903-904	903	915	940	Signed p. 1094 CH. 31 Ex	
258. Senators Holman, Dore and McCormack (by departmental request): Providing U. S. internal revenue service form 990-A shall be used by tax exempt charitable institutions for filing with department of health	98									
259. Senators Metcalf, Herr, Day, Gissberg, Dore, Stortini, Donohue, Canfield, Peterson (Lowell) and Odegaard: Preserving and fostering the educational process at public institutions of higher learning	100									
260. Senators Day, Atwood, Gissberg and Dore: Deleting an exemption from the narcotic drugs act	101	423	536	536, 752	537, 752	SCR 18, 679				
261. Senators Day, Atwood and Gissberg: Granting police powers to certain pharmacy board employees	101	424	827	827	827	1188	1203	1270	Signed p. 1337 CH. 82 Ex	
262. Senators Day, Atwood and Gissberg: Regulating the prescription of narcotic drugs	101	424								
262. (Substitute) Committee on Medicine, Dentistry, Public Health, Air and Water Pollution: Regulating the prescription of narcotic drugs		424			508					
263. Senators Canfield, Day and Donohue: Providing assistance for capital improvements to agricultural fair property	101	151	204	205	205	205	593	611	622	Signed p. 902 CH. 85 Ex

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264. Senators Day, Pritchard and Mardesich: Providing psychological services under disability insurance contracts	101	501	1066	1067	1067
265. Senators McCutcheon, Talley and Elicker: Computing town size according to land acreage . . .	101	226	443	443	.....	443	622	639	655	Signed p. 903 CH. 124
266. Senator Walgren: Providing resolution method for annexation by code cities	101	.....	.....	.....	.....	.....	.....	.....	.....	.....
267. Senators Uhlman, Washington, Dore and Williams: Pertaining to exemption of property of nonprofit corporations used for scientific purposes	101	.....	.....	.....	.....	.....	.....	.....	.....	.....
268. Senators Uhlman, Holman and Elicker: Permitting facsimile signatures by officials	101	183	415	415	.....	415	598	611	622	Signed p. 902 CH. 86
269. Senators Henry, Washington and Huntley (by Joint Committee on Highways request): Implementing law relating to stopping drivers for inspection of drivers' licenses or inspection of motor vehicles	101	.....	.....	.....	.....	.....	.....	.....	.....	.....
270. Senators Ridder, Elicker, Holman and Odegaard (by departmental request): Exempting books from school district bid procedure requirement	102	281	767	767	768, 786	767-768	969	977	977	Signed p. 1145 CH. 49 Ex

271. Senators Lewis (Harry), Walgren, Atwood, Stortini, Matson and Faulk (by departmental request): Authorizing other governmental divisions in the state to purchase through the state division of purchasing	102																			
272. Senators Lewis (Harry), Ryder and Foley (by departmental request): Regulating financial institutions	102																			
273. Senators Bailey and Pritchard: Increasing permissible fees for county printing	102	248	415	415, 737		416, 738	SCR 18, 679, 969	977	977											Signed p. 1119 CH. 43 Ex
274. Senators Dore, Herr, Uhlman, Stortini and Connor: Increasing pensions of widows of firemen and policemen	102	226, 1466	795, 1465		795-796															
274. (Substitute) Committee on Labor and Social Security: Increasing pensions of widows of firemen and policemen		1466	1466, 1483-1485, 1487-1488	1488	1466, 1480, 1485	1488-1489														
275. Senators Greive and Bailey: Providing for subsistence and lodging of legislators and the president of the senate	102		102	102		102	109	109	109											Signed p. 118 CH. 3
276. Senators Durkan and Ryder: Appropriating for legislative expense including subsistence	103		103	103		103		109	109											Signed p. 118 CH. 4
277. Senators Connor, Peterson (Ted), Durkan, Knoblauch and Keefe: Amending laws relating to blind and otherwise physically disabled persons	109	216	325	326	653, 1701	326, 653-654	653	669	670											Signed p. 1700 CH. 141 P. V.
278. Senators Uhlman, Dore, Durkan and Andersen: Authorizing two additional superior court judges for King county	109																			
279. Senators Marquardt, Uhlman, Ridder and Holman (by Joint Committee on Education request): Providing for state system of non-commercial educational television	109	248, 807, 1434			807															
279. (Substitute) Committee on Appropriations—Ways and Means: Providing for state system of noncommercial educational television		1434																		

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280. Senators Uhlman, Stortini and Faulk: Enlarging participatory educational groups permitted to provide and pay for tax deferred annuities for their respective employees	109	224	260, 279	279	260, 646	279, 646-647	646	669	670	Signed p. 901 CH. 97
281. Senators Elicker, Durkan and Peterson (Ted): Protecting managed marine mammals	110									
282. Senators Atwood, Ryder and Foley (by departmental request): Pertaining to investments of state funds	110	282, 468	519	519	282, 290- 291	519	666	667	671	Signed p. 902 CH. 50
283. Senators Ridder, Elicker, Holman and Uhlman: Enlarging mandate for participation of state's educational institutions and school districts in providing certain insurance coverage	110	224, 525-526								
284. Senators Durkan, Ridder, Holman, Herr, Uhlman, Stortini, Dore, Connor, Lewis (Brian), Marquardt and Pritchard: Specifying highway hearing procedures	110	917-918								
284. (Substitute) Committee on Highways: Specifying highway hearing procedures		917-918								
285. Senators Donohue, Peterson (Lowell) and Huntley: Establishing SSH No. 3G	110	780	933	933		934				
286. Senators Pritchard, Bailey, McMormack and Holman: Modifying the criminal laws on abortion	110	248			110, 960- 961, 1277					

287. Senators Atwood, Ryder and Foley (by departmental request): Increasing drivers of vehicle license fees, changing disposition, abolishing parks and parkways account and providing for disposition of moneys	111	282, 468	520	520	282	520	666	669	670	Signed p. 902 CH. 99
288. Senators Durkan, Mardesich and McDougall: Increasing savings and loan functions	111	.....	.....	.....	.....	.....	.....	.....	.....	.....
289. Senators Lewis (Harry), Matson and Odgaard (by departmental request): Providing personnel services and receiving federal funds for personnel services	111	436	968	968	.....	968	.....	.....	.....	.....
290. Senators Henry, Peterson (Ted) and Stender (by departmental request): Creating additional divisions within department of labor and industries	112	354	374-375, 418.	375, 418, 738	375, 400, 412, 904	418, 738, 905	SCR 18, 679, 904	915	940	Signed p. 1094 CH. 32 Ex
291. Senators Sandison and Ryder: Permitting persons over eighteen to donate blood without parental consent	112	188	209	209	648	209, 649	648	669	670	Signed p. 902 CH. 51
292. Senators Lewis (Brian), Washington and Huntley (by Joint Committee on Highways request): Providing rent, lease or disposal regulations for highway lands	112	249	352, 386	352, 386	353, 366	386	622	623	655	Signed p. 902 CH. 91
293. Senators Talley, Stender and Lewis (Harry): Requiring ambulances and operators to meet first aid requirements	119	.....	.....	.....	.....	.....	.....	.....	.....	.....
294. Senators Holman, Washington and Foley: Providing leave provisions for community college personnel	119	813	875	875	.....	876	.....	.....	.....	.....
295. Senators Washington, Henry and Huntley (by departmental request): Authorizing highway commission to increase speed limit on any highway to seventy miles per hour where reasonable and safe	119	249	324-325	325, 730	.....	325, 730-731	SCR 18, 679, 881	891	908	Signed p. 1027 CH. 12 Ex
296. Senators Washington, Henry and Lewis (Brian) (by departmental request): Authorizing urban arterial board to appoint an executive secretary	119	282	387	387, 736	387, 736	SCR 18, 679, 1794

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297. Senators Uhlman, Walgren and Greive: Providing mandatory retirement ages for justice court judges	119	183	210	210, 725	210, 725	SCR 18, 679, 881	891	908	Signed p. 1027 CH. 6 Ex
298. Senators Uhlman, Durkan and Woodall: Providing salaries for full time justices of the peace	120	184	390-391	391	648	392, 648	648	669	670	Signed p. 902 CH. 52
299. Senators Walgren and Twigg (by departmental request): Establishing a uniform budget procedure for cities and towns	120	249	833	833	.....	834	1188	1203	1270	Signed p. 1337 CH. 95 Ex
300. Senators Washington and Lewis (Brian) (by departmental request): Authorizing ten year terms for ferry concessions	120	406	.....	.....	553	.....	.....	.....	.....	.....
301. Senators Walgren, Elicker and Washington (by departmental request): Authorizing concurrent law enforcement on ferry wharves, terminals and runs	120	249	553	553, 752	.....	553- 554, 753	SCR 18, 679, 881	891	908	Signed p. 1027 CH. 13 Ex
302. Senators Walgren, Atwood and Dore: Relating to assessment of costs in actions under \$1,000	120	.....	.....	.....	.....	.....	.....	.....	.....	.....
303. Senators Andersen and Walgren: Limiting sale of public power	120	.....	.....	.....	120-124	.....	.....	.....	.....	.....
304. Senators Woodall, Keefe, Day and Guess: Authorizing public utility district dissolution	124	.....	.....	.....	.....	.....	.....	.....	.....	.....
305. Senators Henry, Huntley and Knoblauch (by departmental request): Providing equipment requirements on motorcycles	125	406	484	484	.....	484-485	622	639	655	Signed p. 783 CH. 42

306. Senators Durkan, Stender, Mardesich, Knoblauch, Dore and McCormack: Promoting collective bargaining between health care activities and employees	125	354	539, 543	543, 753	540	544, 753	SCR 18, 679			
307. Senators Lewis (Harry), Uhlman and Elicker (by departmental request): Allowing local government agencies to destroy records under specific standards	125	407	968	968		968-969				
308. Senators Uhlman, Odegaard, Ridder, Holman, Marquardt, McCormack, Faulk, Huntley and Walgren (by departmental and Joint Committee on Education request): Providing for inter-district cooperation among school districts . . .	125	282	389	389, 392	390, 652	392, 652	652	669	670	Signed p. 903 CH. 130
309. Senators Foley, Gissberg and Peterson (Lowell): Restricting use of certain nonresident game fish licenses	125									
310. Senators Henry, Washington and Huntley (by Joint Committee on Highways request): Providing eminent domain procedures	125	436, 1604, 1607	533, 544	545, 753	515, 534, 545-546, 1418-1419, 1573, 1604	545, 753-754, 1607	SCR 18, 679, 1418, 1573, 1604, 1607	1614	1629	Signed p. 1832 CH. 236 Ex
311. Senators Henry, Washington and Huntley (by Joint Committee on Highways request): Providing for advance right-of-way acquisition and costs	125	407	512-513, 518	518, 748	513, 1420	518, 748, 1420	SCR 18, 679, 1419-1420	1425	1435	Signed p. 1511 CH. 197 Ex
312. Senators Donohue, McDougall and Huntley (by departmental request): Regulating Irish seed potatoes	126	201	262	262		262	593	611	622	Signed p. 902 CH. 87
313. Senators McDougall, Donohue and Huntley (by departmental request): Establishing a diagnostic center for livestock diseases	126	334	445	446	647	446, 648	647	669	670	Signed p. 902 CH. 100
314. Senators Holman, Ridder and Elicker (by executive request): Increasing debt limitation of school districts	126									
315. Senators McCormack, Washington, Woodall, Henry and Matson: Directing the highway commission to install two flashing warning signs on Interstate 90	126									

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316. Senators Stortini, Knoblauch, Stender and Faulk (by departmental request): Extending primary state highway No. 2	129									
317. Senator Lewis (Harry): Providing for the payment of administrative costs of county rural library districts	129									
318. Senator Gissberg: Withdrawing public funds from tax exempt institutions	129	249	534	534, 754	1377	534, 754	SCR 18, 679, 1270	1273	1298	Signed p. 1377 CH. 230 Ex P. V.
319. Senator Gissberg: Abolishing tax on banks	129	502			502					
320. Senators Bailey, Knoblauch, Holman and Ridder: Raising school directors' association dues	129	224	241	241		241	622	623	655	Signed p. 903 CH. 125
321. Senators Talley and Bailey: Defining powers and duties of log patrols in recovering logs on private property	129									
322. Senators Metcalf, Ridder, Stortini, Odegaard, Faulk and Pritchard: Providing that methods teachers may be given leave to obtain classroom experience	129	468								
323. Senators Day, Mardesich and Guess (by departmental request): Increasing certain businesses' and professions' fees	129	424			845					
323. (Substitute) Committee on Commerce and Regulatory Agencies: Increasing certain businesses' and professions' fees		424	929	872-873, 930	846	930				

324. Senators Mardesich, Lewis (Harry) and Sandison (by departmental request): Improving price competition between common carriers by allowing carriers to publish and file their own tariff .	130				1455, 1456							
325. Senators Pritchard, Wilson and Walgren (by Legislative Council request): Providing for leasing of escheat estates to the state	130	469	969	969	969	969	1754	1782	1782			Signed p. 1882 CH. 249 Ex
326. Senators Atwood, Durkan, Foley and Andersen (by executive request): Creating an office of program planning and fiscal management	130	299	832	832	832	832-833	1645	1647	1694			Signed p. 1824-1825 CH. 239 Ex P. V.
327. Senators McCormack, Canfield and Pritchard (by executive and Joint Committee on Nuclear Energy request): Authorizing Washington to enter into the western interstate nuclear Compact	130	226	340	340	351	340	345	351	381			Signed p. 438 CH. 9
328. Senators McCormack, Canfield and Pritchard (by executive and Joint Committee on Nuclear Energy request): Adding the chairman of the interagency committee for outdoor recreation to the advisory council	130	226										
329. Senators Atwood, Foley and Ryder (by executive request): Prescribing functions of department of community affairs and development . .	131	780										
330. Senators Uhlman, Durkan, Gissberg and Herr: Providing for the cancellation or postponement of certain special elections	132	175										
331. Senators Lewis (Harry), Durkan and Day: Adopting a supplemental budget	140											
332. Senators Stender, Sandison and Marquardt: Relating to public employees' collective bargaining	140											
333. Senators Canfield, Donohue, Wilson and McCormack: Relating to beverage glass containers	140	555										
334. Senators Canfield and Donohue: Providing for collection of glass containers along highways . .	140	663	932									

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334. (Substitute) Committee on Highways: Providing for collection of glass containers along highways		663	932-933	933		933				
335. Senators Lewis (Harry) and Durkan: Prescribing per diem rates for state officials and employees	140	184								
336. Senators Keefe and Ridder: Lowering professional entertainers' age limits	140	249	358	358, 733	1381, 1568	358, 733, 1568	SCR 18, 679, 1381, 1568	1584	1599	Signed p. 1832 CH. 250 Ex
337. Senators McDougall, Marquardt and Ridder: Using nicknames on ballots	140	227	403	403, 737		403, 737	SCR 18, 679			
338. Senators McDougall and Day: Regulating sale of prophylactics	140	424	1033	1033	969	1033-1034				
339. Senators Stortini, Talley and Faulk: Fixing compensation of commissioners of drainage districts	140	282	969-970	970		970				
340. Senators Washington, Guess, Twigg and Keefe (by departmental request): Authorizing the highway commission to build a bridge across the Spokane river	140	299	419	419, 738		420, 738-739	SCR 18, 679, 1231	1238	1298	Signed p. 1399 CH. 117 Ex
341. Senators Walgren, Herr, Holman, Andersen, Knoblauch, Henry, Durkan, Woodall and Twigg (by departmental request): Regulating alcoholic liquors	140	436	514-515	515, 748	1333, 1453	515, 748-749, 1333-1334	SCR 18, 679, 1333	1347	1367	Signed p. 1453 CH. 178 Ex P. V.

342. Senators Metcalf, Odegaard, Twigg, Andersen, Newschwander, Guess, Knoblauch and Holman (by executive request): Leasing facilities for housing work release prisoners	141	249	449	449	450	SCR 18, 679			
343. Senators Andersen, Odegaard, McDougall, Peterson (Ted), Canfield, Newschwander, Elicker, Knoblauch, Holman and Marquardt (by executive request): Providing for placement of residents of state residential schools in group homes	141								
344. Senators Faulk, Odegaard, Marquardt, Peterson (Ted), Andersen, Guess, Connor, Knoblauch, Matson, Twigg, Newschwander, Canfield, Elicker, Herr and Holman (by executive request): Providing state participation in federal social security act work incentive programs for recipients of ADC	141	355	450	450	450	622	623	655	Signed p. 740 CH. 15
345. Senators Marquardt, Odegaard, Faulk, Peterson (Ted), Connor, Andersen, Twigg, Newschwander, Guess, Elicker, Herr, Knoblauch and Holman (by executive request): Providing recipients of public assistance the opportunity to find and prepare for employment	141	355		482					
346. Senators Marquardt, Odegaard, Andersen, Newschwander, McDougall, Peterson (Ted), Knoblauch, Holman and Lewis (Brian) (by executive request): Providing procedures for the arrest, detention and hearings on revocation of parole violation	142	263	482	482	419, 647	433, 647	647	669	670 Signed p. 902 CH. 98
347. Senators McDougall, Wilson and Canfield (by departmental request): Excluding certain common or contract carriers from regulation	142				1456				
348. Senator Dore: Exempting community college students who are pursuing a high school diploma from all fees	151								
349. Senator Dore: Providing police and fire chief pensions	152								

357. Senators Peterson (Lowell), Holman, Talley, Sandison and Matson (by departmental request): Selling products of public lands	152	362	485	485, 744	485-486, 744	SCR 18, 679, 881	890	908	Signed p. 1027 CH. 14 Ex	
358. Senators Bailey and Durkan: Limiting the time in which recall petitions must be signed	153	227	478	478, 744	478, 744-745	SCR 18, 679				
359. Senators Washington, Lewis (Brian) and Wilson: Adopting a supplemental budget for highways	153	168	221, 834-835	835	206, 221	835	1231	1238	1298	Signed p. 1399 CH. 118 Ex
360. Senators Peterson (Lowell), Bailey, Wilson, Pritchard and Canfield (by departmental request): Withdrawing public lands for the benefit of the public	153	424	1033	1033	964	1033				
361. Senators Peterson (Lowell), Sandison, Talley and Canfield (by departmental request): Protecting forest products from fire danger	153	362	970	970		970				
362. Senators Peterson (Lowell), Herr, Talley and Henry (by departmental request): Authorizing assessments of state lands by various taxing districts	153	456	971	971		971				
363. Senators Peterson (Lowell), Gissberg, Marde-sich, Holman, Sandison and Atwood (by departmental request): Selling state lands, procedure	153	526	971	971		971	1564	1583	1599	Signed p. 1832 CH. 267 Ex
364. Senators Peterson (Lowell), Odegaard, Talley, Canfield, Sandison and Ridder (by departmental request): Managing certain state lands on a sustained yield plan	153	249								
365. Senators Keefe, Greive, Guess, Peterson (Ted), Atwood and Faulk: Prohibiting certain material harmful to minors	153	740								
365. (Substitute) Judiciary Committee: Prohibiting certain material harmful to minors		740	767	767		767				
366. Senators Henry, Woodall and Washington: Changing auto license deadline from January 30 to February 14	153	780	837	837		837				

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367. Senators Uhlman, Holman and Herr: Reporting campaign expenditures	168									
368. Senator McCutcheon: Providing property lien rights in personal property tax collection	168									
369. Senator Holman: Enacting the uniform consumer credit code	169									
370. Senator Talley: Relating to real property acquisition by the highway commission	169									
371. Senators Walgren, Elicker and Herr: Providing for revision of city officials' compensation . . .	169	918	971	971	1603-1604, 1609	972, 1609	1601-1603, 1609	1614	1629	Signed p. 1832 CH. 270 Ex
372. Senators Williams and Foley: Regulating leases of public lands	169	424	495	495, 745		495, 496, 745	SCR 18, 679, 1188	1203	1270	Signed p. 1337 CH. 97 Ex
373. Senators Peterson (Ted), Peterson (Lowell) and Talley (by executive request): Authorizing a Columbia River Fishery Advisory Council	175									
374. Senators Lewis (Brian), Matson, Ridder, Marquardt, McCormack and Holman: Revising rates and distribution of interest on delinquent taxes	175	918								
375. Senators Canfield, Odegaard, Donohue and McDougall (by departmental request): Establishing agricultural commodity commissions . .	176	362								
376. Senators Walgren and Atwood: Requiring counties to indemnify their officials and employees	176	407	541	541, 754	1007-1008	542, 754, 1008	SCR 18, 679, 1007	1026	1037	Signed p. 1161 CH. 59 Ex

377.	Senators Lewis (Harry), Bailey and Atwood (by executive request): Providing insurance and health care programs for state, municipal, institution, and political subdivision employees . . .	176	300	434, 443-445, 477, 508	508, 749	203, 417-418, 432, 434, 445, 477, 1571, 1804	508-509, 745 1571-1572	SCR 18, 679, 1569-1571	1584	1599	Signed p. 1832 CH. 237 Ex
378.	Senators Marquardt, Uhlman, Elicker and Durkan (by executive request): Authorizing student representation on governing boards of institutions of higher learning	176									
379.	Senators Holman, Marquardt, Elicker, Ridder and McDougall: Regulating teaching contracts .	184	362	453-454	454, 741		454, 742	SCR 18, 679, 881	890	908	Signed p. 1027 CH. 15 Ex
380.	Senator Keefe: Lowering the age to sixty-five for free game fish licenses	185									
381.	Senators Lewis (Brian) and Durkan: Realigning the National Park Highway	185									
382.	Senators Henry, Donohue and Canfield: Creating a beef commission	185									
383.	Senators Andersen and Walgren: Expanding grounds for search warrants to all major felonies	185									
384.	Senators Andersen and Walgren: Requiring criminal defendant to inform state in advance of trial if defendant uses an alibi witness	185	363								
385.	Senators Andersen and Walgren: Providing penalties for misprision of felony	185	407								
386.	Senators Andersen and Walgren: Granting private citizens immunity when aiding police officers	185	363	433	433		433-434	593	611	622	Signed p. 783 CH. 37
387.	Senators Andersen and Walgren: Allowing police officers to arrest a person who committed certain misdemeanors though the act was not in the officers' presence	185	436	891	891-892	811, 845, 877, 888, 892-894, 1391, 1421	894, 1421-1422	1421	1425	1435	Signed p. 1512 CH. 198 Ex
388.	Senators Andersen and Walgren: Extending prosecuting attorney's right to appeal in criminal situations	185	437								

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389. Senators Andersen and Walgren: Creating two degrees of criminal negligent homicide	185	437	798-799	799	798	799				
390. Senators Andersen and Walgren: Forfeiting vehicles or conveyances used to unlawfully carry narcotic or dangerous drugs	186									
391. Senators Andersen and Walgren: Requiring submission of reports on use of narcotic and dangerous drugs	186									
392. Senators Andersen and Walgren: Broadening governor's powers to handle public disorders and providing specific penalties for unlawful conduct during disorder	186	913	1065, 1110	1066, 1110	1066, 1380	1110, 1380-1381	1380	1401	1406	Signed p. 1478 CH. 186 Ex
393. Senators Stender and Andersen (by executive request): Relating to industrial insurance, prescribing benefits, and prescribing method of determining premiums	186	407								
394. Senators Uhlman and Twigg (by executive request): Abolishing capital punishment	186	437								
395. Senator Mardesich: Establishing insurance rate criteria	186									
396. Senator Mardesich: Expanding insurance rate criteria	186									
397. Senator Talley: Increasing benefits for industrial insurance pensioners	193	839, 878, 1446	1505	1505	878, 1506, 1510, 1517-1518	1505				

418. Senators Day, Matson and Greive: Authorizing certain changes in the state board of health . . .	202	425	494-495	495, 745	495, 745-746	SCR 18, 679			
419. Senators Knoblauch, Wilson and Peterson (Ted): Providing certain benefits including non-payment of tuition fees at states' educational institutions for certain widows and wives of ex-servicemen	202								
420. Senators Walgren and Andersen: Relating to criminal warrants	202	283							
421. Senators Atwood, Bailey and Woodall (by departmental request): Providing rules for corporations	202	407	493-494	494, 746	494, 746	SCR 18, 679, 1188	1203	1270	Signed p. 1337 CH. 83 Ex
422. Senators Pritchard and Connor: Increasing the membership and duties of the athletic commission	202	469							
423. Senators Ridder, Uhlman, Elicker, Mardesich, Holman, Walgren, Dore, Herr, Williams, Peterson (Ted), Day, Pritchard, Ryder, Faulk, Marquardt, Connor and Stortini: Providing for the annexation of certain school districts	203								
424. Senators Peterson (Lowell), Ridder and McCormack: Substituting lieutenant governor for governor on board of natural resources	203	425	836, 843	843	836	843			
425. Senators Washington and Marquardt: Providing for secondary scenic and recreational highways within the scenic and recreational highway system	203								
426. Senators Mardesich, Walgren and Durkan: Providing for open state primaries	203								
427. Senators Dore, Ryder, Uhlman, Ridder, Peterson (Lowell), Sandison, Peterson (Ted), Durkan, Herr and McCormack (by departmental request): Providing a retirement plan for teachers at community colleges	203	813	844	844		845			

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428. Senators Peterson (Lowell), Mardesich and Durkan: Conveying unplatted first class tidelands to port of Skagit county	217	300	515	515	516	628	639	655	Signed p. 903 CH. 127
429. Senators Twigg, Woodall and Wilson: Providing for the filing of claims for crop damages	217	334	418	418	.....	419	593	611	622	Signed p. 902 CH. 89
430. Senators Williams, Gissberg and Connor: Redefining real property excise "price"	217	.....	.....	.....	.....	.....	.....	.....	.....	.....
431. Senators Mardesich, Connor and Peterson (Lowell) (by departmental request): Relating to insurance	217	.....	.....	.....	.....	.....	.....	.....	.....	.....
432. Senators Mardesich, Connor and Peterson (Lowell) (by departmental request): Relating to insurance	217	.....	.....	.....	.....	.....	.....	.....	.....	.....
433. Senators Mardesich, Connor and Peterson (Lowell) (by departmental request): Relating to insurance	217	.....	.....	.....	.....	.....	.....	.....	.....	.....
434. Senators Mardesich, Connor and Peterson (Lowell) (by departmental request): Relating to insurance	217	.....	.....	.....	.....	.....	.....	.....	.....	.....
435. Senators Mardesich, Connor and Peterson (Lowell) (by departmental request): Relating to insurance	217	.....	.....	.....	.....	.....	.....	.....	.....	.....
436. Senator Williams: Establishing labor regulations for public employes	218	.....	.....	.....	220	.....	.....	.....	.....	.....

437. Senators Peterson (Lowell), Bailey and Talley: Relating to food fish and shellfish	227																			
438. Senators Peterson (Lowell), Bailey and Talley: Relating to food fish and shellfish	227																			
439. Senators Greive, McCutcheon, Stender and Herr: Increasing benefits paid by workmen's compensation	227	456	816-819		819	764-765, 787, 810, 820		819												
440. Senators McCormack, Foley, Atwood, Ode- gaard, Lewis (Harry) and Washington (by de- partmental request): Prescribing requirements for voting devices	227	526		770-771, 787-792	792	768, 771-772, 793		792-793												
441. Senators Stender, Bailey and Marquardt: Per- mitting vocational instructors to be members of their own trade unions	227	407		523	523, 749			523, 749		SCR 18, 679										
442. Senators Uhlman, Ridder and Faulk (by Joint Committee on Education request): Authorizing metropolitan educational centers	227																			
443. Senators Durkan, Gissberg, Odegaard and Twigg: Establishing treatment center for alco- holic, narcotic and dangerous drug abuse	228	363, 394, 425	934	934	934	935		1270	1273	1298										Signed p. 1399 CH. 123 Ex
444. Senators Newschwander, Faulk, Knoblauch and Wilson: Apportioning twenty percent of mobile homes excise tax as revenue increase to counties	228	1597	1686-1637	1637	228, 1734	1637, 1734		1733	1753	1782										Signed p. 1832 CH. 274 Ex
445. Senators Lewis (Harry), Marquardt and Henry (by departmental request): Relating to em- ployees' suggestion awards	235	300																		
446. Senators Huntley, Henry and Foley (by de- partmental request): Regulating fiscal agencies and appointing incineration agent	235	300	351	351		351-352		593	611	623										Signed p. 903 CH. 120
447. Senators McDougall, Durkan, Donohue, Wilson, Bailey, Talley and Canfield: Assessing milk and cream	236	363				825														

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448. Senators Henry, Lewis (Harry), Woodall, Day, Connor, Twigg, Peterson (Lowell), Guess, Atwood and Keefe: Relating to purchase of wines by licensees	236	345								
449. Senators Ridder, Mardesich and Guess (by Joint Committee on Highways request): Prohibiting running of stock at large upon public highways	236									
450. Senators Lewis (Brian) and Henry: Providing code of ethics for engineers	236									
451. Senators Pritchard, Uhlman and Stortini (by executive request): Establishing rivers inventory	236									
452. Senators Odegaard, Knoblauch and Peterson (Ted): Implementing laws relating to certificated teachers' contracts and salaries	236	469	1113-1116							
453. Senators Dore, Williams, Greive and Holman (by departmental request): Providing certain benefits for school districts acceptably reorganized under chapter 28.57 RCW	236									
454. Senators Lewis (Harry), Durkan and Elicker (by departmental request): Providing for construction and financing of state buildings and parking facilities	236	300, 985	1105-1106	1106-1107	300, 1422, 1794, 1795	1107, 1795	1422, 1795	1804	1804	Signed p. 1832 CH. 272 Ex
455. Senators Elicker, Lewis (Harry) and Durkan (by departmental request): Authorizing bonds and refunding bonds for east capitol site	237	300, 985	1107	1107	301, 1794, 1795	1107-1108, 1795	1794	1804	1804	Signed p. 1852 CH. 273 Ex

456. Senators Day, Henry and Twigg: Creating special committee on health education	237	526
456. (Substitute) Committee on Medicine, Dentistry, Public Health, Air and Water Pollution: Creating special committee on health education	526, 1063	1063	1063-1064
457. Senators Ridder, Pritchard, Holman, Odegaard, Stortini and Uhlman: Putting dyslexic children within division of handicapped children in office of superintendent of public instruction	237	394	537	537, 755	.....	538, 755	SCR 18, 679, 783	786	808	Signed p. 939 CH. 2 Ex		
458. Senators Ridder, Pritchard, Holman, Odegaard and Stortini: Providing coordinating council for occupational education to administer fire service training	237	437	534	534, 755	.....	534-535, 755	SCR 18, 679, 1188	1203	1270	Signed p. 1337 CH. 98 Ex		
459. Senators Andersen, Gissberg and Huntley: Exempting certain transfers to corporations from real estate excise tax	237	.....	.....	.....	.....	.....	.....	.....	.....	.....
460. Senators Dore, Williams and Durkan (by departmental request): Changing monthly amounts for apportionment of school funds by state superintendents	237	425	1099-1100	1100	1344	1100, 1344	1343-1344	1368	1400	Signed p. 1478 CH. 184 Ex			
461. Senators Day, Peterson (Lowell) and Pritchard: Discontinuing reciprocity in licensing as to persons engaged in practice of chiropractic	238	.....	.....	.....	.....	.....	.....	.....	.....	.....
462. Senators Lewis (Harry) and Dore (by departmental request): Providing procedures for payment of state expenses	238	526	797	797	.....	797	977	1008	1028	Signed p. 1161 CH. 60 Ex		
463. Senators Dore and Lewis (Harry) (by departmental request): Providing for transactions between state agencies	238	526	797-798	798	.....	798	977	1008	1028	Signed p. 1161 CH. 61 Ex		
464. Senators Durkan and Bailey: Regulating working hours for females	238	.....	.....	.....	.....	.....	.....	.....	.....	.....
465. Senators Durkan, Bailey and Stender: Amending minimum wage law	238	408	.....	.....	.....	.....	.....	.....	.....	.....

						452, 477-478, 486-489, 490-491, 746, 763, 1448, 1453-1454	490, 763-764, 1448-1449	SCR 18, 679, 1448	1453	1478	Signed p. 1826-1827 CH. 231 Ex P.V.
474. Senators Matson, Day, Donohue, Woodall, Wilson and McDougall: Relating to migrant farm worker housing	251	263	486	489, 763							
475. Senators Greive, Stender and Herr: Authorizing port commissioners' compensation	251	394	446-447	447, 742		445	447, 742	SCR 18, 679			
476. Senators Washington, Wilson, Stortini, Odegaard, Bailey, Lewis (Brian), Faulk, Uhlman, McCormack, Elicker, Metcalf, Ander- sen, Donohue, Talley, Mardesich, Henry, Knob- lauch, McCutcheon, Marquardt, Woodall, Sandison, Peterson (Ted), Greive, Durkan, Gissberg and Cooney: Standardizing school construction plans	251	526-527	768-769	769			770				
477. Senators Washington, Henry, Faulk and Mc- Cormack: Authorizing development of police academy	251	469	948-949, 1048-1049	1049	949, 1033, 1044	1049, 1517		1516	1526	1535	Signed p. 1729 CH. 220 Ex
478. Senator Talley: Directing highway commission to acquire Puget Island ferry system	256										
479. Senator Talley: Adding Allen Street bridge to highway system	256										
480. Senators Talley, Bailey and Washington: Main- taining Puget Island-Westport ferry	256										
481. Senators Ridder, Holman and Odegaard: Relat- ing to education	256	456									
481. (Substitute) Committee on Education: Relating to education		456									
482. Senators Ridder, Holman and Odegaard: Relat- ing to education	256										
483. Senators Day and Cooney: Amending property taxes to clarify exemption	256										

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484. Senators Day, Greive and Stender: Relating to hospitals	256									
485. Senators Day, McDougall and Woodall: Regulating chiropractic disciplinary board	257	527	828-829	829		829				
486. Senators Greive and Bailey: Relating to unemployment compensation	257	1697	1714-1723	1730	1711-1714	1730				
487. Senators Greive and Bailey: Relating to unemployment compensation	257									
488. Senator Atwood: Redesignating a 1967 capital improvement appropriation item	257	607	833	833		833	1400	1401	1406	Signed p. 1478 CH. 137 Ex
489. Senators Greive and Williams: Changing metro council to include the elected county executive and method of annexation	257									
490. Senators Greive, Washington, Lewis (Brian), Williams, Holman, Ridder, Uhlman, Durkan, Elicker, Connor, Andersen, Dore, Peterson (Ted), Marquardt, Ryder and Faulk: Providing for mass public transportation	257	395, 807, 918	1076-1071, 1096		807, 1071-1090, 1096					
491. Senators Metcalf, Odegaard, Day, Herr, Canfield and Donohue: Limiting faculty participation in student unrest	257									
492. Senators Bailey, Williams and Atwood (by executive request): Relating to the Washington state seashore conservation area	268	437	482-483	483, 747		483, 747, 1006	SCR 18, 679, 1006	1026	1037	Signed p. 1161 CH. 55 Ex

493. Senators Holman, Atwood and Uhlman (by Judicial Council request): Authorizing inferior court conferences	258	469																		
494. Senators Uhlman, Holman and Walgren (by Judicial Council request): Changing supreme court fees	258	469	972-973	973			973													
495. Senators Dore, Holman and Uhlman (by Judicial Council request): Identifying nonpartisan candidates on the ballots	258	425																		
496. Senators Holman and Dore (by Judicial Council request): Proceedings to recover hospitalization costs of mentally ill from residence county . . .	258	456																		
497. Senators Uhlman, Holman and Bailey: Contracting for additional county legal assistance .	258	1092																		
498. Senators Elicker, Wilson and Herr (by departmental request): Relating to county budgets . .	258	408, 1567-1568	932	932	1378, 1487, 1536, 1568	932, 1568	1378, 1486, 1536, 1567	1584	1599											Signed p. 1392 CH. 252 Ex
499. Senator Williams: Authorizing recognition of studded tires by highway commission	258	408	546	546, 756		547- 548, 756	SCR 18, 679, 881	890	908											Signed p. 1027 CH. 7 Ex
500. Senators Atwood, Faulk and Marquardt (by executive and departmental request): Regulating campaign contributions and expenses	258																			
501. Senator Metcalf: Authorizing construction of Swamp Creek interchange	259																			
502. Senator Foley: Authorizing sale of portion of land of school for the deaf, Vancouver, Washington	259	456	549	549, 756		549, 756	SCR 18, 679, 977	1008	1028											Signed p. 1161 CH. 62 Ex
503. Senators Uhlman, Holman and Dore (by Judicial Council request): Relating to grand juries .	259	437																		
504. Senators Ridder, Connor and Stender: Regulating drivers' training	259																			
505. Senators Holman, Atwood and Uhlman (by Judicial Council request): Applying the statute of limitations on civil actions	259	527	973	973			973-974													

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506. Senators Lewis (Brian), Pritchard and Elicker: Bargaining collectively with public employers by professional employees	268									
507. Senators Huntley, Uhlman and Washington: Allowing municipalities to auction abandoned vehicles	268									
508. Senators Sandison, Walgren and Elicker: Paying operation and maintenance of toll bridges from the motor vehicle fund	269									
509. Senators Mardesich, Cooney, Peterson (Lowell), Herr and Stortini (by departmental request): Regulating campaign contributions to the insurance commissioner	269									
510. Senators Mardesich, Cooney, Peterson (Lowell), Herr and Stortini (by departmental request): Relating to political contributions	269									
511. Senators Pritchard and McCormack (by departmental request): Implementing laws relating to candidates' and voters' pamphlets	269									
512. Senators Greive, Stortini, Uhlman, Connor, Bailey, Ridder, Dore, Keefe, Mardesich, Cooney and Walgren: Enacting the Washington State Labor Relations Act	269	408, 607	481, 491- 493, 773- 776, 799, 803-805	805	481, 765, 773-779, 793-794, 800-803	806				
513. Senators Greive, Stender and Stortini: Providing workmen's compensation for permanent partial disability	269	456	819	820	765, 787, 810, 820	820				

514. Senators Lewis (Brian), Durkan and Gissberg: Authorizing Green River Gorge Park	269	378	484	484, 747	1323	484, 748, 1323	SCR 18, 679, 1322-1323	1347	1367	Signed p. 1447 CH. 162 Ex
515. Senator Durkan: Standardizing per diem and travel allowances	270	469								
516. Senators Peterson (Lowell), Stender and Herr: Regulating surface mining	272									
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519. Senators Cooney, Mardesich and Durkan: Revealing bank records	273	1053	1112-1113	1113		1113				
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524. Senator Twigg: Setting certain attorney fees	284	426	974	974		974				
525. Senators Walgren and Twigg: Implementing law relating to materialmen's liens	284	408	831-832	832		832	1188	1203	1270	Signed p. 1337 CH. 84 Ex
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538. Senators Sandison, Durkan and Peterson (Ted) (by departmental request): Representing employee organization in community colleges . . .	285	808	925-927	927	845, 929	927			
539. Senators Atwood, Bailey and Twigg (by departmental request): Appointing registered agents for foreign nonprofit corporations	285	985	1097	1097	1345	1097, 1345	1344-1345	1347	1367 Signed p. 1447 CH. 163 Ex
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557. Senators Stender, Greive and Connor: Implementing law relating to industrial insurance for building industry	287	408	513	513, 750		513, 750	SCR 18, 679			
558. Senators Williams, Walgren and Atwood (by departmental request): Creating a division of motor transport	287	355			355					
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575. Senators Knoblauch, Newschwander and Faulk: Providing parking facilities for county court-houses	305	527	554	554, 756	680	554, 756-757	SCR 18, 679, 881	890	908	Signed p. 1027 CH. 8 Ex
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749. Senators Foley and Andersen: Relating to crimes against flags	760	814	844	844	844	844	1188	1203	1270	Signed p. 1337 CH. 110 Ex
750. Senators Atwood, Bailey and Greive: Providing for expenses of the legislature and members' mileage and subsistence	806		806	806	806	806	808	809	815	Signed p. 920 CH. 1 Ex

751. Senators Stortini and Ridder: Implementing law relating to policemen's benefits in first class cities	815	840, 1054, 1336	1054
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31. Senators Stender, Bailey, Atwood, Sandison, Pritchard, McCormack, Holman, Twigg, Gissberg, Peterson (Ted), Durkan, Marquardt, Odegaard, McDougall, Walgren, Hunt- ley, Mardesich, Williams, Washington, Newschwander, Ridder, Matson, Lewis (Harry), Elicker and Peterson (Lowell): Providing for legislative apportionment	1029	1818
32. Senators Washington, Ridder, Uhlman, Walgren, Elicker, Peterson (Ted), Bailey, Woodall, Pritchard, Faulk, Metcalf, Mardesich, Andersen, Lewis (Brian), Talley and Mc- Dougall: Changing assessed valuation of requirement from fifty to twenty-five percent for purposes of property taxation	1318	1318
33. Senators McCormack and Durkan: Proposing a new section to Article 11 of the Washington State Constitution	1410	

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NUMBER, AUTHOR AND SUBJECT	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage	Message From House	Signed by President of the Senate	Signed by Speaker of the House
1. Senator Faulk: Utilizing school buildings twelve months a year	21	115	208, 230	230, 726	209	230, 726, 1028	SCR 18, 680, 1028	1052	1115
2. Senators Sandison, Ryder and Connor: Commending Lee Kueckelhan on retirement	35		35	35	35	35	43	66	67
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5. Senators Lewis (Harry), Sandison and Ryder (by Temporary Advisory Council on Public Higher Education request): Authorizing a study of the management of state owned land	94	1093							
6. Senators Dore, Atwood, Canfield, Mardesich and Andersen (by Legislative Budget Committee request): Authorizing educational cost quality study	112	1461	1591	1591	1591	1592			
7. Senators Canfield and McCormack: Directing or dedicating property tax revenue for school, municipal and county purposes	176								
8. Senators Woodall, Greive, McCutcheon, Connor, Washington and Metcalf: Calling for study by joint committee on governmental cooperation on fire fighting in the state . . .	203	301	393	393, 737		393, 737	SCR 18, 680		

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10. Senators Atwood, Faulk and Durkan: Authorizing a fiscal study of budgets in community colleges	218	355	369	369, 735	370, 735	SCR 18, 680, 1564	1584	1599
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19. Senators Bailey and Ryder: Providing for the re-introduction of bills and adopting the joint rules	687	687	688	688	689	690	690
20. Senators Lewis (Brian), Peterson (Lowell) and Talley: Directing legislative council to study flood control, diking and drainage problems	784	879	1141	1141	1109, 1130	1141
21. Senators Stender, Day, Atwood and Bailey: Authorizing study of industrial diseases	881	888-889	889

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24. Senators Greive, Bailey and Holman: Establishing an interim committee on insurance	1056		1056, 1590-1591		1056, 1109, 1130, 1393, 1590, 1634-1635				
25. Senators Sandison and Atwood (by departmental request): Requesting legislative study of policies involving investment returns on special accounts	1094								
26. Senators Odegaard, Sandison and Durkan: Requesting legislative council to study salvage programs	1161	1204							
27. Senators Odegaard, Donohue, Wilson, Matson and Stortini: Requesting joint interim committee on education to study compensation for school board members	1189	1336							
28. Senators Durkan and Atwood: Investigating school revenue apportionment	1392								
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30. Senators Durkan, Atwood and Bailey: Providing for a forest tax committee and providing for its powers and duties	1518		1518, 1594	1594	1518	1594 1796, 1808		1804	1804

31. Senators Day, Peterson (Ted) and Greive: Authorizing and directing study of health costs and facilities	1588	1588, 1635	1588, 1594-1595, 1636						
32. Senators Elicker, Day, Newschwander, Durkan, Marquardt and Uhlman: Authorizing a study of care of diseased children	1588	1588	1588	1588	1588				
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NUMBER, AUTHOR AND SUBJECT	First Reading Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage
Ex. 39. Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall: Condolences to Senator John Stender on loss of his daughter Annette Marie	1403				1403-1404	1404
Ex. 40. Lieutenant Governor Cherberg, Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry) McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson and Woodall: Requesting Washington State highway commission designate Selah Creek bridge as Fred G. Redmon Memorial Bridge	1404				1404-1405	1405
Ex. 41. Senators Uhlman, Williams and Walgren: Endorsing University of Washington Three Days In May program	1405				1405	1405
Ex. 42. Senators Ridder, Stortini and Metcalf: Requesting joint committee on education conduct study of state superintendent of public instruction's office	1406					1406
Ex. 43. Senators Holman, Uhlman and Pritchard: Directing legislative council make study of consumer credit	1447				1447	1447
Ex. 44. Senators Gissberg, Sandison and Lewis (Harry): Establishing Senate Facilities and Operations Committee	1472-1473					1473
Ex. 45. Senators Wilson, Faulk, Ridder, Marquardt, Washington, Odegaard, Stortini and Dore: Authorizing joint committee on education to review proposed library information network program	1588-1539					1539

Ex. 46.	Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall: Requesting extraordinary session be adjourned <i>SINE DIE</i> no later than May 3, 1969	1539	1539	1539
Ex. 47.	Senators Holman, Woodall and Uhlman: Requesting judicial council, legislative council and uniform law commissioners to study uniform juvenile court act (SB 145 '69)	1539-1540		1540
Ex. 48.	Senator Uhlman: Commending successful effort by Negro Voters' League	1540		1540
Ex. 49.	Senators Donohue, Durkan and McCormack: Congratulating Dayton schools and community for contribution to advancement of education within state of Washington	1540		1541
Ex. 50.	Senators Odegaard, Bailey and Dore: Urging secretary of labor to retain Cispus Job Corps Center in Randle, Washington	1541	1541-1542	1542
Ex. 51.	Senators Mardesich and Foley: Requesting legislative budget committee study results compared to estimates made by fiscal notes and revenue estimates	1542		1542
Ex. 52.	Senators Knoblauch and Woodall: Condemning University of Washington expending of state funds to hire conscientious objector as draft counselor	1542-1543	1543	
Ex. 53.	Senators Andersen, Atwood, Bailey, Canfield, Connor, Cooney, Day, Donohue, Dore, Durkan, Elicker, Faulk, Foley, Gissberg, Greive, Guess, Henry, Herr, Holman, Huntley, Keefe, Knoblauch, Lewis (Brian), Lewis (Harry), McCormack, McCutcheon, McDougall, Mardesich, Marquardt, Matson, Metcalf, Newschwander, Odegaard, Peterson (Lowell), Peterson (Ted), Pritchard, Ridder, Ryder, Sandison, Stender, Stortini, Talley, Twigg, Uhlman, Walgren, Washington, Williams, Wilson, Woodall; Lieutenant Governor John A. Cherberg, President of the Senate; Temporary Secretary of the Senate Donald R. Wilson, Sergeant at Arms Charlie Johnson, Verne E. Sawyer, Dorothy B. Greeley, Elmo Fadling, Florence Kenderesi, Mary Diede, Marian Rohrbeck, Pat Knowlton, Dolores McLennen, Cheryl Stewart, Iris Williams, Sheryl Wilson, Betty Young, E. John Crowley, Mary Lou Bammert, Mary Kay Krinbring; Members of the Olympia Press Corps: Herb Altschul, Lyle Burt, Robert C. Cummings, Donald S. Dickson, Adele Ferguson, Jack E. Fischer, Michael Flynn, Mike Layton, John J. Lemon, Dale Nelson, Jack Pyle, Shelby Scates and Jay VanDyke: Offering condolences to family of Ward Bowden, Secretary of the Senate	1546	1546-1550	1550
Ex. 54.	Senators Peterson (Lowell), Peterson (Ted), Sandison, Faulk, Metcalf, Stortini and Talley: Requesting interim committee on fisheries, if established, or legislative council make study of salmon resources of state of Washington	1585-1586		1586

TITLE AND HISTORY OF SENATE FLOOR RESOLUTIONS—EXTRAORDINARY SESSION—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading Referral	Report of Committee	Second Reading and Amendments	Third Reading	Other Action in Senate	Vote on Final Passage
Ex. 55. Senators Huntley and Donohue: Authorizing that portrait of D. H. Cox, former Senator, be delivered to Arthur E. Cox of Walla Walla, his son, in exchange for landscape painting	1586					1586
Ex. 56. Senators Bailey and Henry: Requesting joint committee on highways make feasibility study of ferry from Westport to area of Brown's Point	1586					1587
Ex. 57. Senators Greive, Lewis (Harry) and Talley: Requesting legislative council make study regarding industrial revenue bond financing	1587					1587
Ex. 58. Senators Dore, Bailey, Mardesich, Sandison, Durkan, Marquardt, Peterson (Ted), Faulk, Connor, Williams and Holman: Proclaiming May 10, 1969 as Jack Gordon Day, distinguished alumni Seattle University	1587-1588					1588
Ex. 59. Senators Greive and Bailey: Electing Donald R. Wilson, temporary secretary of the senate from May 2, 1969 until permanent secretary of the senate is elected and qualified	1585					1585
Ex. 60. Senators Woodall and Cooney: Authorizing judiciary committee of legislative council continue study on unsolicited credit cards	1600					1600
Ex. 61. Senators Ryder, Greive, Mardesich, Faulk and Newschwander: Urging nomination, appointment and confirmation of Frank Cooper as chairman of board of federal deposit insurance corporation	1600					1600
Ex. 62. Senators Ridder, Washington and Faulk: Congratulating Oscar Wood for years of service to the state of Washington	1627					1627
Ex. 63. Senators Metcalf, Uhlman, Marquardt, Greive, Ridder and Williams: Urging department of general administration make capitol dome trip available to the public	1614					1614

Ex. 64.	Senators Henry, Foley and Bailey: Requesting Congress to provide adequate funds to ensure early commencement of flood control for Vancouver Lake, Washington area .	1633-1634	1634
Ex. 65.	Senators Foley, Atwood and Durkan: Requesting legislative budget committee study regarding levels of debt and bonds	1634	1634
Ex. 66.	Senators Walgren, Uhlman and Elicker: Requesting municipal committee study field of building codes and regulations	1645-1646	1646
Ex. 67.	Senators Lewis (Harry), Faulk, Durkan and Marquardt: Legislative council conduct study into vocational rehabilitation welfare recipients	1647	1647
Ex. 68.	Senators Faulk, Ryder, Foley, Mardesich, Atwood, Andersen, Canfield, Dore and Durkan: Budget Committee develop methodology concerning fiscal impact upon judging bills	1646	1647
Ex. 69.	Senators Bailey and Ridder: Legislative council investigate jurisdictional problems on Quinault Indian Reservation	1810	1811
Ex. 70.	Senators Day, Peterson (Ted), Greive, Twigg, Woodall and Odegaard: Legislative council study health and hospital costs	1811	1811
Ex. 71.	49 Senators: Offering thanks to ladies of the cafeteria staff	1753	1754
Ex. 72.	Senator Day: Joint committee on governmental cooperation to study of disruptive activities at schools	1805	1805
Ex. 73.	Senators Andersen, Atwood, Canfield, Elicker, Faulk, Greive, Guess, Holman, Huntley, Lewis (Brian), Lewis (Harry), McDougall, Marquardt, Matson, Metcalf, Newschwander, Peterson (Ted), Pritchard, Ryder, Twigg, Williams and Woodall: Recommending Senator John Stender as candidate for Undersecretary of Labor	1805	1806
Ex. 74.	Senators Keefe, Twigg, Guess, Cooney and Sandison: Council on higher education review establishment of Metropolitan Graduate Centers	1805	1805
Ex. 75.	Senators Atwood, Ryder, Greive and Bailey: Thanks to press, radio and television	1783	1783
Ex. 76.	Senators Bailey, Ryder, Atwood and Greive: Indefinitely postponing bills, resolutions and memorials in hands of secretary of the senate	1783	1783
Ex. 77.	Senators Bailey, Ryder, Atwood and Greive: Notifying House that Senate is ready to adjourn <i>SINE DIE</i>	1783	1783
Ex. 78.	Senators Bailey and Ryder: Giving authority for post-session work	1783	1785

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
1. Representatives Bledsoe, O'Brien and Copeland (by Legislative Council request): Providing for general elections in odd-numbered years	139, 706	142, 708	395							
8. Representatives O'Dell, Zimmerman and Smythe: Allocating proceeds of sales of products from state forest lands	184	187	457	576	576	576		623	623	Signed CH. 110
10. Representatives Richardson, Kuehnle, Hurley and Ceccarelli: Prohibiting obscene and indecent material	1120	1120								
13. Representatives Marsh, Kirk, Ceccarelli, Backstrom, Merrill, Bagnariol, Conner, Beck, Lynch, Barden, Martinis, Benitz, Evans, Francis and Kalich: Authorizing vocational training workshops	560	561	608	618, 625, 628	628	629	608, 618, 620, 625, 668	668	669	Signed CH. 105
14. Representatives Marsh and Kirk: Authorizing treasurer to advance funds to state agencies . . .	503, 706	503, 708	556							
15. Representatives Wojahn, Newhouse and Swayze: Requiring voters' pamphlet to contain absentee ballot application form	560, 706	561, 709	986	1137	1137	1137-1138		1138	1139	Signed CH. 72 Ex
16. Representatives Copeland, Jolly and Hubbard (by Legislative Council request): Providing for the appointment of mayors pro tempore	168	169	628	576	576	577		623	623	Signed CH. 101
17. Representatives Moon, Newhouse and Wana-maker (by Legislative Council request): Regulating weights and measures	235	238	457	577	577	577	668	668	669	Signed CH. 67

18. Representatives Moon, Newhouse and Wana-maker (by Legislative Council request): Regulating food processing plants	235	238	334	578	578	578-579	668	668	669	Signed CH. 68
24. (Substitute) Committee on Transportation: Providing for installation and financing of signal devices at railroad crossings	396	396	556	613	613	614	668	668	669	Signed CH. 134 P.V.
26. Representatives McCaffree, Bledsoe, Charette, Moon, Haussler, Marsh, Litchman, Cunningham, Ceccarelli, Backstrom, Whetzel, Murray, Amen, Chatalas and Kopet (by Legislative Council request): Effectuating open space tax relief constitutional amendment	783	784					1763			
31. (Substitute) Committee on Labor and Social Security: Regulating explosives	561, 706	561, 709	939	1273	1273	1273, 1274		1305	1306	Signed CH. 137 Ex
32. Representatives Brown, Brouillet and Saling: Requiring primary elections in first class school districts	268, 706	274, 709	879, 1759	1214-1222, 1238-1241	1241	1241	1223, 1234, 1242, 1538, 1572-1573, 1577-1581, 1600, 1607, 1759			
33. (Substitute) Committee on Agriculture: Enacting the Washington meat inspection act	560, 706	562, 709	919	1253	1253	1254	1338	1367	1368	Signed CH. 145 Ex
34. Representatives Copeland, Wolf and Chatalas (by departmental request): Amending rules of the road for emergency vehicles	396	396	556	618	618	618		649	649	Signed CH. 23
36. Representatives Kalich, Flanagan, Zimmerman, Charette, Thompson, Litchman and Beck (by departmental request): Managing state game lands	184, 706	187, 709	879	1138	1138	1138		1188	1189	Signed CH. 73 Ex
38. Representatives Flanagan, Kalich, Thompson, Zimmerman, Beck, Smythe and Evans (by departmental request): Providing for a supplemental steelhead seal	216, 706	218, 709	814	872	872	872		908	908	Signed CH. 17 Ex
40. Representatives Flanagan, Kalich, Charette, Zimmerman, Thompson, Beck and Evans (by departmental request): Authorizing classification of certain wild animals as protected wildlife	139, 706	142, 709	814	873	873	873		908	908	Signed CH. 18 Ex

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
41. Representatives Flanagan, Kalich, Zimmerman, Charette, Thompson, Beck, Kink, Jastad, Evans and Ceccarelli (by departmental request): Classifying fish not previously classified	256, 706	259, 709	814	873	873	873-874	.....	908	908	Signed CH. 19 Ex
42. (Substitute) Committee on Agriculture: Enacting the "Washington wholesome poultry act"	561, 706	563, 709	879	1254	1254	1254	1338	1367	1368	Signed CH. 146 Ex
45. Representatives Barden, Leckenby, Gallagher, Grant, Chatalas and Litchman (by Joint Committee on Governmental Cooperation request): Extending urban renewal provisions to all counties	957	958	1186	1260	1260	1260	.....	1297	1298	Signed CH. 127 Ex
48. Representatives McCaffree, Newhouse, Moon, Mahaffey, Lynch and Bagnariol (by Legislative Council request): Removing tax exemption to retired homes under certain conditions	783	784	.....	.....	.....	.....	.....	.....	.....	.....
51. Representatives Berentson, Cunningham and Bozarth (by departmental request): Providing for promotion of state patrol officers	458, 706	458, 709	557	874	874-875	875	.....	908	908	Signed CH. 20 Ex
52. Representatives Leland, Newhouse and Conner (by departmental request): Regulating speed of passing vehicles	363	364	557	619	619	619	668	668	669	Signed CH. 135 P.V.
53. Representatives Barden, Beck and Cunningham (by departmental request): Displaying license plates on mobile homes and travel trailers	471	472	608	642	642	642	.....	668	669	Signed CH. 69
54. Representatives Hawley, Wolf and Litchman (by departmental request): Determining funds to be deposited in the marine fuel refund account	363, 706	364, 709	781	1138	1138	1138	.....	1188	1189	Signed CH. 74 Ex

55. Representatives Beck, Berentson and Cunningham (by departmental request): Registering vehicles under reciprocal proportional registration plan	759	760	955										
56. Representatives Adams, Kopet and Farr (by departmental request): Repealing midwifery statutes	880	882	1186										
58. Representatives Brouillet, Mahaffey, Zimmerman, Charette and Hoggins (by Joint Committee on Education request): Providing code revision of Title 28 RCW, education	184, 706	187, 709	283, 1536, 1544	584, 634	636, 764	637, 1545	585, 589, 632, 655, 659, 661, 666, 677, 1487, 1502, 1536, 1544-1545, 1566	1573	1583	Signed CH. 223	Ex		
60. Representatives McCaffree, Newhouse and Moon (by Legislative Council request): Limiting extent of nonprofit tax exemption	268	274	608	656	656	656	671	676	676	Signed CH. 137			
61. Representatives Berentson, Gallagher and Wolf (by departmental request): Regulating motor vehicles and motor vehicle drivers	880	882	976	1206-1207	1207	1207	1195, 1338	1367	1368	Signed CH. 170	Ex		
65. Representatives McCaffree, Bottiger and Scott (by Legislative Council request): Restricts veteran's rights to pre-military jobs	268	274	528	579	579	579		623	623	Signed CH. 16			
66. (Substitute) Committee on Local Government: Reconstituting boundary review boards	471, 706	472, 709	986	1211	1211	1211		1237	1238	Signed CH. 111	Ex		
67. Representatives Whetzel, Fleming and Sprague (by Legislative Council request): Reconstituting the members of the law enforcement officers training commission and providing for a police academy	471, 706	472, 710											
73. Representatives Zimmerman, O'Dell and Swayze: Authorizing the deposit of cash or securities in lieu of a surety bond for electricians	335, 706	335, 710											
76. Representatives Chatalas, Barden, Bagnariol, Francis, Grant, King, Merrill and Ceccarelli: Amending the liquor control act	957	958	1118	1212	1212	1212		1237	1238	Signed CH. 112	Ex		

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
77. Representatives Veroske, Wanamaker and Hawley: Providing for the protection of geoducks and hardshell clams	216, 706	218, 710	814, 1502, 1565	1139, 1181-1182	1139, 1183	1183, 1566	1140, 1181, 1397, 1401, 1426, 1502, 1535, 1566	1577	1584	Signed CH. 253 Ex
82. Representatives Zimmerman, O'Dell and Hurley: Permitting renewal of motor vehicle licenses	561, 706	563, 710	608	1140	1140	1140	.....	1188	1189	Signed CH. 75 Ex
84. (Substitute) Committee on Revenue and Taxation: Providing tax freeze exemptions for regional and intercounty rural libraries	1564	1588	1606	1636	1636	1636	.....	1694	1694	Signed CH. 242 Ex
85. Representatives Farr, Bottiger and Kirk: Modifying license requirements and procedures in the field of physical therapy	468, 706	458-459, 710	781	1149	1149	1150	1135, 1150, 1452	.....	.....	.....
90. (Substitute) Judiciary Committee: Adding judge for Pierce county	458, 706	459, 710	1204	1277-1278	1278	1278, 1504	1504	1535	1544	Signed CH. 213 Ex
91. (Substitute) Committee on Agriculture: Controlling noxious weeds	503, 706	503, 710	1157	1212	1212	1212	.....	1237	1238	Signed CH. 113 Ex
92. Representatives Clarke (George W.), Clark (Newman H.) and Francis: Reorganizing certain municipal courts	139, 706	142, 710	409	1170	1170	1170	1339	1367	1368	Signed CH. 147 Ex
93. Representatives Marsh and Richardson: Increasing the board allowance for county prisoners . .	471	472	557	598	598	598	.....	623	623	Signed CH. 17
95. (Substitute) Judiciary Committee: Providing procedures in probates	216	218	502	579	579	580	668	668	669	Signed CH. 70

96. (Substitute) Committee on Agriculture: Controlling horticultural pests	335	335	557	619	619	619	649	649	Signed CH. 113	
98. Representatives Jolly, Morrison, Haussler and Bozarth (by Legislative Council request): Providing for more adequate means to enforce those horticultural pests and diseases	560, 706	563, 710	897	1140	1140-1141	1141	1188	1189	Signed CH. 76 Ex	
99. Representatives Newhouse, Bozarth, Hubbard and Amen (by Legislative Council request): Relating to certified weights	880	882	1027-1028	1141	1141	1142	1188	1189	Signed CH. 100 Ex	
100. Representatives Ceccarelli, Haussler, Charette, Jueling, Leckenby, Whetzel, Bottiger, Sprague, Kalich, Kopet, Gladder, Wanamaker, Randall, Adams, Bagnariol, Brown, Murray, Hubbard, O'Dell and Wolf (by Legislative Council request): Authorizing sale of imported wine on same basis as domestic wine	184, 706	187, 710	557, 663	847-848	849	849-850	557, 843, 881	908	908	Signed CH. 21 Ex
101. Representatives Cunningham, Sprague, Leckenby, Hoggins, Perry and Litchman: Permits school districts acting as joint agencies in purchasing of supplies or services to issue interest bearing warrants in payment of obligations owed	216	219	395	581	581	581	623	623	Signed CH. 53	
102. Representatives Marsh, Richardson and Garrett: Permitting sewer districts to change name	880	882								
103. Representatives Hawley, Veroske and Kink (by departmental request): Amending the Pacific Marine Fisheries Compact	139, 706	142, 710	840	1167	1167	1167	1203	1205	Signed CH. 101 Ex Pending Congressional Action	
108. Representatives McCaffree, Flanagan and Haussler: Authorizing temporary county real estate excise tax	1091	1094								
110. Representatives Zimmerman, Clark (Newman H.), O'Dell, Smythe and Chapin: Granting additional recourse to creditors	396, 706	396, 710-711	1157-1158	1225	1225	1225	1237	1238	Signed CH. 121 Ex	
111. Representatives Hatfield, Swayze and Wojahn: Extending park district liability	363	364	528	582	582	582	623	624	Signed CH. 54	

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
115. Representatives Brown, Brouillet, Zimmerman, Mentor, Litchman, Evans and Randall: Allowing board of directors of school districts to publish and distribute information on operation and support of school district	363, 706	364, 711	879				1503, 1505, 1535, 1536-1537, 1566, 1693, 1731-1732, 1782	1782	1782	
116. (Substitute) Judiciary Committee: Regulating use of arrest records	920	921	1129, 1698-1693	1282	1282	1282, 1732				Signed CH. 256 Ex
117. Representatives Harris, Bottiger and Pardini (by Legislative Council request): Authorizing the issuance of an arrest citation at the scene of a motor vehicle accident when the issuing officer did not witness the alleged violation but when the facts at the scene indicate that a violation has been committed	168, 706	169, 711								
120. Representatives Harris, Bottiger and Brown (by Legislative Council request): Regulating use of debt adjusters of the debtor's payments	880	882	1204							
121. Representatives Harris, Bottiger and Evans (by Legislative Council request): Providing notice in certain guardianship proceedings	168	169	470	582	582	582		623	624	Signed CH. 18
123. Representatives Bottiger, Harris, Adams, Hurley, Kink, Litchman, Smythe, Francis, May, Bozarth, Rosellini, Bagnariol, Martinis, Merrill and Chapin (by Legislative Council request): Regulating use of dangerous weapons	184	187	224	241, 254, 260, 279, 332	332	332-333, 376-377	241, 245, 255, 260, 279, 376, 381	381	381	Signed CH. 8

124. Representatives Bottiger, Harris, Francis, Litchman, Smythe and Chapin (by Legislative Council request): Providing for incarceration in state institutions of convicted felons pending appeal	439	439	557	616	616	616	.....	649	649	Signed CH. 103
125. Representatives Veroske, Berentson and Kink (by departmental request): Prohibiting personal use fishing gear for commercial salmon fishing	363, 706	364, 711	814	911	912	912	911	920	922	Signed CH. 23 Ex
127. Representatives Hoggins, Cunningham, Charette, Saling, Brouillet and Conway: Authorizing bond issue for school plant facilities and modernization of existing facilities	139	143	235, 283	336-337	337	337	221, 396	396	400	Signed CH. 13 P.V.
128. Representatives Newhouse, Bledsoe and Morrison: Limiting the liability of owners or possessors of recreational land consequent to injuries thereon	168, 706	169, 711	378	909	909	909-910	.....	920	922	Signed CH. 24 Ex
130. (Substitute) Committee on Financial Institutions and Insurance: Regulating insurance contracts	769	760	1186	1237	1237	1237	.....	1297	1298	Signed CH. 128 Ex
131. Representatives Charette, Clarke (George W.) and O'Dell: Regulating mutual savings banks	561	563	571	580	593	595-596	580-581, 593-596	623	624	Signed CH. 55
132. Representatives Lynch, Smythe and King: Relating to higher education	1585	1588	1606	1638	1638, 1734	1734	1638	1782	1782	Signed CH. 263 Ex P.V.
138. Representatives Kuehnle, Lynch and Kalich: Permitting person over eighteen years of age to donate blood without parental permission in certain instances	235, 706	239, 711	.....	.....	.....	.....	.....	.....	.....	.....
140. (Substitute) Committee on State Government and Legislative Procedures: Granting powers to public utility districts	471	472	557	599	599	600	668	668	669	Signed CH. 106
143. Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request): Relating to nonintervention executors	216	218	470	583	583	583	.....	623	624	Signed CH. 19
144. Representatives Clark (Newman H.), Heavey and Clarke (George W.) (by Judicial Council request): Extending the application of the 1961 justice of the peace court act	409, 706	409, 711	557-558	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
146. Representatives Wojahn, McCormick and Martinis (by Legislative Council request): Prohibiting changing odometers on motor vehicles	363	364	558	619-620	620	620	.....	649	649	Signed CH. 112
147. Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request): Relating to preemptory challenges in criminal cases	335, 706	335, 711	781	922	922	922	.....	946	946	Signed CH. 41 Ex
148. Representatives Clarke (George W.), Heavey and Clark (Newman H.) (by Judicial Council request): Relating to preemptory challenges in civil cases	256, 706	259, 711	781	923	923	923	.....	946	946	Signed CH. 37 Ex
150. Representatives Smythe, Marsh, O'Dell, Garrett, Merrill, Zimmerman and Litchman: Repealing off-street parking taxes against cities	409	409	608	640	640	641	.....	668	669	Signed CH. 144
153. Representatives Brouillet, Zimmerman, Morrison, Smythe, Bluechel, Bagnariol and Litchman (by Joint Committee on Education request): Permitting teaching of languages in addition to English in the common schools	216	218	283	631	631	631	668	668	669	Signed CH. 150
155. Representatives Marsh, Benitz and Amen: Establishing motor vehicle gross weight fees for farm trucks	560, 706	563, 711	919	1142	1142	1142	1339	1367	1368	Signed CH. 169 Ex
156. (Substitute) Committee on State Government and Legislative Procedures: Disposing of Kirkland Armory site	439, 706	439, 711	781	874	874	874	.....	908	908	Signed CH. 22 Ex

157. (Substitute) Committee on State Government and Legislative Procedures: Prescribing veterans' benefits	396, 706		396-397, 712										
158. (Substitute) Committee on Education and Libraries: Providing for protection of eyes in school work shops or laboratories	409, 706	410, 712		986	1143-1144, 1150	1150	1150	1144, 1150, 1338	1400	1401		Signed CH. 179 Ex	
159. Representatives Ceccarelli, Charette and Murray: Allowing eighteen to twenty-one year old employees of grocery stores to sell beer or wine	471, 706	472, 712		558	924	924	924		946	946		Signed CH. 38 Ex	
163. Representatives Marzano, Clark (Newman H.), Bottiger, Heavey, Jastad, Anderson and Merrill: Prohibiting car ownership by juveniles	560, 706	564, 712		900-901	1210	1210	1211		1237	1238		Signed CH. 125 Ex	
166. Representatives Merrill, Bagnariol and Kirk: Authorizing cities to remove debris	268	274		470	583	583	583		623	624		Signed CH. 20	
168. Representatives Charette and Chapin: Limiting ownership of breweries	409, 706	410, 712		1118	1130	1130	1131		1188	1189		Vetoed	
169. Representatives Charette, Copeland, Bottiger, Chatalas, O'Brien and Bledsoe (by departmental request): Providing for publication of the session laws	139	143			143	143	143		168	178		Signed CH. 6	
170. Representatives King, Kiskaddon, Clarke (George W.) and Bottiger: Providing for the disbursement of funds of the court	168	170		470-471	585	585	585-586		623	624		Signed CH. 111	
172. Representatives Conner, Leckenby and Perry: Redefining "child" in industrial insurance act	561, 706	564, 712		939	1151	1151	1151		1188	1189		Signed CH. 77 Ex	
179. Representatives Leckenby, Beck and Evans (by departmental request): Eliminating requirement that certain employees reside on institution grounds	268	274		363	586	586	586		623	624		Signed CH. 56	
183. Representatives Clark (Newman H.), Clarke (George W.) and Heavey: Establishing a court of appeals	363, 706	364, 712		1204	1248-1250, 1433-1439, 1439-1442, 1449-1450	1450	1450, 1451	1250-1251, 1415, 1444-1445, 1451	1535	1544		Signed CH. 221 Ex P.V.	
188. Representatives Kopet, Hurley, Bledsoe, Wolf, Pardini, Conway, Gladder, Lynch, Veroske, Flanagan, Saling, Farr and Harris: Authorizing fire protection for state colleges	409	410		608	632	633	633		649	649		Signed CH. 24	

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
189. Representatives Curtis, Bozarth, Berentson, Evans, Brown, Cunningham, Kopet, Haussler and Jolly: Authorizing dog control zones	256	259	395	586-587	587	587	667	668	669	Signed CH. 72
191. Representatives Swayze, King and Chapin: Establishing justice court commissioner procedures	530, 706	530, 712	840	923-924	924	924	1028	1028	1028	Signed CH. 66 Ex
192. Representatives Swayze and Hubbard: Paying interest on inheritance tax and escheat refunds	235	239	502	587	587	587-588	667	668	669	Signed CH. 73
193. Representatives Backstrom, DeJarnatt, Goldsworthy, Chatalas and Litchman (by Legislative Budget Committee request): Relating to withdrawal, revocation or modification of state trust lands	235, 706	239, 712	1158	1252	1252	1252	.....	1297	1298	Signed CH. 129 Ex
194. Representatives Richardson, Garrett and Kopet: Authorizing sewer-water district mergers	560, 706	564, 712	1158	1224	1224-1225	1225	1340	1368	1368	Signed CH. 148 Ex
196. Representatives Bottiger, Harris, Juelling and Litchman (by Legislative Council request): Providing for new notice requirement on a dishonored check	268	274	558	620	620	620-621	.....	649	649	Signed CH. 62
197. Representatives Moon, Morrison and Haussler (by departmental request): Creating an interstate pest control compact	268, 707	274, 712	457	1258	1258	1258-1259	.....	1297	1298	Signed CH. 180 Ex

198. Representatives Goldsworthy, Saling, Backstrom and Chatalas (by Legislative Budget Committee request): Levying taxes to provide funds for county veterans' relief fund	396	397	528	588	588	588	623	624	Signed CH. 57
199. Representatives Bottiger, Harris, Francis and Litchman (by Legislative Council request): Regulating contracts for dancing instruction . .	1054	1056							
201. (Substitute) Committee on Agriculture: Providing additional standards for dairy products .	530, 707	531, 712	879	1134	1135	1135	1188	1189	Signed CH. 102 Ex
203. Representatives Chatalas, Kirk, Merrill, Lynch, King and Murray: Upgrading CPA license standards	426	429	558	598	599	599	667	668	669 Signed CH. 114 P.V.
205. (Substitute) Committee on Financial Institutions and Insurance: Implementing regulation of health care service contractors and their agents	426	430	528-529	601	601	601-602	667	668	669 Signed CH. 115
208. Representatives O'Dell, Gladder and Bagnariol (by departmental request): Authorizing variable contracts	471	473	609	632	632	632	649	649	Signed CH. 104
214. Representatives Harris, Saling, Lynch and Garrett: Requiring pasteurization of grade A raw milk	560, 707	564, 713							
215. Representatives Kalich, Jastad, Thompson and Haussler: Authorizing cemetery district consolidations	560, 707	564, 713	840	1134	1134	1134	1188	1189	Signed CH. 78 Ex
217. Representatives Morrison, Benitz and Jolly (by departmental request): Providing for processing and sale of seeds	471	473	558	621	621	621	649	649	Signed CH. 63
219. Representatives Copeland and O'Brien: Making appropriations for legislative data processing . .	90	99	128	145	145	146	94, 98	168	178 Signed CH. 5
221. Representatives Clark (Newman H.) and Heavey (by Judicial Council request): Providing annual grand juries	560, 707	564, 713	571						

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222. Representatives Spanton, Grant and Kuehnle (by departmental request): Explains computation of appeals and petition periods under unemployment compensation when mailed documents involved	471, 707	473, 713	781	1392	1392	1392	915, 922, 942, 1034, 1130	1407	1425	Signed CH. 200 Ex
224. Representatives Morrison, Randall and Curtis (by departmental request): Permitting state to utilize latest federal law on its use of moneys in the federal unemployment trust fund	363, 707	865, 713	782	1392-1393	1393	1393	915, 922, 942, 1034, 1130	1407	1425	Signed CH. 201 Ex
228. (Substitute) Committee on Public Health and Welfare: Waiving basic science examinations conditionally	1119	1120	1129	1223	1223	1223-1224	1487, 1502, 1535 1537-1538, 1566	.....	.....	.....
229. Representatives Goldsworthy, Kuehnle and Hurley (by departmental request): Authorizing conveyance of certain Camp Murray property for public educational purposes	439, 707	439, 713	782	1151	1151-1152	1152	.....	1188	1189	Signed CH. 85 Ex
230. Representatives Goldsworthy, Pardini and Hurley (by departmental request): Prescribing the governor's regulatory power concerning use and disposition of military property	439, 707	439, 713	782	1152	1152	1152	.....	1188	1189	Signed CH. 86 Ex
232. Representatives Kopet, Haussler and North: Providing procedure for issuance of county warrants	880	882-883	955	1153	1153	1153	.....	1188	1189	Signed CH. 87 Ex
239. (Substitute) Committee on Higher Education: Establishing a state higher education personnel board	396, 707	397, 713	814	910	910	910	939	946	946	Signed CH. 36 Ex

242. Representatives Cunningham, Harris and Sprague (by executive request): Creating a constitutional revision commission	458, 707	459, 713										
243. Representatives Bledsoe, Bluechel and Ceccarelli: Creating a world fair commission for the 1970 fair	471	473	664	670	670	670	206, 1808	671	676		Signed CH. 43	
245. Representatives Swayze, Chatalas, Gladder, Heavey, O'Dell, King, Hubbard, Merrill, Hoggins, Mahaffey, Gallagher, Pardini, Murray, Jolly, Morrison, Scott, Anderson, Grant, Brouillet, Sawyer, Bagnariol, Litchman, Adams, Savage, McCormick, Fleming, Rosellini, Backstrom and Hurley: Providing vision care services	471	473	558	617	617	618		649	649		Signed CH. 143	
246. Representatives Bledsoe, Farr and Moon (by Legislative Council request): Providing expenses of governors elect	335, 707	336, 713	609	1154	1154	1154		1188	1189		Signed CH. 88 Ex	
250. (Substitute) Committee on State Government and Legislative Procedures: Providing that county auditor be custodian of registration files and supervise voter registration	957	958										
253. Representatives Farr, Chatalas, Kirk and Jastad: Limiting and prescribing the advertising practices of dentists	426, 707	430, 713										
257. Representatives O'Brien, Rosellini, Perry, Chatalas, Hurley, Bagnariol, Merrill, Ceccarelli, McCormick and Heavey: Authorizing private school students to attend public schools on a part time basis	1120	1120	1186, 1337	1457-1459	1459	1460	1186	1477	1477		Signed CH. 217 Ex	
261. Representatives Julin and Clarke (George W.): Reorganizing and clarifying the law on consolidation of cities and towns	396, 707	397, 714	919	1148	1148	1149	1134	1188	1189		Signed CH. 89 Ex	
263. Representatives Farr, Merrill and Kink: Establishing dental disciplinary board	268, 707	274, 714	1054									
264. Representatives Kopet, Garrett and Smythe (by departmental request): Authorizing local governments to advance travel expenses	426	430	471	588	588	588-589	667	668	669		Signed CH. 74	

291. Representatives Amen, Jolly and Bozarth (by departmental request): Regulating agricultural products and commodities	560, 707	564, 714	1028	1259	1259	1259	1298	1298	Signed CH. 132 Ex	
292. Representatives O'Dell, Evans and Hubbard: Creating minimum insurance of 50-100-10 for state motor vehicles	560, 707	565, 714	1187							
293. Representatives Conner, Berentson and Savage: Permitting non-commercial harvesting of oysters	426, 707	430, 714	814	1156	1156	1156	1188	1189	Signed CH. 91 Ex	
301. (Substitute) Committee on Financial Institutions and Insurance: Expanding powers of state credit unions to compare to credit unions authorized under federal legislation	426	430	609	630	630	630-631	649	649	Signed CH. 65	
303. (Substitute) Committee on Public Health and Welfare: Reporting child abuse	426, 707	430, 714	840	915, 927-928	928	928	915, 922, 923	946	946	Signed CH. 35 Ex
305. Representatives Thompson, Whetzel and Hawley (by departmental request): Providing remedies for discharging oil into state waters . .	458, 707	459, 714	919	1235	1235	1235-1236	1236-1237	1298	1298	Signed CH. 133 Ex
309. Representatives Lynch, Chatalas, Farr, Leckenby and Litchman (by departmental request): Providing for prevention and care of venereal disease among minors	530, 707	531, 714	782	1163, 1209	1163, 1209	1163, 1209	1163, 1170, 1208-1209, 1339	1368	1368	Signed CH. 164 Ex
310. Representatives Whetzel, Wolf and Thompson (by departmental request): Changing bases for grants to political subdivisions for pollution control projects	471, 707	473, 714	955, 1481, 1608	1171	1171	1171-1172, 1609	1398, 1401, 1426, 1481, 1510, 1609, 1629	1694	1694	Signed CH. 284 Ex
311. Representatives Evans, Jastad, Kopet, Scott, Kuehnle, Beck, Conner, Conway, Kirk, Richardson, Benitz, Curtis, Bledsoe, Morrison, Cunningham, Leckenby, Hatfield, Hurley, Murray, Pardini, McCormick, Lynch, Brown, Ceccarelli, Zimmerman, O'Dell, Hubbard, Wolf, Brouillet, Newhouse, Litchman, Wojahn, Adams, Kalich, Merrill and North: Making it a crime to inhale or smell toxic glue vapors, possess such glues, or to sell such glues to a minor	409, 707	410, 715	986, 1267	1292-1293	1293	1293	1172, 1267, 1339	1368	1368	Signed CH. 149 Ex

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314. Representatives Cunningham, Garrett, Leland, Perry, Bozarth, Hoggins, Evans and Litchman (by Joint Highway Committee request): Providing for traffic safety education	458, 707	459, 715	664	1414	1414	1415	1414-1415	1439	1439	Signed CH. 218 Ex P. V.
315. Representatives Zimmerman, Haussler, Moon, Bluechel, O'Dell, Goldsworthy, Brown and Curtis: Providing fiscal annotations to legislative bills	256, 707	260, 715	.....	.....	.....	.....	.....	.....	.....	.....
318. Representatives Saling, DeJarnatt and Scott: Providing benefits for teachers' retirement . . .	560, 707	565, 715	740	1165-1166, 1174	1174	1174-1175	1166, 1338	1368	1368	Signed CH. 150 Ex
322. Representatives Gallagher, Kalich, Wolf and Amen (by departmental request): Providing for the licensing and regulation of water well contractors and operators	880	888	.....	.....	.....	.....	.....	.....	.....	.....
323. Representatives Thompson, Hawley, Jolly, Kink and Zimmerman (by departmental request): Authorizing establishment of minimum flows and levels on public waters	426, 707	431, 715	1269	.....	.....	.....	.....	.....	.....	.....
325. Representatives Flanagan, Thompson, Zimmerman, Bledsoe and Brouillet (by departmental request): Pertaining to powers of department of water resources	409, 707	410, 715	1269	.....	.....	.....	.....	.....	.....	.....
326. Representatives Newhouse, DeJarnatt and Zimmerman (by departmental request): Changing duties of the water resources advisory council .	458, 707	460, 715	840	1172	1172	1172	.....	1203	1205	Signed CH. 103 Ex

328. (Substitute) Committee on Natural Resources: Creating a department of environmental quality	560, 707	565, 715	1119										
329. (Substitute) Committee on Public Health and Welfare: Creating a department of social and health services	958	959	1119										
330. (Substitute) Committee on Labor and Employment Security: Creating a department of manpower and industry	958	959											
331. Representatives Leckenby, Fleming and Kopet (by executive request): Creating community municipal corporations, and prescribing their duties	560, 707	566, 715	956										
332. Representatives Evans, Kink and Zimmerman (by departmental request): Accepting federal public health moneys	560, 707	566, 715	782	910	910	910-911		920	922		Signed CH. 25 Ex		
333. (Substitute) Committee on Financial Institutions and Insurance: Regulating financial institutions	426	431	558	614	614	615	667	668	669		Signed CH. 136		
334. Representatives Bluechel, Perry and Kirk: Reducing public works lien withholdings	561, 707	566, 715	1144	1167	1168	1168	1338	1368	1368		Signed CH. 151 Ex		
337. Representatives Clarke (George W.), Bottiger and O'Dell (by departmental request): Establishing witness fees for state patrolmen	471, 707	474, 716											
338. Representative Wolf: Providing for the payment of administrative costs of county rural library districts	561, 707	566, 716											
339. Representatives Bottiger, Hurley, Litchman and May (by Joint Committee on Highways request): Authorizing two-way left turn lanes	530, 707	531, 716											
341. Representatives Heavey and Chapin: Providing salaries for part time district court judges	426, 707	431, 716	529	1228-1230, 1234	1234	1234	1230, 1338	1368	1368		Signed CH. 192 Ex P. V.		
342. (Substitute) Judiciary Committee: Protecting employees on wage garnishments	1054	1057											

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344. (Substitute) Committee on Revenue and Taxation: Authorizing refunds of improper taxes	783	784	956	1474	1475	1475	1566	1573	1583	Signed CH. 224 Ex
345. Representative Wolf (by departmental request): Providing personnel services and receiving federal funds for personnel services	560, 707	566, 716	571	1172-1173, 1193	1173, 1194	1173, 1195	1175, 1193, 1339	1368	1368	Signed CH. 152 Ex
346. Representatives Bledsoe, Flanagan, Bozarth, Berentson, Hubbard, Amen, Newhouse, Schumaker, Jolly, Morrison, Hatfield, Spanton and Haussler: Creating a beef commission	503	503	529	624	624	624	.....	649	649	Signed CH. 133 P. V.
348. Representatives Garrett, McCaffree and Backstrom: Allowing department of revenue to exchange tax information with cities and towns	880	883	956	1177	1177	1177	.....	1203	1205	Signed CH. 104 Ex
349. (Substitute) Committee on State Government and Legislative Procedures: Amending the public service company laws	769	760	1187	1412-1413, 1455-1456	1456	1456	1413, 1479	1496	1502	Signed CH. 210 Ex
350. Representatives Bottiger, Chapin and Heavey: Permitting justice courts to impose, defer or suspend sentences	426	431	502	539-590	590	590	667	668	669	Signed CH. 75
351. Representatives Swayze, Thompson, Smythe, Anderson and Curtis (by departmental request): Providing for instruction of election officials on use of voting devices and fixing fees of officers at elections	560, 707	566, 716	.....	.....	.....	.....	.....	.....	.....	.....
352. (Substitute) Committee on Revenue and Taxation: Pertaining to tax credit for certain manufacturers	1400	1410	1598	1640-1641	1641	1641	1782	1782	1782	Signed CH. 257 Ex

354. Representatives Chapin, Bottiger and Heavey: Creating a small claims division in justice courts	880	888	1129										
355. (Substitute) Committee on Revenue and Taxation: Clarifying certain excise tax provisions	1054	1057	1606										
356. Representatives Kopet, O'Dell and Heavey: Providing procedures for investment of public funds	1054	1057	1267	1284-1291	1291	1291	1267, 1368	1400	1401			Signed CH. 193 Ex P. V.	
358. Representatives McCaffree, Haussler and Bledsoe (by departmental request): Requiring periodic reappraisals for taxes	503, 707	504, 716	609, 956	641	641	641	641, 659-660						
360. Representatives Whetzel, Clark (Newman H.), Heavey, Perry, Litchman, Leckenby, Murray, Scott, Sprague, Merrill, Mahaffey, Francis, North, Bagnariol, McCaffree, Kirk and Rosellini: Providing for judicial review of certain actions of board of adjustment	458, 707	460, 716											
361. Representatives Kiskaddon, Garrett and Cunningham: Allowing third class cities to make the treasurer appointive and to combine treasurer and clerk if both are appointive	256	260	559	616	616	616-617	667	668	669			Signed CH. 116	
362. Representatives McCaffree and Kiskaddon (by departmental request): Regulating cigarette sales	426, 707	431, 716	1158	1507	1507	1507		1535	1544			Signed CH. 214 Ex	
363. (Substitute) Committee on Transportation: Distributing urban arterial funds	530, 707	531, 716	880	1197-1198	1198	1198	1339	1368	1368			Signed CH. 171 Ex	
366. Representatives Leland, McCaffree, Whetzel, O'Dell, Sprague, O'Brien and Chatalas (by departmental request): Authorizing the highway commission to lease air rights for any purpose	426, 707	431, 716											
367. Representatives Cunningham, Conner and Veroske (by departmental request): Exempting part time professional consultants from the classified service	530, 707	531, 716	782	1199			1199, 1208, 1231						
368. Representatives Kopet, Garrett and Richardson (by departmental request): Providing conditions before a water district is authorized to establish a sewer system	561, 707	566, 717	1187										

375. Representatives Barden, Grant, Leckenby, Gallagher, Ceccarelli, Garrett, North, Kalich, Murray, O'Dell, Hubbard, Martinis, Farr, Thompson, DeJarnatt, Kirk, Pardini, Chapin, Amen, Wojahn, Beck, Savage, Benitz, Shera, Kopet, Hawley, McCormick, Haussler, Heavey, Conway, Cunningham, Wolf, Chatalas, Charette, Backstrom, Francis, O'Brien, Smythe, Bluechel, King, Saling, Bottiger, Zimmerman, Curtis, Hoggins, Sawyer, Bagnariol, Brown, Sprague, Hurley, Fleming, Veroske, Clark (Newman H.), Mentor and Litchman (by executive request): Providing recipients of public assistance the opportunity to find and prepare for employment	409	410	559	625	625	626	.....	649	649	Signed CH. 14
376. Representatives Chatalas, Zimmerman, Randall and Rosellini (by departmental request): Establishing programs and procedures in the department of public assistance	396, 707	398, 717	840	1177-1178	1178	1178	1339	1368	1368	Signed CH. 172 Ex
377. (Substitute) Committee on Public Health and Welfare: Amending public assistance laws	880	883-884	1271	1271	1271	1271	1339	1368	1368	Signed CH. 173 Ex
378. Representatives Farr, Kopet, Chatalas, Zimmerman and Smythe (by departmental request): Regulating the county hospital fund	561, 707	566	.....	.....	.....	.....	.....	.....	.....	.....
379. Representatives Chatalas, Brouillet and Gladder (by departmental request): Eliminating prohibition against selling devices or drugs for prevention of conception	396, 707	398, 717	782	.....	.....	.....	.....	.....	.....	.....
380. Representatives Farr, Chatalas, Kopet, Lynch and Smythe (by departmental request): Contributing to the support of juvenile delinquents	471, 707	474, 717	559	1272	1272	1272-1273	.....	1305	1306	Signed CH. 138 Ex
381. Representatives Kopet, King, Farr, Zimmerman and Smythe (by departmental request): Limiting duty to support stepchildren	561, 707	566-567, 717	986	1413	1413	1414	1413-1414	1439	1439	Signed CH. 207 Ex
382. Representatives Whetzel, Zimmerman and Merrill (by departmental request): Determining responsibility for burial expenses for public assistance recipients	1435	1435	1534	1760-1762, 1781	1781	1781	1759, 1804	1807	1809	Signed CH. 259 Ex

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383. Representatives Merrill, Charette, Morrison and Kiskaddon (by executive and Joint Committee on Nuclear Energy request): Adding the chairman of the interagency committee for outdoor recreation to the advisory council	560	567	571	626	626	626	649	649	Signed CH. 44
385. Representatives Newhouse, May and Barden (by departmental request): Protecting persons working on highway right-of-way	409	410	559	626	627	627	667	668	669	Signed CH. 76
387. Representatives Kopet, Conner and North (by departmental request): Creating an alcoholism advisory board	471, 707	474, 717	782	915	916	916	.....	.....	.....	.....
388. Representatives Swayze, Charette, Berentson, Heavey and Sawyer (by departmental request): Amending act relating to charter party carriers of passengers	560	567	571	601	601	601	.....	628	624	Signed CH. 132 P. V.
389. Representatives Flanagan, Haussler, Jolly and Bledsoe (by departmental request): Providing for water rights registration	468, 707	460, 717-718	.....	.....	.....	.....	.....	.....	.....	.....
392. Representatives Kopet, Jastad and Farr: Limiting actions against medical review committees	560, 707	567, 718	956	1210	1210	1210	1338	1368	1368	Signed CH. 157 Ex
393. Representatives Goldsworthy, Saling and Backstrom: Pertaining to methods of payment for public officers and employees	503	504	529	590	590	590	.....	623	624	Signed CH. 59
407. Representatives Berentson, Perry and Pardini: Consolidating state civil service systems	508	504	559	617	617	617	.....	649	650	Signed CH. 45

408. Representatives Leckenby, Merrill, Smythe, Evans, Pardini, Conner, Thompson and Lynch (by executive request): Providing subsidies for special juvenile probation programs	426, 707	431, 718	919	1178-1179	1179	1179	1339	1368	1368	Signed CH. 165 Ex
410. Representatives Cunningham, DeJarnatt, Evans and Bozarth: Constituting the traffic safety commission	880	884	919	1179	1179	1179	.....	1204	1205	Signed CH. 105 Ex
415. (Substitute) Committee on Public Health and Welfare: Defining qualifications for a district health officer	957	959	1119	1214	1214	1214	.....	1237	1238	Signed CH. 114 Ex
416. Representatives Juelling, O'Brien and Shera: Regulating real estate sales tax	880	884	.....	.....	.....	.....	.....	.....	.....	.....
417. (Substitute) Committee on Business and Professions: Regulating the use of the title "licensed social worker"	458, 707	460, 718	1231	.....	.....	.....	.....	.....	.....	.....
419. Representatives Brown, Evans, Randall and Kink: Creating intermediate school districts and intermediate school district boards of education	503, 707	504, 718	783	1256	1256-1257	1258	1338	1400	1401	Signed CH. 176 Ex
421. (Substitute) Committee on Education and Libraries: Authorizing school bus leases	920	921	986	1259	1259	1260	1338	1368	1368	Signed CH. 153 Ex
425. Representatives Juelling, Berentson and Garrett: Defining investment powers of first class cities' pension boards	1231	1232	1267	1454	1454	1454	.....	1477	1477	Signed CH. 211 Ex
426. Representatives Bottiger, Copeland, Goldsworthy and Hubbard: Making distributors responsible for the collection of the excise fuel tax	759	760	1606	1642-1643	1643	1643	1694	1710	1711	Signed CH. 254 Ex
427. (Substitute) Committee on Financial Institutions and Insurance: Implementing the law relating to insurance	1054	1057	1187, 1613, 1766-1767	1279-1281	1281	1281, 1767	1258, 1270, 1397, 1583, 1606, 1613, 1702, 1795	1807	1809	Signed CH. 241 Ex
430. Representatives Bledsoe, O'Brien and Swayze: Relating to election dates	880	884

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432. (Substitute) Committee on Business and Professions: Creating a state board of auctioneers	1091	1094	1267-1268							
433. Representatives Goldsworthy, Saling and DeJarnatt: Adopting a supplemental budget	395, 707	398, 718	609, 1318-1319	642, 899	644, 898, 899	644, 676, 900, 1320	675, 1051-1052, 1055, 1304, 1318, 1320, 1368	1400	1401	Signed CH. 181 Ex
437. Representatives Bledsoe, Hatfield, Lynch, Spanton, Flanagan and Morrison: Providing for transfer of county property where not more than fifty registered voters in the area to be transferred	808	816	987	1166-1167, 1176	1176	1176-1177	1167, 1338	1368	1368	Signed CH. 154 Ex
439. Representatives Whetzel, Fleming and Sprague (by executive request): Prescribing functions of department of community affairs and development	783	784-785								
442. Representatives Hoggins, Brouillet, Zimmerman and Randall (by departmental request): Adopting the interstate agreement on qualifications of educational personnel	458, 707	460, 718	740							
444. Representatives Wolf, DeJarnatt and Mahaffey: Providing advancement of expenses of school directors	409, 707	411, 718	609	913	913	914		920	922	Signed CH. 26 Ex
450. Representatives Savage, Backstrom and Francis: Relating to the board of industrial insurance appeals	880	884	1158							

454. Representatives Kopet, Haussler and Schumaker: Providing rights, duties and liabilities of directors, shareholders and officers of corporations	561, 707	567, 718	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
455. Representatives Bluechel, Sprague and Cunningham: Requiring presidential electors to vote for popular choice	560, 707	567, 718	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
456. Representatives McCaffree, Kiskaddon and Sprague: Amending the gift tax law	880	884	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
465. Representatives Lynch, Smythe, Kiskaddon, Kirk, Pardini, Barden, Wanamaker, Ceccarelli, Mentor, Jastad, Murray, North and Chatalas (by executive request): Providing for placement of residents of state residential schools in group homes	560, 707	567, 718	919	1213	1213-1214	1214	1179-1180, 1337	1368	1368	1368	Signed CH. 166	Ex	.....
466. Representatives Richardson, Fleming, Sprague, McCaffree and Whetzel (by executive request): Prohibiting discrimination in real estate transactions	1091	1095	1158	1255	1255	1255-1256	1338	1368	1368	1368	Signed CH. 167	Ex	.....
467. Representatives Kirk, Evans, Merrill, Conway, North, Schumaker, Leckenby, Fleming, Kuehnle, Wojahn, Mahaffey and Litchman (by executive request): Creating a governor's advisory youth council	503, 707	507, 718	956	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
468. (Substitute) Committee on Public Health and Welfare: Licensing and regulating health care facilities	1054	1058	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
470. Representatives Flanagan, Thompson, Smythe, Berentson, O'Dell and Zimmerman: Requiring personal use salmon fishing gear	503, 707	507, 719	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
471. Representatives Bottiger, Haussler, Berentson and Lynch: Authorizing the relocation of seats of government after an enemy attack	880	884	901	1180	1180	1180	.....	1204	1205	1205	Signed CH. 106	Ex	.....
478. Representatives Newhouse, Haussler and Morrison: Authorizing participation in economic opportunity act of 1964	409, 707	411, 719	529	633	.....	.....	633-634	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
480. (Second Substitute) Committee on Higher Education: Implementing the 1967 community college act	1119 1120-1121		1158	1225-1228, 1243-1247	1247	1247	1228, 1235, 1248, 1629	1694	1694	Signed CH. 261 Ex P. V.
482. (Substitute) Committee on State Government and Legislative Procedures: Providing rules for political party conventions	988	1008								
486. Representatives Thompson, Richardson and Charette: Relating to public employees' collective bargaining	1231	1232	1269	1507	1507	1508	1809	1535	1544	Signed CH. 215 Ex
488. Representatives Richardson, Brouillet and Hoggins: Prescribing election procedures for members of state board of education	1091	1094	1187							
490. Representatives Hoggins, Richardson and Chatalas: Implementing contractual rights of school district certificated employees and employees of county and intermediate district superintendents and boards	503, 707	507, 719	609	931	931	931	906-907	946	946	Signed CH. 34 Ex
494. Representatives Wolf, Conway, Bottiger, O'Dell, Gallagher, Conner, Ferry, Adams, Wojahn, May, Shera, Jolly, Marzano, Richardson, Barden and Brouillet (by executive request): Providing insurance and health care programs for state, municipal, institution and political subdivision employees	1028	1029	1093	1200-1203	1203	1203				
495. (Substitute) Committee on Natural Resources: Regulating surface mining	561, 707	567, 719								

499. Representatives Mahaffey, Moon, Martinis and Conway: Requiring monthly financial reports of school districts	759	761	987	1190-1191	1191	1191	1237	1238	Signed CH. 119 Ex
503. Representatives Clarke (George W.) and Bottiger: Enforcing consumer protection law	468, 708	460, 719	559						
504. (Substitute) Committee on Local Government: Providing county road vacation procedures	880	884	1158-1159						
505. Representatives Cunningham, Evans and Bozarth: Requiring persons directing traffic to wear international orange fluorescent garment	560, 708	568, 719							
507. Representatives O'Dell, Veroske and Shera: Designating proper depositaries of public funds	560, 708	568, 719	1187						
510. Representatives Garrett, Goldsworthy, Kopet, Chatalas and Copeland: Creating a municipal research council to allocate certain motor vehicle excise tax moneys	396	398	529	612	612	612	667	668	669 Signed CH. 108
512. Representatives Clarke (George W.), Clark (Newman H.) and Bottiger: Providing court fees for inferior courts	409	411	471	627	627	628	649	650	Signed CH. 25
513. Representatives Cunningham, Garrett and Barden: Providing for voluntary assessments to land benefited by flood control improvements	560	568	571	596-597	597	597			
514. Representatives Bagnariol, King, McCaffree, Kirk, Perry, Brouillet, Smythe and Marsh (by departmental request): Providing a retirement plan for teachers at community colleges	1564	1588	1606						
515. Representatives Chapin, Charette, Sprague, North, Curtis, Brown and Veroske (by executive request): Establishing a medical examiner system	439, 708	439-440, 719	987, 1187						
516. Representatives Leckenby, Fleming, Sprague, McCaffree, Wojahn, Kirk, Marzano, Kiskaddon and Murray (by executive request): Creating low cost housing	1120	1121	1268						

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
517. Representatives Scott, Hoggins, Bottiger, Pardini, Brown, Cunningham, Curtis, Heavey and Martinis (by executive request): Providing procedures for arrest, detention and hearings on revocation of parole violation	561, 708	568, 719								
518. Representatives Haussler, McCaffree and Richardson: Freezing taxes at twenty-five percent assessed value	503, 708	507, 719					1233			
520. Representatives Bottiger, Scott and Chapin: Making certain changes in the nonprofit corporation act	759	761	1159	1192	1192	1192		1237	1238	Signed CH. 115 Ex
529. Representatives Sprague, Farr and Chatalas: Regulating the issuance of duplicate instruments	920	922	1159							
531. Representatives Merrill, Wojahn and Brown: Relating to elevators and conveyances in buildings	880	885	939	1168	1168	1168		1204	1205	Signed CH. 108 Ex
536. Representatives Evans, Whetzel, Randall, Scott, McCaffree, Heavey, Sprague and Savage (by executive request): Leasing facilities for housing work release prisoners	439	440	458	590	591	591	667	668	669	Signed CH. 109
539. Representatives May, Wolf, Huxley, Kuehnle, Pardini, McCormick, Richardson, Gladder, Saling, Kopet, Conway and Harris: Authorizing interlocal cooperative agreements between cities and counties for bus service	561, 708	568, 719	987	1270	1270	1270-1271		1305	1306	Signed CH. 139 Ex

540. Representatives Swayze, Chapin and Rosellini: Relating to appeals from county board of adjustment	409, 708	411, 719	529	1192	1193	1193	1583, 1600, 1629	.....	.....	.....	.....	.....
542. Representatives Gallagher, Grant, Backstrom and Heavey: Removing certain ad valorem taxes on mobile homes or trailers	759	761	956, 1502	1155	1156	1156, 1537	1131, 1896- 1397, 1447, 1502, 1535, 1537, 1566	1573	1583	Signed CH. 225	Ex	
544. Representatives Sawyer, Wolf and Berentson: Establishing standards for cabooses	1054	1058	1159	1190	1190	1190	.....	1237	1238	Signed CH. 116	Ex	
548. Representatives O'Dell, Bagnariol and Gladder: Establishing a riot reinsurance reimbursement fund	880	885	1188	1281	1281	1281-1282	1258	1305	1306	Signed CH. 140	Ex	
549. Representatives O'Brien, Wanamaker, Haussler, Kalich, Farr, Wolf, Newhouse and Conway: Assessing milk and cream	396	398	471	591	591	591	.....	623	624	Signed CH. 60		
550. Representatives Clark (Newman H.) and Char- ette: Basing retired judges' retirement pay and widows' benefits on salary provided for by statute	458, 708	460, 720	559, 956	1393	1393	1393-1394	560, 1278	1407	1425	Signed CH. 202	Ex	
552. Representatives Morrison, Newhouse and Haus- sler: Providing for collective bargaining between employers and employees of irrigation districts	880	885	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
554. Representatives Richardson, Brouillet, Kuehnle and Haussler (by departmental request): Au- thorizing superintendent of public instruction to reduce required school year	426, 708, 920	432, 720	438, 908- 909, 912	796	796	797, 913	850-851, 903, 912	920	923	Signed CH. 3	Ex	
560. Representatives Bagnariol, Francis, Rosellini, Litchman and Ceccarelli: Relating to handi- capped and dyslexic children	759	761	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
563. (Substitute) Committee on Natural Resources: Providing regulations for air quality control ..	561, 708	568-569, 720	987	1135-1137	1138	1138	1339	1368	1368	Signed CH. 168	Ex	
567. Representatives Whetzel, Thompson, Smythe, Bluechel, Hoggins and Martinis (by executive request): Establishing rivers inventory	1054	1058	1159	.....	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
569. Representatives Brouillet and McCaffree (by Joint Committee on Education request): Providing for a legislative internship council and program within the state	880	885	901							
570. Representatives Farr, Veroske, Wolf, Conway and Kink: Allocating state funds to existing community health programs	396	398	530	596	596	596		623	624	Signed CH. 61
571. Representatives Kirk, Chatalas and Lynch: Licensing nursing home administrators	1054	1058	1159							
572. Representatives Hurley, Leland and Perry: Reporting and recording motor vehicle accidents	783	785	901	949	949-950	950		977	979	Signed CH. 40 Ex
573. Representatives Charette, Clark (Newman H.) and O'Brien: Establishing per diem rates for members of statute law committee	458	460	471	591	591	592		623	624	Signed CH. 21
581. (Substitute) Judiciary Committee: Authorizing mutual service corporations	503, 708	508, 720	815	1191, 1198	1198	1198	1191	1237	1238	Signed CH. 120 Ex
582. (Substitute) Committee on Revenue and Taxation: Providing for changes in certain taxation and revenue statutes	1400	1410-1411	1511	1551-1556, 1557-1562	1562	1562, 1564	1556, 1562-1564, 1702	1710	1711	Signed CH. 262 Ex P. V.
585. Representatives Merrill, Kiskaddon, Morrison, Evans and Charette: Recreating the joint committee on nuclear energy	1735	1757		1757	1757	1757-1758	1808	1794	1804	Signed CH. 260 Ex
592. (Substitute) Committee on Local Government: Providing compensation for fire commissioners	784	785	920	964	964	964		977	983	Signed CH. 67 Ex

596. Representatives Zimmerman, Murray, Thompson, Bottiger, Smythe, Bluechel, Jastad, Leckenby, O'Dell, McCormick, Veroske, Marsh, Kiskaddon, DeJarnatt and Kalich (by executive request): Providing for solid waste management	784	785	1159	1254-1255	1255	1255	.....	1298	1298	Signed CH. 134 Ex
597. Representatives Wolf, Sawyer, Curtis, Adams, Anderson, Bagnariol, Beck, Benitz, Berentson, Bledsoe, Bottiger, Brown, Ceccarelli, Charette, Chatalas, Conway, Copeland, Cunningham, Evans, Farr, Fleming Hatfield, Hurley, Jastad, Jueling, Kalich, Kirk, Kopet, Kuehne, Leland, Litchman, Lynch, Mahaffey, Marzano, May, McCaffree, McCormick, Moon, Murray, Newhouse, North, O'Brien, O'Dell, Pardini, Perry, Randall, Rosellini, Saling, Smythe, Spanton, Sprague, Swayze, Veroske and Wojahn: Providing for the positive identification of persons living in Washington	561, 708	569, 720	610	1168-1170, 1207, 1234	1234	1234	1170, 1200, 1208, 1339	1368	1368	Signed CH. 155 Ex
600. Representatives Thompson and DeJarnatt: Maintaining Puget Island-Westport ferry	880	885	.....	.....	.....	.....	.....	.....	.....	.....
603. Representatives Chatalas, Murray, Ceccarelli, Bagnariol, Merrill and Grant: Regulating class A retailers' licenses	503	508	560	604-606	606	606	600, 667	668	669	Signed CH. 117
604. Representatives Kink, Bledsoe, Saling and Wolf: Defining responsibility for designs and construction of state building authority projects	530, 708	531, 720	664	829-830	830-831	831	903	908	908	Signed CH. 24 Ex
606. Representative Hubbard: Relating to nonprofit horse racing meets	880	885	957	1099	1099	1099	.....	1130	1130	Signed CH. 94 Ex P. V.
613. Representatives Cunningham, Conner, Leland, Evans and Bozarth: Allowing temporary permit for commercial driver licenses	561, 708	569, 720	610	1013	1013	1013	1096	1103	1103	Signed CH. 68 Ex
617. Representatives Kalich, Hubbard and Bottiger: Authorizing appaloosa horse racing	530	532	560	597	597	597-598	.....	623	624	Signed CH. 22
620. Representatives Swayze, Marzano and Spanton (by departmental request): Allowing statistical sampling to approve certain petitions	561, 708	569, 720	939	1150	1150	1150	.....	1204	1205	Signed CH. 107 Ex

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
622. Representatives Clarke (George W.), Bottiger and Whetzel: Providing exemplary damages for unfair business practices	561, 708	569, 720	1159							
629. (Substitute) Committee on Revenue and Taxation: Changing excise taxes	1400	1411								
632. Representatives Clarke (George W.), Bottiger and Whetzel: Collecting and enforcing the annual license fees for corporations	808	885	987	1181	1181	1181		1204	1205	Signed CH. 92 Ex
633. Representatives Murray, Newhouse and Kirk: Broadening public service retirement transfer rights	808	885	1159-1160							
635. Representatives Murray, Smythe and Thompson: Permitting state colleges and universities to create student loan funds to facilitate federal aid programs	808	885-886	920	1181-1184, 1147-1148	1148	1148	1184, 1149, 1487	1496	1502	Signed CH. 222 Ex P.V.
636. Representatives Garrett, Cunningham and Barden: Increasing indebtedness limitations and interest on bonds of public hospital districts . .	458, 708	461, 720								
637. Representatives Copeland, Wolf and O'Brien: Standardizing per diem and travel allowances .	808	886	901							
638. Representatives Flanagan, Jolly, Amen and Bledsoe: Relating to irrigation district assessments	561, 708	570, 720	897	1181	1181	1181		1204	1205	Signed CH. 93 Ex

639. Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Perry, Whetzel, Fleming, McCaffree, Hawley, Sprague, Leckenby, Clark (Newman H.), Murray, North, Kirk, Chatalas and Garrett: Changing metro council to include the elected county executive and method of annexation	808	886	987	1253	1253	1253	1235	1298	1298	Signed CH. 135 Ex
640. Representatives Cunningham, Garrett, Barden and Harris: Creating a governor's advisory committee on vendor rates	1054	1068	1160	1292	1292	1292	1271-1272, 1407	1407	1425	Signed CH. 204 Ex
641. Representatives Leland, O'Brien, Copeland, Cunningham, Ceccarelli, Bledsoe, Garrett, Whetzel, Sprague, McCaffree, Perry, Leckenby, Fleming, Clark (Newman H.), Chatalas, Murray, North, Kirk, Hawley, and Francis: Providing for mass public transportation	1090	1090	.....	1090-1091, 1122-1127	1127	1127-1128	1090-1091, 1117, 1123, 1694	1710	1711	Signed CH. 255 P. V.
645. Representatives Berentson, Veroske and Martinis: Regulating county roads	530, 708	532, 721	957	1274-1276	1276	1277	1252, 1339	1400	1401	Signed CH. 182 Ex
650. Representatives Marzano, Leland and Garrett: Prescribing the responsibility for certain motor vehicle size, weight and load violations	561, 708	570, 721	610	1012	1012	1012-1013	1096	1103	1103	Signed CH. 69 Ex
659. Representatives O'Dell, Smythe and McCaffree: Exempting from business and occupation tax certain amounts or value received by taxing districts for payments to capital	880	886	957	1175	1176	1176	1166, 1340	1368	1368	Signed CH. 156 Ex
661. Representatives Smythe, Leckenby and Bottiger: Levying taxes by state and local governments	1400	1411	1614	1641-1642	1642	1642	1694	1710	1711	Signed CH. 243 Ex
664. Representatives Smythe and Kopet: Providing for efficiency in state and local government	1231	1232	1268	.....	.....	.....	.....	.....	.....	.....
671. Representatives Chapin, Beck and Berentson: Allowing agreements to eliminate duplication of electrical services	530	532	560	602	604	604	601, 602-604	623	624	Signed CH. 102
677. Representatives Scott, Francis and Sprague: Implementing election laws	1091	1095	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate	Action by Governor
682. Representatives Sprague, Barden, Chatalas, Litchman, Merrill, Fleming and Ceccarelli: Relating to tax credits for business firms that provide funds for improvement of impoverished areas	1054	1058	1446							
684. Representatives O'Dell, Swayze and Veroske: Relating to changes in the current LID laws of cities and towns	1054	1058	1160, 1687	1294-1295	1295	1296, 1687	1585, 1600, 1606-1607, 1687, 1702	1782	1782	Signed CH. 258 Ex
691. Representatives Haussler, Spanton and Anderson: Increasing justice court fees	957	959	1160							
695. Representatives Bagnariol, Gladder and Merrill: Relating to industrial insurance and rights of action against third party	561, 708	570, 721	987							
709. Representatives Whetzel, Perry and Leland: Authorizing first, second and third class cities to establish off-street parking facilities	1054	1059	1119	1195-1197	1197	1197, 1398	1164-1165, 1189, 1195, 1398, 1400	1407	1425	Signed CH. 204 Ex
710. Representatives Murray, Brouillet and Kiskaddon: Extending state two mill levy for two years	561, 708	570, 721	1435	1473, 1481-1483	1483	1483	1473, 1474	1535	1544	Signed CH. 216 Ex
711. Representatives Leckenby, Smythe, Conner, Beck, Kuehne, Evans, O'Brien, DeJarnatt and Lynch: Authorizing contracts to provide services for rehabilitation of convicted felons	561, 708	570, 721	967							

797. (Substitute) Committee on Transportation: Providing financing for Puget Sound highway and toll facilities	784	786	1268	.....	.....	.....	.....	.....	.....	.....
798. Representatives Julin, Francis and Evans: Providing for appointment and payment of counsel and payment of certain costs and expenses for juveniles declared delinquent	880	886	1130	.....	.....	.....	.....	.....	.....	.....
807. Representative Fleming (by departmental request): Regulating industrial development corporations	801	887	1161	.....	.....	.....	.....	.....	.....	.....
813. Representative Farr: Implementing law relating to county hospitals and services rendered to by state universities	784	786	1268	.....	.....	.....	.....	.....	.....	.....
827. Representative Swayze: Prescribing duties of state government	439	440	.....	440	440	440-441	.....	458	462	Signed CH. 10
828. (Substitute) Committee on State Government and Legislative Procedures: Prescribing duties of state government	1054	1059	1161	1456-1457	1457	1457	1479, 1809	1496	1502	Signed CH. 212 Ex
839. (Substitute) Committee on Transportation: Authorizing an additional Lake Washington bridge	1054	1059	1268	1800	.....	.....	1794, 1796-1800, 1800-1802, 1803	.....	.....	.....
842. Representative Garrett: Relating to cities and towns	940	941	.....	.....	.....	.....	.....	.....	.....	.....
850. (Substitute) Committee on Business and Professions: Providing licensing of liquor facilities ..	957	959-960	1119	1261	1261	1261	.....	1298	1298	Signed CH. 136 Ex
859. (Substitute) Committee on Transportation: Creating transportation department	958	960	.....	.....	.....	.....	.....	.....	.....	.....
863. Representatives Garrett, Wolf and Brouillet: Allowing a refund of motor vehicle fuel tax ..	784	786	.....	.....	.....	.....	.....	.....	.....	.....
866. Representatives Murray, McCaffree and Kiskaddon: Providing tax credits for pollution control facilities	1054	1059-1060	1598

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867. Representatives Lynch, Richardson, Smythe, North, Goldsworthy and McCaffree: Prohibiting picketing and mass demonstrations	1028	1029-1030								
872. Representatives Swayze and Clarke (George W.): Providing for payment of interest on inheritance tax refunds	1091	1096								
882. Representatives Smythe, Zimmerman and O'Dell: Relating to county flood control zone districts	1091	1096	1130	1162	1162	1163	1338	1400	1401	Signed CH. 195 Ex
888. Representatives Clark (Newman H.), Harris, Litchman, Bottiger, Francis, Chapin and Smythe: Relating to the custody of prisoners	935	935		936	936	936		946	946	Signed CH. 4 Ex
893. Representatives McCaffree, Bledsoe and Julin (by executive request): Creating temporary special levy study commission and setting out its powers and duties	1585	1589	1756	1756-1757	1757	1757	1796, 1808	1807	1807	Signed CH. 235 Ex
897. Representatives Bledsoe, O'Brien and Copeland: Appropriating money for expenses of the legislature	1435	1435		1436	1436	1436	1808	1439	1439	Signed CH. 177 Ex
899. Representatives Charette, Clarke (George W.), Julin and Bottiger: Providing a rule of statutory construction where the same code section is amended in two different acts without reference to each other	1694	1694		1723	1723	1723	1635, 1694-1695	1782	1782	Signed CH. 240 Ex

TITLE AND HISTORY OF HOUSE JOINT MEMORIALS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate
1. Representatives Marzano, Anderson, Jastad, Wojahn, Moon, Jolly, Haussler, Hawley, McCormick, Lynch, Martinis, Adams, Beck, Chatalas, Savage and Litchman: Supplementing V.A. benefits	1564	1589	1613	.....	.....	.....	.....	.....	.....
2. Representatives King, Lynch, Kirk and Backstrom (by Temporary Advisory Council on Public Higher Education request): Requesting Congress to amend drug laws to permit marijuana research by states	561, 708	570, 721	815	876	876	876	.....	908	908
3. Representatives Marzano, Swayze, Adams, Beck, Conway, Wojahn, Jueling, Sawyer, Gallagher, Shera, Bottiger, Wolf, Randall, Brouillet and Litchman: Memorializing the President and Congress to make Mountain View Sanitorium a veterans' hospital	458	461	530	592	592	592	.....	623	624
4. Representatives Kink, Hawley and Berentson: Requesting creation of the office of secretary of marine fisheries . . .	561, 708	570, 721	841	.....	.....	.....	.....	.....	.....
6. Representatives Smythe, North, Shera, Zimmerman, Kiskaddon, Lynch, Murray, Moon, Richardson, Merrill, Schumaker, Marsh, Adams, Wojahn, McCormick, Kopet and Swayze: Requesting equitable revision of income tax laws	1564	1589	.....	.....	.....	.....	.....	.....	.....
7. Representative Jolly: Commemorating the inauguration of schedule contract airmail service from Pasco, Washington to Elko, Nevada	880	887	967	1509	1509	1509-1510	.....	1535	1544
8. Representatives Bluechel, Sprague, Kopet, Chapin, King, Hoggins, Zimmerman and Whetzel: Seeking exchange of state owned land for federal forest lands for alpine recreation areas	1564	1589	1628	1628	1628	1628-1629	1694	1694

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TITLE AND HISTORY OF HOUSE JOINT RESOLUTIONS IN THE SENATE

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24. Representatives Copeland, Bottiger, O'Brien, Charette, Adams, Bagnariol, Bluechel, Brouillet, Brown, Chapin, Chatalas, Conner, Curtis, DeJarnatt, Evans, Farr, Fleming, Francis, Goldsworthy, Grant, Harris, Haussler, Hawley, Heavey, Hoggins, Hubbard, Jastad, Juelsing, King, Kink, Kirk, Kiskaddon, Kuehnle, Leckenby, Leland, Lynch, Mahaffey, Marsh, Martinis, Marzano, May, McCaffree, McCormick, Mentor, Murray, North, O'Dell, Pardini, Randall, Rosellini, Saling, Savage, Scott, Shera, Smythe, Sprague, Thompson, Veroske, Wanamaker, Wojahn, Zimmerman, Litchman, Beck and Flanagan: Enlarging means of amending Constitution	283, 708	290, 721	1697	1697, 1725-1729			1625-1627, 1697, 1729		
42. Representatives McCaffree and Kiskaddon: Amending Article VII of the Constitution relating to taxation	1400	1402	1615 1616-1617	1402, 1427-1429, 1429-1432, 1444-1445, 1518-1532	1432-1433, 1532	1433, 1533, 1617	1402, 1433, 1442, 1445- 1444, 1518, 1615-1616, 1617, 1618,	1629	1693

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TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS IN THE SENATE

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2. Representative Bledsoe: Notifying Governor that the legislature is organized	10	21		21	21	21		31	36
3. Representative Bledsoe: Joint sessions to canvass vote of constitutional elective state officers, receive governor's message to the legislature, the governor's budget message, and the governor's tax proposal	10	22		22	22	22		31	36
5. Representatives Lynch, Smythe, King, Kirk and Marsh (by Temporary Advisory Council on Public Higher Education request): Authorizing a private higher education study . .	957	960	1054	1638	1638	1638		1694	1694
6. Representatives Marsh, Lynch and King (by Temporary Advisory Council on Public Higher Education request): Authorizing a senior college study	784	786	1054						
7. Representatives Bledsoe, Bottiger and Cunningham: Authorizing legislative interns	100	103		103	103	103		109	109
8. Representatives Bledsoe and O'Brien: Relating to memorial services commemorating deceased members of the legislature	109	112		112	112	112	168, 341-343	128	132
11. By Committee on Rules and Administration: Joint Rules of the Senate and the House	227	228, 231		232	232	233	228	241	241
12. Representatives Bledsoe and O'Brien: Prescribing cutoff dates for consideration of legislative business	449	449		449	449		449	458	462
14. Representatives Chapin and Julin: Expressing sorrow over death of M. Frank Odle	472	474		474	474	474		530	536

15. (Substitute) Committee on Natural Resources: Authorizing a study of irrigation practices	1585	1589	1724, 1764	1764	1764	1589, 1636, 1653, 1724- 1725, 1807	1804	1805
16. Representatives Bledsoe and O'Brien: Final consideration of House bills, 2:00 p.m., Thursday, March 13, 1969 . . .	623	623	623	623	623	649	650	
17. Representative Bledsoe: Relating to <i>SINE DIE</i> adjournment	678	680	680	680	680	680	680	
18. Representative Bledsoe: Appoint committee to notify governor legislature organized, first extraordinary session	687	689	689	690	690	690	704	704
19. Representatives Flanagan, Backstrom, Goldsworthy, Berentson, Bledsoe, Zimmerman, Veroske, Hausler, Jolly, Hawley, Hoggins, Richardson, Wanamaker, Copeland, Bozarth, Farr and DeJammatt: Establishing governmental services study	1564	1589						
20. Representatives Flanagan, Goldsworthy and Saling: Providing for a land use study	1564	1589	1589	1589	1589	1606	1611	
21. Representatives Kopet, Morrison, Bagnariol and Richardson: Requesting study of cost of living increases	1318	1318	1534					
22. Representatives Bottiger, Lynch, Wojahn, North, Mentor, Francis, Randall, Adams, Farr and Kopet: Authorizing a study of governmental regulations relating to nursing homes and child care and child placing agencies	1564	1590	1628					
23. Representatives Smythe, Thompson and Zimmerman: Creating and empowering interim committee on game and fish	1735	1758	1758	1758	1759	1782, 1808	1804	1805
24. Committee on Local Government: Directing legislative council to conduct a comprehensive study of special purpose districts	1564	1590	1618					
25. Representatives Hawley, Veroske and Jastad: Creating interim fisheries committee	1735	1758	1758	1758	1758	1807	1804	1805
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30. Representatives Bledsoe and O'Brien: Providing compensation for legislative interns	1161	1162	1162, 1189	1189	1189-1190	1162, 1165, 1339	1368	1368

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NUMBER, AUTHOR AND SUBJECT	Message From House	Introduction, First Reading and Committee Referral	Report of Committee	Second Reading and Amendments	Third Reading	Vote on Final Passage	Other Action in Senate	Signed by Speaker of the House	Signed by President of the Senate
31. Representatives McCaffree, Haussler and Murray: Requesting legislative council study of allocation of revenue to taxing districts	1406	1412							
33. Representatives Chatalas, O'Brien, Sprague, North, McCaffree, Kirk, Bagnariol, Ceccarelli, Whetzel, Clark (Newman H.), Francis, Heavey, Fleming, Perry, Merrill, Murray, Scott, Litchman, Mahaffey, Leckenby and Hawley: Memorializing Paul J. Alexander	1609	1610		1610	1610	1610		1629	1693
34. Representatives Bledsoe, O'Brien and Charette: Suspending SCR 22 to permit consideration of a rule of statutory construction	1629	1634		1634	1634	1634	1634	1694	1694
35. Representative Bledsoe: Appointing committee to notify governor the legislature is about to adjourn <i>SINE DIE</i> ..	1809	1809		1809	1809	1809	1804, 1810, 1811	1810	1810

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Motor vehicle, damage report, minimum amount provision increased, SB 90.

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Registered mail process service, return receipt provision, SB 99.

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*Indicates bills passed by both Senate and House.

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- Metropolitan educational center act, SB 442.
- Mobile home parks, SB 633.
- Mutual corporation act, *Sub HB 581, CH. 120 EX.
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- Neighborhood assistance act, HB 682, SB 627.
- Net income tax act, SB 780, *Sub HB 582, CH. 262 EX. PV.
- Political party convention act, Sub HB 482, SB 404, SB 562.
- Professional service corporation act, *SB 109, CH. 122.
- Public institutions, title only bill, SB 703.
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 - Forum choice act, SB 139.
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*Indicates bills passed by both Senate and House.

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 - Cooperatives, directors, officers, election provisions revised, *HB 277, CH. 64.
 - Employees, minimum wage, coverage, SB 465.
 - Fair property, capital improvements, state assistance provisions, *SB 263, CH. 85.
- Agricultural labor, minors, unemployment compensation coverage, SB 600.
 - Unemployment compensation coverage, SB 545.
- Agricultural work, certain, extrahazardous classification, SB 544.
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- Common carriers, agricultural, forest products hauling, regulation excluded, SB 347.
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- Grain, warehousemen, dealers, regulation exemptions, definitions revised, *HB 291, CH. 132 EX.
- Horticultural pests, control, *Sub HB 96, CH. 113.
- Irrigation districts, crop damage claims, filing notices, provisions, *SB 429, CH. 89.
- Livestock diseases, diagnostic center established, *SB 313, CH. 100.
 - Personal property tax, average yearly basis assessment, HB 269.
 - Running at large, public highways, prohibited, SB 449.
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- Poultry, wholesome products act, enacted, *Sub HB 42, CH. 146 EX.
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- Beer, class A licenses, sport arenas or race tracks, professional athletic events, permitted, *HB 603, CH. 117.
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- Importers, financial interest in, prohibited, *SB 577, CH. 275 EX.
- Liquor, beer, business sale, distillery interest transfer provisions, *SB 577, CH. 275 EX.
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 - Guide dog for the blind, refusing admittance or service because of, prohibited, white cane law, *SB 277, CH. 141 PV.

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 - Puget Island-Westport ferry, maintenance payments, HB 600, SB 480, *Sub SB 724, CH. 281 EX. PV.
 - Puget Sound highway, bridge system, Sub HB 797, SB 649, *Sub SB 724, CH. 281 EX. PV.
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*Indicates bills passed by both Senate and House.

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- Redesignating 1967 capital improvement appropriation item, *SB 488, CH. 187 EX.
- Sports clinic program, SB 547.
- Urban arterial board, operations capital improvements, 1969-71 biennium, SB 157, *Sub SB 157, CH. 278 EX. PV.
- Vocational rehabilitation division, workshops, SB 67, *HB 13, CH. 105.
- Washington correction center, honor housing, *SB 488, CH. 187 EX.
- Washington State University, *SB 488, CH. 187 EX.
- Western Washington state college, "classroom" building, bill correction, *SB 488, CH. 187 EX.

APPOINTMENTS: (see Governor)

ARCHITECTS AND ARCHITECTURE:

- Architects, licensing, regulation, *SB 217, CH. 158 EX.
- Complaints, damages, frivolous suits, bond posting requirements, SB 564.
- Landscape architects registration board created, *SB 217, CH. 158 EX.
- Professional service corporations, authorized, *SB 109, CH. 122.
- State buildings, certain, design, construction, general administration department responsibility, authority, *HB 604, CH. 27 EX.

ARCHIVES:

- Public local agencies, record destruction procedures, SB 307.

ARMORIES:

- Kirkland, sale authorized, *Sub HB 156, CH. 22 EX.

ARRESTS: (see also Crimes and Criminal Procedures)

- Accused persons, uniform rendition act, SB 137.
- Cannabis, use, possession, arrest, reasonable belief basis, HB 716, *SB 387, CH. 198 EX.
- Criminal records, charge disposition, notation requirement, *Sub HB 116, CH. 256 EX.
- Harm to persons, property, reasonable belief basis, authority, *SB 387, CH. 198 EX.
- Libel, action for, failure to show charge disposition on arrest records, *Sub HB 116, CH. 256 EX.
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- Motor vehicle accidents, traffic violation, citation, reasonable ground basis, HB 117.
- Parole violators, authorized, procedure, *SB 346, CH. 98.
- Pharmacy board, police powers, *SB 261, CH. 82 EX.
- Records, charge disposition, notation requirement, *Sub HB 116, CH. 256 EX.
- Libel, civil action for, failure to note disposition of charge, *Sub HB 116, CH. 256 EX.
- Warrants, arrest, search, justice courts issuance, authorized, HB 842.

ASIAN DEVELOPMENT BANK:

- Mutual savings banks, investments authorized, HB 785.

ASSESSMENTS:

- Flood control improvements, beneficiaries, voluntary assessment provisions, *HB 882, CH. 195 EX.
- Irrigation district lands, yearly assessments increased, SB 595, *HB 638, CH. 93 EX.
- Milk, cream, increases, commission powers, SB 447, *HB 549, CH. 60.
- Open space land, current usage assessments, HB 26, SB 672.
- Sewer districts, clerical, computation errors, correction procedures, *SB 402, CH. 126.
- State lands, water, sewer districts, county assessments authorized, SB 362.

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ASSIGNMENTS:

Tax foreclosures, certificates of delinquency, repealed, *SB 146, CH. 45 EX.

ASSOCIATIONS:

Agricultural cooperatives, directors, officers, election provisions revised, *HB 277, CH. 64.
 Bank holding companies, stock holdings, limitation revised, SB 554.
 Beneficiaries, remaindermen, title only, SB 732.
 Charitable, certain, bingo, raffles, card games authorized, SB 602, SB 772.
 Nonprofit, bingo permitted, SB 693.
 Title only bill, SB 686.
 Professional service, authorized, *SB 109, CH. 122.
 Real estate multiple listing, entrance requirements, *Sub SB 117, CH. 78.
 Savings and loan services, functions, expanded, increased, SB 288, *HB 282, CH. 107.
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ANATOMICAL GIFT ACT:

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Membership expanded, duties revised, SB 422.

ATHLETICS AND SPORTS:

Alcoholic beverages, sale permitted, class A licenses, *HB 603, CH. 117.
 Horse racing, quarter, appaloosa horses permitted, *HB 617, CH. 22.

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 Securities section, duties transferred, SB 559.

ATTORNEYS:

Counties, additional legal services, contracts authorized, SB 497.
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 Juvenile delinquents, indigent, counsel, state payment provisions, HB 798.
 Mechanics' liens, prevailing party cost allowance, *SB 216, CH. 38.
 Money due actions, venue changes, provisions, *SB 123, CH. 144 EX.
 Mechanics' liens, certain, filing, bond requirement, fees, SB 591.
 Parole violator, revocation, counsel for accused, *SB 346, CH. 98.
 Police judge, pro tempore, appointment provisions, *SB 130, CH. 35.
 Professional service corporations, authorized, *SB 109, CH. 122.
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 Fourth class counties and above full time, provisions, *SB 113, CH. 226 EX. PV.
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AUBURN:

Bothell, highway corridor, highways joint committee hearings, *Sub SB 724, CH. 281 EX. PV.

*Indicates bills passed by both Senate and House.

AUBURN—Continued:

- Highway, primary No. 19, via Renton to Bothell, established, *Sub SB 724, CH. 281 EX. PV.
- No. 2, realignment, SB 381, *Sub SB 724, CH. 281 EX. PV.

AUCTIONS AND AUCTIONEERS:

- Auctioneers board created, Sub HB 432.
- Motor vehicles, abandoned, municipal auctions, permitted, SB 507.

AUDITOR, STATE:

- Graham, Robert V., oath of office administered p. 37

AUTOMATED DATA PROCESSING:

- Budget reporting system, appropriation, *HB 219, CH. 5.
- Data processing advisory committee, membership expanded, duties, *Sub HB 828, CH. 212 EX.
- Council created, *Sub HB 828, CH. 212 EX.
- Data processing implementation committee created, *Sub HB 828, CH. 212 EX.
- Institutional industries, vocational training, female prisoners, appropriation, *HB 219, CH. 5.
- Legislative information service, statute law committee, administration, SB 764, *Sub HB 828, CH. 212 EX.
- Systems, appropriation, *HB 219, CH. 5.

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- Custody release, default, penalties, SB 17.

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- Time limitation, debate, single issue pp. 1256, 1262-1263, 1766

BALLOTS: (see also Elections, also Voters and Voting)

- Absentee, application forms, voter's pamphlet publication, *HB 15, CH. 72 EX.
- Minor parties, nominees, provisions, HB 677, SB 562.
- Candidates, nickname use permitted, SB 337.
- Nonpartisan, identification provisions, SB 495.
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BANKS AND BANKING:

- Banks for cooperatives, B & O tax exempt, *SB 196, CH. 246 EX.
- Branches, certain cities, counties, establishment, SB 553.
- Checks, dishonored, drawer notice requirement revised, *HB 196, CH. 62.
- Corporations, bank stock, holdings limitation revised, SB 554.
- Division, abolished, duties transferred, SB 520.
- Federal reserve, public funds depository, designation, HB 507.
- Fiscal agency, appointment, SB 205, *Sub SB 205, CH. 80 EX.
- Insurance premium finance companies, regulation, *SB 648, CH. 190 EX.
- Loans, borrower compensating deposit, requirement prohibited, SB 623.
- Mutual savings, Asian development bank obligations, investments authorized, HB 785.
- Interest, mortgages, loans, investments, provisions, SB 162, *HB 131, CH. 55.
- National, certain state taxes, levy, petitioned, HJM 13, SJM 11.
- Notice of dishonor, form, effect of failure to comply, *HB 196, CH. 62.
- Public funds, depository, collateral security, requirements, SB 599, Sub SB 599.
- Records, deposits, assets, private, unauthorized disclosure, prohibited, SB 519.
- Regulation, general amendments, SB 272, *Sub HB 333, CH. 136.
- Savings and loan association, formation, powers, investment, *HB 282, CH. 107.
- Stock, tax assessment, abolished, SB 319.
- Tax exempt, certain, state funds, deposits, prohibited, *SB 318, CH. 230 EX. PV.

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Breweries, business interests, distiller prohibition removed, *HB 168 VETOED, *SB 341, CH. 178 EX. PV.

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License, retailer, *HB 603, CH. 117.

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*Indicates bills passed by both Senate and House.

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- Donors, right to, discrimination because of dog, prohibited, white cane law, *SB 277, CH. 141 PV.
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- School, land, portion, sale authorized, *SB 502, CH. 62 EX.
- Students, over 21, further institutional training, provisions, *SB 49, CH. 39.
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- Donors, 18 to 21 years, parental permission unnecessary, HB 138, *SB 291, CH. 51.
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- Auctioneers board created, Sub HB 432.
- Boiler and pressure vessel rules, created, duties, SB 752.
- Boundary review, county, composition, powers and duties, *Sub HB 66, CH. 111 EX.
- Cemetery, endowment care funds, administration, regulation, *SB 652, CH. 99 EX.
- Chiropractic, disciplinary, members, appointment, provisions, SB 485.
- Cities, first class, pension boards, investment powers, expanded, defined, *HB 425, CH. 211 EX.
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- Naturopaths, examining board created, SB 670.
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- Pension, firemen, police, 1st class cities, retention, duties, *Sub SB 468, CH. 219 EX.
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 - Membership increase, SB 115, Sub SB 115.
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- Prison terms and paroles, membership increased, HB 517, *SB 346, CH. 98.
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- Charter, fishing, license requirements, SB 147, *Sub SB 147, CH. 90.
- Drug conveyance, unlawful, ownership forfeited, SB 390.

*Indicates bills passed by both Senate and House.

BOATS AND SHIPS—Continued:

- Ferries, state, concessions, 10 year terms authorized, SB 300.
- Ferry wharves, terminals, ramps, concurrent law enforcement authorized, *SB 301, CH. 13 EX.
- Hovercraft, state ferry use, study, SB 471, *Sub SB 724, CH. 281 EX. PV.
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- Motorboats, uniform operation, registration, regulation, SB 238.
- Pilots, vessels, personal liability insurance, provision, SB 673.
- Sewage disposal, boats, marinas, regulations, SB 236.
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- Bail, recognizance release, default, penalties, SB 17.
- Cities and towns, L.I.D., maximum yearly terms, *SB 66, CH. 81.
- Community college construction, financing, tuition fee allocation, percentage increased, *SB 738, CH. 238 EX.
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- Complaints, damages, frivolous suits, bond posting requirements, SB 564.
- Counties, parking at court houses, county-city buildings and facilities, financing provisions, *SB 575, CH. 8 EX.
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- Electricians, in lieu deposits, HB 73.
- Facsimile signatures, public officials, use permitted, *SB 268, CH. 86.
- Fiscal agency, incineration agent, *SB 446, CH. 120.
- Hospital districts, public, indebtedness, interest limitations, increased, HB 636, *SB 242, CH. 65 EX. PV.
- Improvement, cities, towns, *SB 66, CH. 81.
- Industrial development, municipal projects, financing, revenue bond issuance, SB 653.
- Interest rate, public issues, increased, *SB 560, CH. 232 EX. PV.
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- Mechanics' liens, certain, filing, bond requirement, attorneys' fees, SB 591.
- Municipal funds, surety bonds, cities, towns, *SB 10, CH. 28.
- Municipal, resolution authorization, voters assent, issuance permitted, *SB 756, CH. 191 EX.
- Off street parking, cities, financing, construction, on-street meter revenue, use authorized, *HB 709, CH. 204 EX.
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- Financing, construction, on-street meter revenue, use authorized, SB 522.
- Parking facilities, forward thrust, *HB 641, CH. 255 EX.
- Public agencies, bonds, coupons, incineration agent designation, *SB 446, CH. 120.

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BONDS—Continued:

- Public, interest rates increased, *SB 560, CH. 232 EX. PV.
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- PUD, electric, power prepayments, bond issuance, SB 576.
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- School buildings, facilities, all, construction, financing, bonds, indebtedness provisions, *SB 618, CH. 142 PV.
- School district property, debt limitation increased, SB 314.
- School plant facilities, state assistance funds, issuance, SB 220, SB 736, *HB 127, CH. 13, *HB 722, CH. 77.
- Spokane River bridge, permission of bond holders required to construct additional bridge, *SB 340, CH. 117 EX.
- State building authority, bond contents, reserve account, sale of bonds, *HB 604, CH. 27 EX.
- State capitol committee, construction, remodeling and financing of state buildings and parking facilities, *SB 454, CH. 272 EX.
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- Veterans, Viet Nam, payments, SB 200.

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- School districts, bid procedure requirement exempted, *SB 270, CH. 49 EX.
- School, purchases, public, private schools, state funds provisions, Sub SB 625.
- State funds provisions, SB 625.

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- Auburn, highway corridor, highways joint committee hearings, *Sub SB 724, CH. 281 EX. PV.
- Highway, primary No. 19, via Renton to Auburn, established, *Sub SB 724, CH. 281 EX. PV.

BOTTLES:

- Beverage bottle return provisions, SB 333.
- Containers, certain, tax, highway litter collection, expense reimbursement, SB 767.
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- County annexations, territory transfer, adjoining counties, provisions, *HB 437, CH. 154 EX.
- Boundary review boards, membership, powers and duties, *Sub HB 66, CH. 111 EX.
- Point Roberts, border problems, joint Canadian conference, petitioned, *SJM 7.
- Port districts, reestablishment, time provision revised, *SB 187, CH. 9 EX.
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Lower Columbia, Pacific county payments, fuel tax allocation, provision removed, *Sub SB 724, CH. 281 EX. PV.

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- Elevators, labor and industries department regulation, jurisdiction, *HB 531, CH. 108 EX.
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- Highway rights-of-way, proximity, regulation, *Sub SB 724, CH. 281 EX. PV.
- Industries, annual dividends, protection premium formula basis, SB 557.
- Legislative, maintenance of order, provisions, *SCR 17.
- Public, private, criminal trespass, defined, penalties, *SB 255, CH. 7.
- School, facilities, all, construction, financing, bonds, indebtedness provisions, *SB 618, CH. 142 PV.
- State building authority, definitions, *2nd Sub HB 480, CH. 261 EX. PV.
- State, certain, design, construction, general administration department responsibility, authority, *HB 604, CH. 27 EX.
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- Auto stages, highway speed limit, established, *SB 295, CH. 12 EX.
- Charter, certificates, general amendments, *HB 388, CH. 132 PV.
- City, county interlocal service, agreements authorized, *HB 539, CH. 139 EX.
- School, boy scout jamboree transportation, use authorized, *SB 662, CH. 64 EX.
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- Established, SB 520.

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- Business, professions, certain, license fee increased, SB 323, Sub SB 323.
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- Consumer installment loans, maximum charge rates, SB 407.
- Industrial development authority, state, established, SB 631, SB 770.
- Installment loan companies, licensing, regulation, SB 552.
- Inventories, personal property tax, exempted, SB 747.
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Glass, safety, requirement, SB 226, *Sub SB 724, CH. 281 EX. PV.

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Officials, elective state, certain campaign contributions, prohibited, SB 510.

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*Indicates bills passed by both Senate and House.

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*Indicates bills passed by both Senate and House.

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*Indicates bills passed by both Senate and House.

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- Police, pensions, family death benefit, SB 212.
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- Ordinances, publication, synopsis permitted, SB 154.
- Public work contracts, over \$10,000, bids required, SB 663.

*Indicates bills passed by both Senate and House.

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- Ordinances, publication, synopsis permitted, SB 154.
- Public work contracts, over \$10,000, bids required, SB 663.

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- Consumer protection, documentary evidence, investigation purposes, inspection, HB 503.
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*Indicates bills passed by both Senate and House.

CIVIL ACTIONS AND PROCEDURES—Continued:

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- Discrimination board, abolished, duties transferred, SB 329, HB 439, SB 762.

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*Indicates bills passed by both Senate and House.

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*Indicates bills passed by both Senate and House.

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- PUD, membership, salaries, elections, general amendments, *Sub HB 140, CH. 106.
- Sewer districts, subsistence, per diem increased, SB 159, *HB 194, CH. 148 EX.
- Water districts, salary increased, SB 93, *HB 194, CH. 148 EX.

COMMISSIONS:

- Agricultural commodity commission, established, SB 375, *HB 371, CH. 66.
- Athletic, membership expanded, duties revised, SB 422.
- Constitutional revision, created, HB 242.

*Indicates bills passed by both Senate and House.

COMMISSIONS—Continued:

- Dairy products, commission, milk, cream, assessment increase powers, SB 447, *HB 549, CH. 60.
- Elections commission, established, duties, SB 500.
- Executive mansion, constituted, SB 626.
- Harbor, appointment provision repeal, SJR 11.
 - Lines, reconstituted, duties, SB 89.
- Higher education, created, duties, *HB 132, CH. 263 EX. PV.
- Horse racing, membership appointments, Senate confirmation, *SB 624, CH. 233 EX. PV.
- Hospital, health care study, established, SB 165.
 - Rate, established, SB 484.
- Japan, Osaka, 1970, world's fair commission, SB 240, *HB 243, CH. 43.
- Judicial qualifications and discipline, established, SJR 5.
 - Established, SJR 5.
- Parks and recreation, director, delegation of powers to, *SB 257, CH. 31 EX.
 - Members' terms, *SB 257, CH. 31 EX.
- Pilotage, membership increased, SB 607.
- Public deposit protection commission, created, SB 599, Sub SB 599.
 - Pension, legislator members, extraordinary session close, appointment, *HB 827, CH. 10.
- Reapportionment, established, membership duties, SJR 31.
- Special levy study, temporary commission created, *HB 893, CH. 235 EX.
- State beef, created, SB 382, *HB 346, CH. 133 PV.
- Student financial aid, established, SB 221, SB 245, *HB 635, CH. 222 EX. PV.
- Traffic safety, health director member, *HB 410, CH. 105 EX.
- Transportation, created, Sub HB 859, *Sub SB 724, CH. 281 EX. PV.
- Tree fruit research, created, *SB 235, CH. 129.
- World fair, created, 1970 Japanese exposition, state participation, SB 240, *HB 243, CH. 43.

COMMITTEES:

- County code, temporary, created, SB 47.
 - Model charter committee created, duties, HB 664.
- Crime, joint legislative, created, SB 3.
- Data processing advisory, membership expanded, duties, *Sub HB 828, CH. 212 EX.
 - Implementation, created, *Sub HB 828, CH. 212 EX.
- Education, joint interim committee, school board members compensation, study, SCR 27.
 - Membership increased, SB 250.
- Fisheries interim committee created, duties, HCR 25.
- Forest tax, created, duties, SCR 30.
- Game, game fish, interim committee created, HCR 23.
- Governmental cooperation, joint committee, federal grant programs, study, SCR 12.
 - Fire protection services, study, SCR 8.
- Governor's advisory on recreation for the handicapped, created, duties, SB 713.
 - Salaries, membership, duties, per diem, provisions, HB 777.
- Health education special committee, SB 456, Sub SB 456.
- Higher education, joint legislative committee created, *SB 244, CH. 265 EX.
- Highways, joint, omnibus bill studies, SB 724, *Sub SB 724, CH. 281 EX.
- Insurance, interim, established, SCR 24.
- Legislative, certain interim, members, extraordinary session close, appointment provisions, *HB 827, CH. 10.
- Local records committee, established, SB 307.
- Medical review committees, damage actions, immunity, *HB 392, CH. 157 EX.

*Indicates bills passed by both Senate and House.

COMMITTEES--Continued:

- Municipal, temporary committee created, municipal needs study, SCR 29.
- Nuclear energy, joint committee created, *HB 585, CH. 260 EX.
- Public employees collective bargaining interim committee, created, *HB 486, CH. 215 EX.
- Real estate education, created, SB 592.
- Regulatory agencies interim committee created, duties, SCR 33.
- Solid waste advisory, created, *HB 596, CH. 134 EX.
- Salvage, interim committee formed, SB 758.
- Vendor rates, governor's advisory, created, *HB 640, CH. 203 EX.
- Water resources, interim committee created, Sub HCR 15, SCR 23.

COMMITTEES (Legislative):

- Conference appointments SB 142, p. 427; HB 58, p. 659; HB 554, p. 851; HB 433, p. 1052; SB 151, p. 1055; SB 199, p. 1115; SB 35, p. 1116; SB 336, p. 1381; HB 542, p. 1397; HB 77, HB 310, p. 1401; SCR 15, p. 1445; SB 556, p. 1452; SSB 188, p. 1474; SSB 115, p. 1480; SB 498, p. 1487; HB 58, SHB 228, p. 1502; SSB 169, p. 1503; SHB 116, p. 1505; SB 310, p. 1573; HB 32, HB 684, p. 1600; HB 540, p. 1608; HJR 42, p. 1615; HB 32, p. 1759; SB 678, p. 1759
- Interim appointments pp. 1786-1787
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COMMON CARRIERS: (see also Trucks and Tractors)

- Agricultural, forest products hauling, regulation excluded, SB 347.
- Auto stages, highway speed limit, established, *SB 295, CH. 12 EX.
- Identification cab card, decals, tax collection provision revised, SB 743.
- Tariff rates, publication, filing provisions, SB 324.
- Trucks, tractors, auto stages, non-gasoline propelled, gross weight fees, rate schedule, SB 724, *Sub SB 724, CH. 281 EX.
- Trailers, gross weight fees, rate schedule revised, *Sub HB 349, CH. 210 EX.

COMMUNICATIONS:

- Police official activities, sound, video recordings permitted, SB 107.
- Private, police interception, regulation, SB 124.
- Underground installation costs, assessment levy provisions, SB 655.

COMMUNITY AFFAIRS:

- Business community services, tax credits, HB 682, SB 627.
- Community municipal corporations, created, duties, HB 331.
- Department, planning and community affairs agency, redesignation, HB 439, SB 329, SB 762.
- Human rights division created, HB 439, SB 329, SB 762.

COMMUNITY COLLEGE ACT:

- General amendments, SB 408, *2nd Sub HB 480, CH. 261 EX. PV.

COMMUNITY COLLEGE, STATE BOARD:

- Fiscal cost, budgets, legislative budget committee study, *SCR 10.

*Indicates bills passed by both Senate and House.

COMMUNITY COLLEGES:

- Act, general amendments, SB 408, *2nd Sub HB 480, CH. 261 EX. PV.
 Adult education authority, *2nd Sub HB 480, CH. 261 EX. PV.
 Apprenticeship programs, discrimination in prohibited, *HB 742, CH. 183 EX.
 Appropriations, capital improvements budget, *Sub SB 152, CH. 280 EX. PV.
 Boards, membership, student representation, SB 378.
 Boards of trustees, powers and duties, *SB 556, CH. 283 EX. PV.
 Bonds, provisions relating to, *2nd Sub HB 480, CH. 261 EX. PV.
 College, university boards, membership, faculty, student representation, SB 232.
 Colleges, universities, disruptive, expulsion, dismissal procedures, SB 259.
 Construction bonds, financing, tuition fee allocation, percentage increased, *SB 738, CH. 238 EX.
 Credit cards, tuition, fees payment purposes, permitted, *Sub SB 188, CH. 269 EX.
 Director, membership on coordinating council for occupational education, *SB 556, CH. 283 EX. PV.
 Edmonds, vicinity, traffic study, *Sub SB 724, CH. 281 EX. PV.
 Education code, enacted, *HB 58, CH. 223 EX.
 Employee organizations, representation, provisions, SB 538.
 Employees, insurance payment provisions expanded, SB 283.
 Leaves of absence, provisions, SB 294, *SB 556, CH. 283 EX. PV.
 Personnel system, *Sub HB 239, CH. 36 EX.
 Faculty, campus unrest, riot participation, limitations, SB 491.
 Leave provisions, *SB 556, CH. 283 EX. PV.
 Retirement plan authorized, HB 514, SB 427, *SB 556, CH. 283 EX. PV.
 Senate, creation, *SB 556, CH. 283 EX. PV.
 Students, conduct, trustee board regulation, *SB 556, CH. 283 EX. PV.
 Tenure, contracts, provisions, SB 634.
 Leaves of absence, provisions, *SB 556, CH. 283 EX. PV.
 Fees, waiver of, when, *2nd Sub HB 480, CH. 261 EX. PV.
 Fire service training, coordinating, council administration, *SB 458, CH. 98 EX.
 Fiscal cost study, authorized, *SCR 10.
 Funds, higher education, certain, state treasury deposit, SB 71.
 Higher education council created, *SB 243, CH. 277 EX. PV.
 Joint legislative committee created, *SB 244, CH. 265 EX.
 Personnel board established, duties, SB 246, *Sub HB 239, CH. 36 EX.
 Laboratory analysis services, law, public agencies, contracts authorized, *2nd Sub HB 480, CH. 261 EX. PV.
 Leave provisions, *SB 556, CH. 283 EX. PV.
 Occupational education, coordinating council, composition, voting members, *SB 556, CH. 283 EX. PV.
 Duties, functions transferred, Sub HB 329, Sub HB 330.
 Membership reduced, SB 638.
 Vocational program expenditures, review, *SB 556, CH. 283 EX. PV.
 Professional negotiations act, application, higher education interim committee study, *SB 556, CH. 283 EX. PV.
 Law, application, provisions, *SB 556, CH. 283 EX. PV.
 Retirement and pension system, *SB 556, CH. 283 EX. PV.
 Scholarships, state program, higher education, established, SB 245, *HB 635, CH. 222 EX. PV.
 Post-secondary education, established, SB 221.
 State board, general amendments, *2nd Sub HB 480, CH. 261 EX. PV.
 Student loans, permanent program, created, SB 409.
 Students, high school diploma courses, fee exemption, SB 348.
 Loans, funds, federal program participation, *HB 635, CH. 222 EX. PV.
 Non-students, disruptive, suspensions, SB 210, SB 259.

*Indicates bills passed by both Senate and House.

COMMUNITY COLLEGES—Continued:

- Teachers, private schools, transfers, seniority computation, SB 193.
- Public schools, employment, seniority provision deleted, *SB 556, CH. 283 EX. PV.
- Tenure provisions, *SB 556, CH. 283 EX. PV.
- Tuition fees, bond retirement allocation, percentage increased, *SB 781, CH. 276 EX.
- Veterans' wives, widows, certain, college tuition fees, exempted, SB 419.
- Viet Nam veterans, widows, wives, certain, college tuition fees, exempted, SB 521.
- Vocational education, discrimination in, prohibited, *HB 742, CH. 183 EX.
- Jurisdiction, *2nd Sub HB 480, CH. 261 EX. PV.
- State advisory council on, creation, powers and duties, *SB 556, CH. 283 EX. PV.
- Study, education omnibus bill, *SB 556, CH. 283 EX. PV.
- Vocational instructors, pension plans, optional, SB 441.

COMMUNITY MENTAL HEALTH PROGRAMS:

- Counties, state support payment, provisions, *HB 570, CH. 61.

COMMUNITY PROPERTY:

- Antenuptial debts, liability of spouses for, *HB 110, CH. 121 EX.

COMPACTS:

- Columbia river, membership authorized, SB 373.
- Educational personnel, qualifications, interstate agreements, HB 442, *SB 556, CH. 283 EX. PV.
- Interstate pest control compact, *HB 197, CH. 130 EX.
- Multistate tax, S. 1198, passage petitioned, *HJM 16.
- Pacific marine fisheries compact, *HB 103, CH. 101 EX.
- Member states, support funds, *HB 103, CH. 101 EX.
- Pest control, interstate, created, *HB 197, CH. 130 EX.
- Qualifications of educational personnel, *SB 556, CH. 283 EX. PV.
- Western interstate nuclear compact, membership, *SB 327, CH. 9.

COMPANIES:

- Bank holding, stock, holdings limitation revised, SB 554.
- Installment loan, regulation, licensing, SB 552.
- Insurance premium finance companies, licensing, regulation, *SB 648, CH. 190 EX.
- Public service, general amendments, *Sub HB 349, CH. 210 EX.

CONCESSIONS:

- Ferries, state, 10 year terms authorized, SB 300.

CONFLICT OF INTEREST ACT:

- Executive branch, *SB 744, CH. 234 EX. PV.

CONGRESSMEN:

- Washington state, financial, business interests, filing statement requirement, SB 640.

CONSERVATION AND DEVELOPMENT:

- Conservation bill of rights, proposed, SJR 19.
- Green river gorge conservation area, created, *SB 514, CH. 162 EX.
- Rivers inventory, conservation designation, HB 567, SB 451.
- Seashore, accreted lands, state owned, parks and recreation commission jurisdiction, *SB 492, CH. 55 EX.
- Youth development, conservation program, age requirements changed, *SB 350, CH. 96 EX.

*Indicates bills passed by both Senate and House.

CONSOLIDATIONS:

- Cities, towns, reorganized, clarified, *HB 261, CH. 89 EX.
- Municipal corporations, consolidations, annexation, provisions reorganized, SB 86.

CONSTITUTIONAL AMENDMENTS:

- Annual sessions, last 4 days each month, SJR 17.
- Legislative, unlimited duration, SJR 20.
 - 75/30 days, SJR 3, SJR 7.
- Article II, title only, SJR 33.
- Conservation bill of rights, proposed, SJR 19.
- Constitutional revision commission, created, HB 242.
 - Revisions, portions, all, procedures, HJR 24, SJR 6.
 - Tax reform, income tax, submit to voters, SJR 18.
- Corporations, certain provisions, repeal, SJR 10.
- Educational loans permitted, SJR 22.
- Elections, annual, provisions, SB 782.
 - Odd-numbered years, legislative proposals included, HB 1.
- Gateway amendment multiple articles, section amendments permitted, HJR 24, SJR 6.
- Governor veto powers, regulation, SJR 4.
- Grand juries, yearly summons requirement, SJR 2.
- Harbor lines, legislative jurisdiction, SJR 11.
- Income tax, enactment, 1% value property tax, *HJR 42, SJR 24.
 - 25% assessment property tax, school support provisions, SJR 23.
- Income tax, single rate, constitutional limitation, suspension referendum, SB 745.
 - Suspendible, 1% value property tax, SJR 25, SJR 30.
- Income tax, state, legislative preparation, submit to voters, SB 774.
 - Submit to voters, SJR 18.
- Income tax, type, change, initiative petition, *HJR 42, SJR 24.
- Judges, removal procedures, commission established, SJR 5.
- Judicial qualifications and discipline commission, established, SJR 5.
- Legislative districts, redistricting, federal census basis, SJR 21.
- Medicine, surgery, drugs, obsolete provision repeal, SJR 16.
- Motor vehicle funds, urban transportation systems, use authorized, SJR 14.
- Open space land, current usage assessments, HB 26, SB 672.
- Property tax, assessed valuation 25%, SJR 1, SJR 32.
 - Income tax enactment; school support provisions, SJR 23.
- Property tax, excess levies, 3/5 majority, 60% previous election vote, SJR 15.
 - Valuation, 1%, income tax enactment, SJR 24.
 - Single rate income tax, SJR 25.
 - Single rate suspendible income tax, SJR 30.
- Reapportionment commission, established, duties, SJR 31.
- Revenue, taxation, article XII, title only bill, *HJR 42.
- Supreme court, administrative, supervisory control, all courts, SJR 28.
- Tax reform, income tax, legislative preparation, submit to voters, SB 774.
 - Submit to voters, SJR 18.
- Urban renewal projects, ad valorem tax abated, SJR 8.
 - Property value increases, tax allocation, SJR 9.
- Vital statistics bureau, health board, obsolete provision repeal, SJR 16.
- Voter registration, residency time requirements reduced, SJR 26.
- Voters, English language reading, writing requirement repealed, SJR 29.
- Voting age, reduced to 18, SJR 12, SJR 27.

CONSTRUCTION:

- Building and construction safety inspection services division, labor and industries department created, *SB 290, CH. 32 EX.
- Buildings, high-rise, multi-storied, waterfront, restriction, Sub SB 89.

*Indicates bills passed by both Senate and House.

CONSTRUCTION—Continued:

- Community colleges, bonds, financing, tuition fee allocation, percentage increased, *SB 738, CH. 238 EX.
- Highways, certain, contract negotiations without bids, *HB 370, CH. 180 EX.
- Public utilities relocation costs, federal reimbursement, SB 651.
- Six year program, biennial revision, SB 45.
- Public works building projects, local building code adherence, SB 69.
- Roads, bridges, railroads, rights-of-way, condemnation provisions, SB 583.
- School buildings, basic plans, SB 476.
- State buildings, certain, design, construction, general administration department responsibility, authority, *HB 604, CH. 27 EX.
- Parking facilities, construction, remodeling, appropriation, *SB 454, CH. 272 EX.

CONSULS:

- Foreign government, property tax exemption, *SB 16, CH. 34.

CONSULTANTS:

- Professional, part time, civil service exemption, HB 367.

CONSUMER PROTECTION:

- Consumer installment, business licensing, regulation, SB 407.
- Loan act, SB 407.
- Loans, maximum charge rates, SB 407.
- Deceptive practices, title only bill, SB 689.
- Documentary evidence, investigation purposes, inspection, HB 503.
- Unfair business practices, exemplary damages, provisions, HB 622.

CONTRACTORS:

- Building, real property ownership, false representation, building supply acquisition, crime, SB 215.
- Health service care, vision care services included, SB 533, *HB 245, CH. 143.
- Mechanics', materialmen's liens, contractors, subcontractors, inclusion, SB 213.
- Public roads, bridges, labor, services, sales tax exempt, Sub HB 355.
- Public works, lien withholdings amount reduced, *HB 334, CH. 151 EX.
- Title only bill, SB 731.
- Water well, licenses, regulation, HB 322.

CONTRACTS:

- Consumer installment loans, maximum charge rates, SB 407.
- Dancing instruction, regulation, HB 199.
- Debt adjusters, debtor's payments, use, fee regulation, HB 120.
- Disability insurance, psychological service, coverage included, SB 264.
- Electrical utility, electrical cooperatives, duplicate facilities, agreements preventing authorized, *HB 671, CH. 102.
- Engineering studies, same firm, further project services precluded, SB 225.
- Felons, rehabilitation, corporation services, contracts authorized, HB 711.
- Health care services, contractors, agents, regulation, *Sub HB 205, CH. 115.
- Handicapped children, coverage provisions, *Sub HB 130, CH. 128 EX.
- Highway construction, certain, negotiations without bids, *HB 370, CH. 180 EX.
- Insurance, annuity premiums received, certain taxes, exempted, SB 739.
- Interest rate, written contract judgments, *SB 121, CH. 46.
- Port district property, industrial development districts, sales provisions, *SB 254, CH. 11 EX.
- Printing, private, state printer handling charges, *SB 51, CH. 79.
- Public lands, sale of timber, stone, gravel, sand, etc., provisions relating to, *SB 357, CH. 14 EX.

*Indicates bills passed by both Senate and House.

CONTRACTS—Continued:

- Public works, cities, 1st to 4th class, over \$10,000, bids required, SB 663.
- Municipal corporations, Washington residents, employment preference requirement, SB 26.
- Retail installment contracts, mandatory provisions, *SB 785, CH. 2.
- Sales, service charge, less than one dollar, computation revised, SB 630.
- School employees, non-renewal, discharge appeals, *HB 490, CH. 34 EX.
- Superintendents, supervisors, non-renewal, discharge, appeals, *HB 490, CH. 34 EX.
- Teachers, annual salary schedule, provisions, SB 452, *SB 556, CH. 283 EX. PV.
- Non-renewal, discharge, appeals, provisions, *HB 490, CH. 34 EX.
- Valid, other district offers for same school term, prohibited, *SB 379, CH. 15 EX.
- Variable contract act, insurance, authorized, *HB 208, CH. 104.

CONVENTIONS:

- Political party convention act, Sub HB 482, SB 404.

COOPERATIVES:

- Agriculture, directors, officers, election provisions revised, *HB 277, CH. 64.
- Banks, B & O tax, exempt, *SB 196, CH. 246 EX.
- Electrical facilities, facilities duplication, *HB 671, CH. 102.

COORDINATING COUNCIL FOR OCCUPATIONAL EDUCATION:

- Vocational rehabilitation, sheltered workshop programs, authorized, *HB 13, CH. 105.

CORPORATIONS:

- Agents, indemnification for liability, authority, *SB 229, CH. 58 EX.
- Agricultural cooperatives, directors, officers, election provisions revised, *HB 277, CH. 64.
- Annual license fee, failure to pay, effect, *HB 632, CH. 92 EX.
- Bank holding companies, stock holdings, limitation revised, SB 554.
- Beneficiaries, remaindermen, title only, SB 732.
- B & O eliminated, income tax, enactment, SJR 24.
- Single rate, SJR 25.
- Suspendible, SJR 30.
- Two single rates, SB 780.
- B & O reduced, income tax, single rate, *Sub HB 582, CH. 262 EX. PV.
- Tax credits, manufacturing plants, major factory improvements, SB 656, *Sub HB 352, CH. 257 EX.
- Community municipal, created, duties, HB 331.
- Constitutional amendment provisions, certain, repeal, SJR 10.
- Construction, roads, bridges, railroads, rights-of-way, condemnation provisions, SB 583.
- Corporate names, foreign report filing, registered agent fees, amendments, *SB 421, CH. 83 EX.
- Directors, indemnification for liability, authority, *SB 229, CH. 58 EX.
- Officers, shareholders, duties, liabilities, HB 454, *SB 229, CH. 58 EX.
- Dissolution, assets distribution plan, attorney general notification, *HB 520, CH. 115 EX.
- Grounds, *HB 632, CH. 92 EX.
- Insurance companies, *Sub HB 427, CH. 241 EX.
- Nonprofit corporations, plan of dissolution, *HB 520, CH. 115 EX.
- Existence, ceasing to exist, grounds, effect, *HB 632, CH. 92 EX.
- Foreign, nonprofit, registered agents appointments, *SB 539, CH. 163 EX.
- Housing development, nonprofit, establishment, HB 516, SB 570.
- Industrial development, borrowing, sources, purposes, provisions, HB 807.
- Inventory property tax, income tax credit schedule, SB 780.
- Liability, indemnification of directors and officers, employees or agents, *SB 229, CH. 58 EX.

*Indicates bills passed by both Senate and House.

CORPORATIONS—Continued:

- License fee, non-payment, restoration, dissolution, provisions, *HB 632, CH. 92 EX.
- Meetings, nonprofit corporations, annual, notice, *HB 520, CH. 115 EX.
- Miscellaneous Corporation Act, organization, authorized, *Sub HB 581, CH. 120 EX.
- Mutual service, miscellaneous, organization authorized, *Sub HB 581, CH. 120 EX.
- Names, use, deceitful, *SB 421, CH. 83 EX.
- Nonprofit, agents, dissolution, filings, *SB 539, CH. 163 EX.
- Annual meetings, proxy votes, directors, general amendments, *HB 520, CH. 115 EX.
- Dissolution, plan for distribution of assets, *HB 520, CH. 115 EX.
- Scientific research property, tax exemption, SB 267.
- Nonresident, license fee, doing business, requirement, *HB 632, CH. 92 EX.
- Notice, nonprofit corporations, annual meeting, *HB 520, CH. 115 EX.
- Officers, indemnification for liability, authority, *SB 229, CH. 58 EX.
- Professional service, authorized, *SB 109, CH. 122.
- Real estate transfers, stock exchange, tax exempt, SB 459.
- Shareholders, voting requirements, *SB 229, CH. 58 EX.
- Taxes, exemptions, *HB 60, CH. 137.
- Usury, defense plea, when not permitted, *SB 116, CH. 142 EX.
- Voting requirements, shareholders, *SB 229, CH. 58 EX.
- World fair commission, Japanese Trade Exposition, *HB 243, CH. 43.

COUGARS:

- Official state animal designation, Cascade Mountain cougar, SB 658.

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- Highway commission, personnel board, appointment, referral pp. 119, 524

COUNCILS:

- Apprenticeship, minority race member, SB 25.
- Columbia river, membership authorized, SB 373.
- Comparative governmental services costs, created, SCR 14.
- Data processing advisory, created, *Sub HB 828, CH. 212 EX.
- Environmental quality advisory, created, Sub HB 328.
- Governor's youth advisory, created, HB 467.
- Health care facilities advisory, established, Sub HB 468.
- Higher education, coordinating council, created, SB 144.
- Created, *SB 243, CH. 277 EX. PV.
- Legislative internship council, created, HB 569.
- Militia, advisory, membership increased, duties, SB 197.
- Municipal research, created, *HB 510, CH. 108.
- Nuclear energy advisory, interagency outdoor recreation chairman, added, SB 328, *HB 383, CH. 44.
- Occupational education, coordinating council, composition, voting members, *SB 556, CH. 283 EX. PV.
- Duties, functions transferred, Sub HB 329, Sub HB 330.
- Membership reduced, SB 638, *SB 556, CH. 283 EX. PV.
- State treasurer fund advances, HB 14.
- Plumbing, created, SB 252.
- Professional service, authorized, *SB 109, CH. 122.
- Tourist promotion advisory created, SB 642, *Sub SB 724, CH. 281 EX. PV.
- Veteran's rehabilitation, duties, functions transferred, Sub HB 329.
- Vocational education, advisory, created, SB 638, *SB 556, CH. 283 EX. PV.
- Water resources advisory, duties changed, *HB 326, CH. 103 EX.

*Indicates bills passed by both Senate and House.

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COUNTIES:

- Air pollution, quality control, regulation, provisions, *Sub HB 563, CH. 168 EX.
 Air space, municipal, rent lease, provisions, *HB 645, CH. 182 EX.
 Annexation, territory transfer, adjoining counties, provisions, *HB 437, CH. 154 EX.
 Appropriations, financial aid, SB 753.
 Banks, branches, certain, cities, counties, establishment, SB 553.
 Bonds, indebtedness, *SB 618, CH. 142 PV.
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 Bonds, interest rates increased, *SB 560, CH. 232 EX. PV.
 Boundary review boards, composition, duties, *Sub HB 66, CH. 111 EX.
 Budgets, estimates, *SB 498, CH. 252 EX.
 Receipt, expenditure estimates, standard accounts classification, *SB 498, CH. 252 EX.
 Buses, city, county interlocal service, agreements authorized, *HB 539, CH. 139 EX.
 Cemetery districts, annexation, mergers, provisions, *HB 215, CH. 78 EX.
 Charters, county model, committee created, duties, HB 664.
 Joint administrative programs, appointive officers included, *SB 191, CH. 5 EX.
 Claims against, warrants, issuance, *HB 232, CH. 87 EX.
 Class A, AA, real estate sales, occupancy certificates required, SB 56.
 Class AA, hotel, motel rentals sales tax, stadium fund allocation, direct payment provisions, SB 584.
 Code cities, annexations, resolution method authorized, SB 266.
 Community mental health programs, state funds, pro rata reduction provisions, *HB 570, CH. 61.
 Coroners, limitations on, *HB 382, CH. 259 EX.
 County road engineer, road management, duties, *HB 645, CH. 182 EX.
 Seat, relocation, continuity of government in enemy attack, *HB 471, CH. 106 EX.
 Treasurer, justice court income, duties related to, *Sub SB 569, CH. 199 EX.
 Court houses, county-city buildings, parking facilities, financing provisions, *SB 575, CH. 8 EX.
 Dog control zones, establishment, *HB 189, CH. 72.
 Economic opportunity act, as amended, participation, HB 478.
 Elections, special, cancellation, postponement provisions, SB 330.
 Electric utility districts, dissolution, reorganization, provisions, SB 304.
 Employees, blind, discrimination because of blindness, prohibited, white cane law, *SB 277, CH. 141 PV.
 Equalization boards, membership, appointment, terms, SB 675.
 Fairs, agricultural, improvement, assistance, *SB 263, CH. 85.
 Federal grant programs, participation, joint committee on governmental cooperation, study, *SCR 12.
 Firearms, pistols, limitation on authority of county to regulate purchasing of, *SB 143, CH. 227 EX. PV.
 Firemen, maximum work week, SB 189.
 Pensions, retirees, current salary scale basis, SB 222.
 Fire protection districts, protection outside boundaries, provisions, *SB 351, CH. 88.
 Flood control zone districts, countywide authorized, *HB 882, CH. 195 EX.
 Forest development funds, deposit, allocation, *HB 8, CH. 110.
 Funds, excess, investment provisions, *HB 356, CH. 193 EX. PV.
 Funerals, indigents, *HB 382, CH. 259 EX.
 Government efficiency, title only, HB 664, SB 224.
 Grand juries, annual summons, HB 221, SB 503.
 Health, county local health board, officers, qualifications, *Sub HB 415, CH. 114 EX.
 Districts board membership, expanded, rural representation, *SB 195, CH. 70 EX.

*Indicates bills passed by both Senate and House.

COUNTIES—Continued:

- Highway facility establishment, hearing procedures, SB 284, Sub SB 284, *HB 641, CH. 255 EX., *Sub SB 724, CH. 281 EX. PV.
- Highways, snow, ice removal, highway commission loans, authorized, *SB 359, CH. 118 EX.
- Horticultural pest and disease control, county boards, creation, duties, *Sub HB 96, CH. 113.
- Horticulture inspection districts, regulation, *HB 98, CH. 76 EX.
- Hospitals, home rule charter counties, establishment, HB 813.
 - Infirmaries, public assistance fund advances, provisions, HB 378.
 - State university service, home rule charter counties, establishment, HB 813.
- Housing standards, extended to all counties, SB 76.
- Incineration agent designation, *SB 446, CH. 120.
- Indebtedness, limitations, *SB 618, CH. 142 PV.
 - Limits, without vote, 1½% of taxable property value, SB 70.
- Industrial development authority, state, established, SB 770.
- Interlocal cooperation act, school districts included, SB 27, *SB 88, CH. 40.
- Intermediate school districts, authority, duties relating to, *HB 419, CH. 176 EX.
- Investment, excess funds, regulation, *HB 356, CH. 193 EX. PV.
- Irrigation districts, crop damage claims, filing notices, provisions, *SB 429, CH. 89.
- Jails, work release program, housing, location, *HB 536, CH. 109.
- Justice court, income, distribution percentages, determination, review provisions, SB 569, *Sub SB 569, CH. 199 EX.
 - Probation, parole services, cost provision, *HB 170, CH. 111.
- Justice of peace, court act, application date extended, HB 144.
 - Fidelity bond, provision, SB 100.
- Law libraries, support, certain justice court filing fees, *HB 512, CH. 25.
- Legal holidays, Mondays, enumerated, *SB 131, CH. 11.
 - Services, additional, contracts authorized, SB 497.
- Liability, municipal officials, employees, accident claims against, filing, *SB 371, CH. 270 EX.
- Libraries, intercounty rural, fund administrative costs, payment provisions, HB 338, SB 317.
 - Rural districts, tax freeze exempt, *Sub HB 84, CH. 242 EX.
- Liquor licensees, class H, outside incorporated areas, food service, all facility areas, requirement repealed, SB 644.
- Local government, title only bill, SB 690, SB 683, SB 692, SB 729.
- Mentally ill, detention, commitment costs, county recovery provisions, SB 496.
- Metropolitan mass transit facility establishment, hearings, SB 551.
 - Municipal corporations, elected executive, council member, SB 489, *HB 639, CH. 135 EX.
 - Transportation systems, motor vehicle parking, special excise tax levy, allocation, SB 550.
- Mobile homes excise tax, apportionment, *SB 444, CH. 274 EX.
- Model charter committee created, duties, HB 664.
- Motor vehicle excise tax, collection fee increased, *SB 211, CH. 10 EX.
- Municipal committee, legislature, created, municipal needs study, *SCR 29.
 - Corporation, outside cities, towns, formation, *SB 87, CH. 48, *SB 371, CH. 270 EX.
- Corporations, code corrections, *SB 13, CH. 31.
 - Consolidations, annexation, provisions reorganized, SB 86.
 - Division, prorated audit expenses, provisions, SB 746.
 - Surplus funds investment authorized, SB 134, *SB 353, CH. 33 EX.
- Noxious weed control boards, created, *Sub HB 91, CH. 113 EX.
- Officers, coroner, limitations on, *HB 382, CH. 259 EX.

*Indicates bills passed by both Senate and House.

COUNTIES—Continued:

Officials, certain, salary increased, SB 47.

Employees, advance travel expense, *HB 264, CH. 74.

Comprehensive liability insurance required, *SB 376, CH. 59 EX.

Park and recreation districts, formation authorized, *SB 7, CH. 26.

Park districts, governmental unit property, conveyance authorized, SB 646.

Parking, at court houses, parking facilities, financing provision, *SB 575, CH. 8 EX.

Platting subdivisions, procedures prescribed, SB 169, *Sub SB 169, CH. 271 EX.

Pollution control projects, grants, basis changed, *HB 310, CH. 284 EX.

Port districts, class A, AA, office candidates, filing date provisions, *SB 556, CH. 283 EX. PV.

Printing, proposals, permissible fees, increased, *SB 273, CH. 43 EX.

Prisoners, board allowance increased, *HB 93, CH. 17.

Property tax, assessment ratios, annual study, SB 779.

County delinquency certificates, assignability repealed, *SB 146, CH. 45 EX.

Public works building projects, building permit required, SB 68.

Local building code adherence, SB 69.

Zoning ordinances, adherence, SB 73.

Public works contracts, municipal corporations, Washington residents, employment requirement, SB 26.

Real estate sales, county excise tax levy authorized, HB 108.

Record destruction procedure, SB 307.

Review boards, county, composition, powers and duties, *Sub HB 66, CH. 111 EX.

Road administration board, appropriation, operations, capital improvements, 1969-71 biennium, SB 157, *Sub SB 157, CH. 278 EX. PV.

Roads, management, accounting procedures, general revision, *HB 645, CH. 182 EX.

Rent or lease of lands above or below county road, authority, *HB 645, CH. 182 EX.

Vacation, beneficiaries, county expense reimbursement, Sub HB 504.

Limitations on, *SB 55, CH. 185 EX.

Scenic protection districts, formation authorized, SB 566.

School districts, interdistrict cooperation provisions, *SB 308, CH. 130.

First class, director candidates, primary election provisions, *SB 556, CH. 283 EX. PV.

Reorganization, comprehensive plan, SB 574.

Schools, education act of 1969, *HB 58, CH. 223 EX.

Sewer districts, name change provisions, HB 102, *SB 161, CH. 119.

Sheriffs, abandoned motor vehicles, duties, *HB 769, CH. 42 EX.

Snow, ice control, highway commission loans, authorized, *SB 359, CH. 118 EX.

Stadium site, election approval, SB 164.

State colleges, fire protection agreements, SB 94, *HB 188, CH. 24.

Lands, assessments authorized, SB 362.

Reforestation lands, county park use, reconveyance, *SB 203, CH. 47 EX.

Superior courts, sessions, non-county seat locations, provisions, SB 700, SB 701.

Taxing districts, capital construction funds, B & O tax exempt, SB 567, SB 622, *HB 659, CH. 156 EX.

Revenue needs, sources, study, HCR 31.

Tax revenues, municipalities, schools, exclusive use study, SCR 7.

Temporary county code committee, created, SB 47.

Title only bill, SB 526, SB 684, SB 685, SB 699.

Townships, property tax, assessments, levies, county to levy for townships, *HB 661, CH. 243 EX.

Unfit dwellings, urban renewal, regulations, *HB 45, CH. 127 EX.

Urban renewal projects, cost liquidation, property tax increase, use, SB 77.

Unfit dwellings, control, regulation, extended to all counties, *HB 45, CH. 127 EX.

Veterans' relief fund, county tax levy, *HB 198, CH. 57.

*Indicates bills passed by both Senate and House.

COUNTIES--Continued:

- Volunteer firemen's pension act, general amendments, *SB 183, CH. 118.
- Voting devices, tally systems, use, all elections, all counties, SB 440, SB 562.
- Warrants, account register, interest payment notations, *SB 241, CH. 48 EX.
- Issuance provisions, *HB 232, CH. 87 EX.
- Water pollution control projects, public agencies, state loan provisions, *SB 411, CH. 141 EX.

COUNTY OFFICERS:

- Salaries, *SB 113, CH. 226 EX. PV.

COUNTY OFFICERS - ASSESSORS:

- Property, periodic revaluation, required, HB 358.
- Real, tax value, ratio changes, taxpayer notification, SB 654.
- Public defender, office established, duties, *SB 92, CH. 94.

COUNTY OFFICERS - AUDITORS:

- Budgets, preparation, receipt, expenditure estimates, *SB 498, CH. 252 EX.
- Commissioners board, clerk duties, other individuals, appointment, SB 542, *SB 498, CH. 252 EX.
- Liens, chattel, notice filing, fee increased, SB 760.
- Voter registration files, residence changes, transfers, cancellations, provisions, HB 677, Sub HB 250.

COUNTY OFFICERS - COMMISSIONERS:

- Board clerk, other than county auditor, permitted, SB 542, *SB 498, CH. 252 EX.
- Prosecuting attorney opinion issuance, time requirement, SB 44.
- Voting, majority requirement, certain actions, *SB 55, CH. 185 EX.

COUNTY OFFICERS - CORONER:

- Candidates, qualification provisions, SB 530.
- Limitations on, *HB 382, CH. 259 EX.
- Office abolished, medical examiner system established, HB 515.
- Unclaimed bodies, disposition, mortuary rotation basis, SB 530, *HB 382, CH. 259 EX.

COUNTY OFFICERS - PROSECUTING ATTORNEYS:

- Counties, 3rd class and above, full time service, provisions, *SB 113, CH. 226 EX. PV.
- Fourth class and above, full time service, provisions, *SB 113, CH. 226 EX. PV.
- Criminal actions, state appeal, review rights, provisions expanded, SB 388.
- Obscene materials, sales to minors, court hearing, jurisdiction, Sub SB 365, *Sub HB 116, CH. 256 EX.
- Opinion issuance, county commissioners, time requirement, SB 44.
- Salary provisions, *SB 113, CH. 226 EX. PV.

COUNTY OFFICERS - PUBLIC DEFENDERS:

- Office established, duties, *SB 92, CH. 94.

COUNTY OFFICERS - SHERIFFS:

- Abandoned motor vehicles, duties relating to, *HB 769, CH. 42 EX.
- Law enforcement officers' and fire fighters' retirement system act, *Sub SB 74, CH. 209 EX. PV.
- Motorboat accidents, reports, filing provisions, SB 238.
- Retirement, policemen, firemen, sheriffs, system created, *Sub SB 74, CH. 209 EX. PV.

COURT REPORTERS:

- Salary increase, *SB 108, CH. 95.

*Indicates bills passed by both Senate and House.

COURTS: (see also type of Court)

- Administrator for the courts, review of distribution for justice court income, *Sub SB 569, CH. 199 EX.
- Salary, equal to superior court judges, *SB 32, CH. 93.
- Alibi witness, use, advance notice required, SB 384.
- Appeals, established, *HB 183, CH. 221 EX. PV.
- Appropriation, *HB 183, CH. 221 EX. PV.
- Appeals, judges, first election, 1969 state-wide general election, SB 782.
- Bail, recognizance release, default, penalties, SB 17.
- Cities, first class, municipal adjustment board, actions, judicial review, HB 360.
- Contempt of court, public assistance hearings, *Sub HB 377, CH. 173 EX.
- District court clerk, failure to make report of justice court income, penalty, *Sub SB 569, CH. 199 EX.
- Felonies, knowledge concealment, gross misdemeanor, SB 385.
- Major, search warrants, issuance provisions, SB 383.
- Forum, uniform choice act, SB 139.
- Grand juries, members, summons, depositions, subpoenas, provisions, SB 610.
- Yearly summons requirement, SJR 2.
- Inferior, conferences, supreme court call, attendance authorized, SB 493.
- Judges, disqualification, SB 112.
- Judges, all courts, mandatory retirement age 70, SB 586.
- Removal procedures, commission established, SJR 5.
- Retired, pro tempore service provisions, SB 114.
- Judicial qualifications and discipline commission, established, SJR 5.
- Juries, peremptory charges, defendants, joint challenges, civil cases, *HB 148, CH. 37 EX.
- Criminal cases, *HB 147, CH. 41 EX.
- Jurors, service fulfillment, discharge procedure, SB 111.
- Justice courts, income, collection and distribution, *Sub SB 569, CH. 199 EX.
- Juries, right to, *HB 92, CH. 147 EX.
- Juvenile court, uniform act, SB 145.
- Probation, special programs, authorized, *HB 408, CH. 165 EX.
- Money due actions, venue change, attorney fee provisions, *SB 123, CH. 144 EX.
- Municipal, additional, organization provisions, *HB 92, CH. 147 EX.
- Court administrator authorized, *HB 92, CH. 147 EX.
- Municipal courts, juries, right to, *HB 92, CH. 147 EX.
- Probation service, *HB 92, CH. 147 EX.
- Municipal, traffic violations, *HB 92, CH. 147 EX.
- Parking, court houses, county-city buildings, facilities, financing provisions, *SB 575, CH. 8 EX.
- Police, first class cities, appeals, superior court trials, convictions, maximum fines, HB 780.
- Proceedings, electrical mechanical recordings, permitted, SB 589.
- Public defender, counties, *SB 92, CH. 94.
- Reporters, salary increase, *SB 108, CH. 95.
- Settlements, pre-trial, court notification requirements, SB 587.
- Superior, grand juries, annual summons, HB 221, SB 503.
- Supreme court, administrative, supervisory control, all courts, SJR 28.
- Title only bill, SB 700, SB 701.
- U. S., Supreme court, justices, mandatory retirement age 70, petitioned, SJM 9.
- Venue, change of, attorneys fees for defendants, when, *SB 123, CH. 144 EX.
- Witnesses, material, detained, payments, *SB 122, CH. 143 EX.

COWLITZ COUNTY:

- Columbia river, below Longview, park location, site study, *SCR 11.

*Indicates bills passed by both Senate and House.

COX, D. H.:

Former Senator, Walla Walla county from 1909-1917 to 1923,
 portrait returned, replacement received, *SR 1969-EX 55 p. 1586

CREDIT:

Cards, college tuition, fees, payment purposes, permitted, *Sub SB 188, CH. 269 EX.
 Unsolicited, issuance, crime, SB 657.
 Consumer credit, uniform code, SB 369.
 Installment loans, maximum charge rates, SB 407.
 Installment loan companies, licensing, regulation, SB 552.
 Retail installment sales, service charge, less than one dollar, computation revised, SB 630.

CREDIT CARDS:

Unsolicited, issuance, crime, SB 657.

CREDIT UNIONS:

Credit unions division, general administration department, created, SB 604, SB 668.
 Loans, regulation, investments, general regulation, *Sub HB 301, CH. 65.
 Regulation, creation, deposits, auditing, dividends, loans, *Sub HB 301, CH. 65.
 State, federal conformity provisions, SB 667, *Sub HB 301, CH. 65.
 Officers, employees, payroll deductions, *HB 393, CH. 59.

CRIMES AND CRIMINAL PROCEDURES:

Abortion, pregnancy termination, specified conditions, permitted, SB 286.
 Accused persons, uniform rendition act, SB 137.
 Alcoholic beverages, entertainment, music, dancing, unless authorized by municipality,
 *SB 341, CH. 178 EX. PV.
 Identification card, wrongful possession, *SB 341, CH. 178 EX. PV.
 Alibi witness, use, advance notice required, SB 384.
 Appeals, felons, appeal pending, institutional custody provisions, *HB 888, CH. 4 EX.
 Arrest records, charge disposition, notation requirement, *Sub HB 116, CH. 256 EX.
 Arrests, misdemeanors, gross misdemeanors, marijuana, when permitted, *SB 387, CH.
 198 EX.
 Parole violators, revocation, arrests, procedure, *SB 346, CH. 98.
 Bail, recognizance release, default, penalties, SB 17.
 Cannabis drugs, use, separate penalties, SB 248, Sub SB 248, *Sub HB 116, CH. 256 EX.
 Capital penalty, juries, impanelling, challenges, *HB 147, CH. 41 EX.
 Punishment abolished, SB 394.
 Children, state of emergency proclamation, prosecution as adults, *SB 392, CH. 186 EX.
 Coin operated machines, unlawful money removal, felony, SB 352.
 Repeat convictions, felony, SB 352.
 Contraceptive devices, medicines, sale prohibition repealed, HB 379.
 Credit cards, unsolicited, issuance, crime, SB 657.
 Crimes, joint legislative committees created, SB 3.
 Criminal actions, state appeal, review rights, provisions expanded, SB 388.
 Dangerous drugs, cannabis, penalty, *Sub HB 116, CH. 256 EX.
 District clerk, failure to make report of justice court income, penalty, *Sub SB 569, CH.
 199 EX.
 Drugs, dangerous, unlawful possession, use, penalties, SB 248, Sub SB 248, *Sub HB
 116, CH. 256 EX.
 Generally, *Sub HB 116, CH. 256 EX.
 Penalty, *Sub HB 116, CH. 256 EX.
 Employment agencies, *Sub SB 174, CH. 228 EX. PV.
 Explosives, explosives act, *Sub HB 31, CH. 137 EX.

*Indicates bills passed by both Senate and House.

CRIMES AND CRIMINAL PROCEDURES—Continued

- Felonies, knowledge concealment, gross misdemeanor, SB 385.
 - Major, search warrants, issuance provisions, SB 383.
- Felons, appeal pending, institutional custody provision, *HB 124, CH. 103, *HB 888, CH. 4 EX.
 - Presentence report pending, institution transfer, SB 185.
- Felons, rehabilitation, corporation services, contracts authorized, HB 711.
- Fines and forfeitures, disposition of funds, *SB 287, CH. 99.
- Fire bombs, manufacture, possession, use, felony, *SB 18, CH. 79 EX.
- Firearms, intimidation, defined, *HB 123, CH. 8.
 - Loading equipment, state explosives act, *Sub HB 31, CH. 137 EX.
 - Possession while committing crime, penalties, *SB 132 CH. 175 EX.
- Flags, mutilation, defiling, crime, *SB 749, CH. 110 EX.
- Glue sniffing, possession, sales, *HB 311, CH. 149 EX.
- Homicide, negligent, two degrees created, SB 389.
- Indecent materials, distribution prohibited, SB 30.
 - To minors, prohibited, HB 10, SB 31.
- Indians, state jurisdiction, federal retrocession provision, SB 399.
- Insurance companies, agents, brokers, *Sub HB 427, CH. 241 EX.
- Intimidation involving dangerous weapon, *HB 123, CH. 8.
- Juries, municipal violations, right to, *HB 92, CH. 147 EX.
 - Peremptory charges, defendants, joint challenges, *HB 147, CH. 41 EX.
- Jurors, service fulfillment, discharge procedure, SB 111.
- Justice courts, fines and forfeitures, collection, distribution, SB 569.
- Juveniles, state of emergency, violation, prosecution as adults, *SB 392, CH. 186 EX.
- Law enforcement, accused, authorities, relationship clarification, petitioned, SJM 10.
- Magazine distributors, preventing enforcement of erotic material, prohibition, *Sub HB 116, CH. 256 EX.
- Meat inspection act, *Sub HB 33, CH. 145 EX.
- Mentally retarded, abuse, reporting, *Sub HB 303, CH. 35 EX.
- Minors, erotic material, penalty, *Sub HB 116, CH. 256 EX.
 - Glue sniffing, glue possession, sales, *HB 311, CH. 149 EX.
 - Ownership or sale of motor vehicle prohibited, *HB 163, CH. 125 EX.
 - State of emergency proclamation, prosecution as adults, *SB 392, CH. 186 EX.
- Misdemeanors, harm to property, persons, arrest citations, reasonable belief basis, *SB 387, CH. 198 EX.
- Motion picture operators, obscenity, exemption, *SB 29, CH. 92.
- Motion pictures, adult only label, *Sub HB 116, CH. 256 EX.
- Motor vehicle accidents, traffic arrest citation, reasonable ground basis, HB 117.
 - Owners, operators, financial responsibility, failure to provide, crime, SB 21.
- Motor vehicles, driving without license, penalty, *SB 9, CH. 27.
 - Odometers, tampering with, *HB 146, CH. 112.
 - Rules of the road, littering, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
 - Sale or ownership by minor under the age of 18, prohibited, *HB 163, CH. 125 EX.
 - Sales, misleading advertising, *HB 146, CH. 112.
- Municipal court, sentencing, suspension, *HB 92, CH. 147 EX.
 - Crimes, violation of, jury right, *HB 92, CH. 147 EX.
- Narcotic drugs, generally, *Sub HB 116, CH. 256 EX.
- Noxious weed control act, *Sub HB 91, CH. 113 EX.
- Obscene material, promotion prohibited, HB 10.
- Obscenity, motion pictures, operator, exemption, *SB 29, CH. 92.
- Omnibus crime bill, *Sub HB 116, CH. 256 EX.
- Parole violators, arrests, procedure, *SB 346, CH. 98.
- Perjury, witness, intimidation, felonies, *SB 22, CH. 56 EX.
- Picketing, mass demonstrations, certain circumstances, prohibited, penalties, HB 867.
- Policemen, firemen, on duty, assaulted, jail sentence mandatory, SB 41.

*Indicates bills passed by both Senate and House.

CRIMES AND CRIMINAL PROCEDURES—Continued:

- Police official activities, sound, video recordings permitted, SB 107.
- Possession, while committing crime, penalties, *SB 132, CH. 175 EX.
- Poultry inspection act, *Sub HB 42, CH. 146 EX.
- Prisoners, jail time credit, computation, *SB 167, CH. 84.
 - Work release program, housing, location, *HB 536, CH. 109.
- Private citizens, aiding police, civil, criminal immunity, *SB 386, CH. 37.
- Property, malicious destruction, state of emergency, *SB 392, CH. 186 EX.
 - Personal, leases, rentals, failure to return, penalties, SB 155.
 - Real, ownership, false representation, building supply acquisition, crime, SB 215.
- Public assistance hearings, contempt proceedings, *Sub HB 377, CH. 173 EX.
 - Wrongful receipt, *Sub HB 377, CH. 173 EX.
- Public defender, defense council, needy persons, *SB 92, CH. 94.
- Publication, erotic material, penalty, *Sub HB 116, CH. 256 EX.
- Railroad signs, signals, mutilation, destruction, penalties, SB 184.
- Search warrants, seizure, felony cases, issuance, *SB 163, CH. 83.
- Seizures, search warrants, felony cases, issuance, *SB 163, CH. 83.
- Sentences, municipal courts, suspension, *HB 92, CH. 147 EX.
- State lands, violation of natural resources rules and regulations, penalty, *Sub SB 355, CH. 160 EX.
 - State of emergency proclamation, crimes relating to, *SB 392, CH. 186 EX.
- Threatening with firearm or other dangerous weapon, penalty, *HB 123, CH. 8.
- Threats, intimidation of witnesses, *SB 22, CH. 56 EX.
- Trespass, criminal, defined, penalties, *SB 255, CH. 7.
- Uniform narcotic drug act, *Sub HB 116, CH. 256 EX.
- Unlawful assembly, state of emergency proclamation, *SB 392, CH. 186 EX.
- Victims, compensation, SB 110.
- Warrants, arrest, disclosure provisions, SB 420.
 - Search, justice courts issuance, authorized, HB 842.
- Warrants, search, seizure, felony cases, issuance, *SB 163, CH. 83.
- Washington state explosive act, *Sub HB 31, CH. 137 EX.
- Water pollution, boats, oil discharge, *HB 305, CH. 133 EX.
- Weapons, dangerous, possession, display, certain instances, crime. SB 153, *HB 123, CH. 8.
- White cane law, violations, *SB 277, CH. 141 PV.
- Witnesses, intimidation, felony, *SB 22, CH. 56 EX.
 - Material, detained, payments, *SB 122, CH. 143 EX.

CROPS:

- Irrigation districts, damage claims, *SB 429, CH. 89.

CURLING:

- Official state sport designation, SB 659.

CYSTIC FIBROSIS:

- Detection, program authorized, SB 757.

DAIRIES AND DAIRY PRODUCTS:

- Adulteration, standards, regulations, *Sub HB 201, CH. 102 EX.
- Milk, cream, assessment increases, commission powers, SB 447, *HB 549, CH. 60.
 - Grade A raw, pasteurization required, HB 214.
 - Sale to final consumer, provision, HB 214.
- Milk products, added ingredients, standards, regulations, *Sub HB 201, CH. 102 EX.

DANCING:

- Instruction contracts, regulation, HB 199.

*Indicates bills passed by both Senate and House.

DAVIS, RAY E.:

Member, canal commission, governor's appointment,
referral, confirmation pp. 139, 658

DEAF:

Students, over 21, further institutional training, provisions, *SB 49, CH. 39.

DEATH AND DEAD BODIES:

Forensic laboratory, University of Washington, established, SB 170.
Human organs, deceased bodies, donation, transplants, regulation, *SB 57, CH. 80.
Medical examiner system established, county coroners abolished, HB 515.
Unclaimed bodies, disposition, mortuary rotation basis, SB 530, *HB 382, CH. 259 EX.

DEBTS AND DEBTORS:

Antenuptial debts, liability, *HB 110, CH. 121 EX.
Community property, prenuptial debts, liability of spouses for, *HB 110, CH. 121 EX.
Debt adjusters, debtor's payments, use, fee regulation, HB 120.
Extradition, divorce debt, proof requirement, SB 119.
Garnishment law, *Sub SB 168, CH. 264 EX.
Prenuptial debts, liability of spouses for, *HB 110, CH. 121 EX.
School district property, debt limitation increased, SB 314.

DELANEY:

Highway, secondary No. 11B, to Washtucna, construction, alternate route maintenance provisions, SB 54.

DEMONSTRATIONS:

Picketing, mass demonstrations, certain circumstances, prohibited, HB 867.
Students for a Democratic Society, legislative council judiciary committee investigation, SR 1969-EX 31 pp. 1204-1205, 1308, 1309, 1407-1409, 1410, 1414, 1427
Subversive activities, educational areas, governmental cooperation joint committee study, *SR 1969-EX 72 pp. 1204-1205, 1308-1309, 1407-1409, 1410, 1414, 1427

DENTISTS AND DENTISTRY:

Advertising, limitation, HB 253.
Dental disciplinary board, created, HB 263.
Review committees, limitation on liability for official actions, *HB 392, CH. 157 EX.
Dentists, licenses, fees increased, *SB 207, CH. 49.
Hygienists, licenses, regulations, fees, *SB 208, CH. 47.
Narcotics, drugs, prescriptions, use, monthly report, requirement, SB 391.
Professional service corporations, authorized, *SB 109, CH. 122.

DEPOSITARIES:

Cities and towns, qualification, sureties, *SB 10, CH. 28.
Municipal funds, security requirements, *SB 10, CH. 28.

DE ST. CROIX, BEN:

Member, aeronautics commission, governor's appointment,
referral, confirmation pp. 59, 657-658

DICK, G. MERTON:

Member, tax board of appeals, governor's appointment,
referral, confirmation pp. 64, 405, 1468

*Indicates bills passed by both Senate and House.

DIKING AND DRAINAGE:

- Drainage districts, commissioners, per diem increased, SB 339.
- Problems, water, flood control, study, SCR 20.

DISCRIMINATION:

- Apprenticeship programs, discrimination in prohibited, *HB 742, CH. 183 EX.
- State assisted, minority race representation, provisions, *HB 742, CH. 183 EX.
- Board, abolished, duties transferred, SB 329, HB 439, SB 762.
- Housing, real property sales, prohibited, *HB 466, CH. 167 EX.
- Racial, labor unions, prohibited, *HB 742, CH. 183 EX.
- Vocational education, prohibited, *HB 742, CH. 183 EX.

DISEASES:

- Horticulture, pest, disease control, *Sub HB 96, CH. 113.
- Livestock, diagnostic center established, *SB 313, CH. 100.
- Venereal diseases, minors, care, prevention provisions, *HB 309, CH. 164 EX.

DISPLAY MERCHANDISE:

- Use tax, certain, exclusion, Sub HB 355, SB 466.

DIVISIONS:

- Building and construction safety inspection services division, labor and industries department created, *SB 290, CH. 32 EX.
- Building facilities, education department, established, SB 476.
- Credit unions, general administration department, created, SB 604, SB 668.
- Human rights division created, HB 439, SB 329, SB 762.
- Motor transport, created, SB 558.
- Salvage, environmental quality department created, SB 758.
- Small claims, justice courts, created, HB 354.
- Solid waste management, environmental quality, created, *HB 596, CH. 134 EX.

DIVORCE: (see also Domestic Relations)

- Extradition, debt proof requirement, SB 119.
- Resident, defined, SB 98.
- Support, enforcement, uniform act revised, SB 140.

DOGS:

- Control zones, counties, establishment, *HB 189, CH. 72.
- Racing, franchises, licensing regulation, SB 616, Sub SB 616.

DOMESTIC RELATIONS:

- Antenuptial debts, liability, *HB 110, CH. 121 EX.
- Divorce, "resident" defined, SB 98.
- Gift tax, separate property transfer, spouse consent, HB 456, *SB 444, CH. 274 EX.
- Stepchildren, support, obligation termination, *HB 381, CH. 207 EX.
- Support, enforcement, uniform act revised, SB 140.

DOWNING, CARL:

- Illness, speedy recovery, best wishes extended,
*SR 1969-EX 22 p. 1070

DRUGS: (see also Narcotics)

- Alcoholism and drug abuse treatment center, establishment authorized, *SB 443, CH. 123 EX.
- Addiction treatment center, Northern state hospital established, SB 4.
- Arrest, pharmacy board employees, authority, *SB 261, CH. 82 EX.

*Indicates bills passed by both Senate and House.

DRUGS—Continued:

- Cannabis, use, possession, arrest, reasonable belief basis, HB 716, *SB 387, CH. 198 EX.
 Separate penalties, SB 248, Sub SB 248.
- Class A, pharmacy board prescription forms, use required, SB 262, Sub SB 262.
- Codeine, narcotic drugs act, exemption removed, SB 260.
- Contraceptive devices, medicines, sale prohibition repealed, HB 379.
- Drugs, medicine, obsolete constitutional provision repeal, SJR 16.
- Marijuana, dangerous drug classification, use, regulation, penalties, HB 716.
 Drugs, sale to minors, felony, HB 716, SB 248.
 Research legislation petitioned, SJM 2, *HJM 2.
- Minors, sales, felony, HB 716, SB 248, *Sub HB 116, CH. 256 EX.
- Narcotics, dangerous, unlawful possession, use, penalties, SB 248, Sub SB 248.
 Prescriptions, use, monthly report, requirement, SB 391.
- Penalties, *Sub HB 116, CH. 256 EX.
- Pharmacy board employees, drug law enforcement, police powers, *SB 261, CH. 82 EX.
- Reckless drivers, under influence, negligent homicide first degree, SB 389.
- Tax, sales, prescriptions exempted; income tax enactment, SJR 23, SJR 24.
 Single rate income tax, SJR 25, *Sub HB 582, CH. 262 EX. PV.
 Suspendible income tax, SJR 30.
 Two single rate income taxes, SB 780.
- Testing laboratory, University of Washington, established, *SB 754, CH. 266 EX.
- Transportation, unlawful, conveyance forfeiture, SB 390.
- Treatment, care center, programs, establishment authorized, *SB 443, CH. 123 EX.
- Uniform narcotic drug act, definitions, *Sub HB 116, CH. 256 EX.

DURKAN, SENATOR MARTIN J.:

- Tax freeze, HB 518, SJR 1 pp. 1232-1233

EARLEY, JOHN A.:

- Member, canal commission, governor's appointment,
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EASTERN WASHINGTON STATE COLLEGE:

- Appropriation, *SB 488, CH. 187 EX.
- Members, board of trustees, governor's appointments,
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ECONOMIC OPPORTUNITY ACT:

- State, counties, cities, towns, participation, HB 478.

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- Member, pharmacy board, governor's appointment,
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EDMONDS:

- Community college, vicinity, traffic study, *Sub SB 724, CH. 281 EX. PV.
- Highway, secondary No. 1 W, 64th Avenue W. to Edmonds-Kingston ferry terminal,
 improvements, *Sub SB 724, CH. 281 EX. PV.

EDUCATION:

- Appropriation, education board, school plant facilities construction, *SB 737, CH. 244 EX.
- Board, common school building construction account, school plant facilities, SB 220, SB 736, *HB 127, CH. 13, *HB 722, CH. 77.
 Family affairs tests, sex education, student records, regulation enforcement, *SCR 15.
- Membership, election procedure revisions, HB 488, *SB 556, CH. 283 EX. PV.

*Indicates bills passed by both Senate and House.

EDUCATION—Continued:

- School district reorganization, comprehensive plan, study, SB 574.
- Plant facilities construction, appropriation, *SB 737, CH. 244 EX.
- Budgets, school districts, preparation, requirements, *HB 499, CH. 119 EX.
- Building facilities division established, SB 476.
- Camp Murray property conveyance, certain, aerospace science and modeling center, *HB 229, CH. 85 EX.
- Children, perceptual-motor handicaps, public instruction department divisional program established, *SB 457, CH. 2 EX.
- Code enacted, *HB 58, CH. 223 EX.
- Community college act, general amendments, SB 408, *2nd Sub HB 480, CH. 261 EX. PV.
 - Students, high school diploma courses, fee exemption, SB 348.
- Counseling, guidance, practice regulation, licensing, SB 605.
- Driver education, vehicle operation, licensing fines, allocation increase, *HB 314, CH. 218 EX. PV.
- Dyslexic children, divisional program established, HB 560, *SB 457, CH. 2 EX.
- East Lake Washington metropolitan education park, established, SB 442.
- Education act of 1969, *HB 58, CH. 223 EX.
- Educational institutions, school district employees, payment provisions expanded, SB 283.
 - Personnel, qualifications, interstate agreements, HB 442, *SB 556, CH. 283 EX. PV.
 - Television system, provisions, SB 279, Sub SB 279.
- English language instruction requirement removed, *HB 153, CH. 71.
- Federal impact, forest reserve fund, school district distribution provisions revised, SB 133.
 - Programs, funds, higher education, commission jurisdiction, *HB 132, CH. 263 EX. PV.
- Health education special committee created, SB 456, Sub SB 456.
 - Sciences, education center, study, Sub SB 456.
- Higher education commission created, duties, *HB 132, CH. 263 EX. PV.
 - Coordinating council, created, SB 144.
 - Council created, *SB 243, CH. 277 EX. PV.
 - Funds, certain, state treasury deposit, SB 71.
 - Legislative joint committee created, *SB 244, CH. 265 EX.
 - Personnel board established, duties, SB 246, *Sub HB 239, CH. 36 EX.
 - Private, study authorized, SCR 3, *HCR 5.
 - Public, metropolitan graduate centers established, SCR 4.
 - Student aid, appropriations increase petitioned, SJM 12.
- Income tax, enactment; 25% assessment property tax, school support provisions, SJR 23.
- Intermediate school districts, created, *HB 419, CH. 176 EX.
- Interstate agreement on qualifications of educated personnel, *SB 556, CH. 283 EX. PV.
- Joint committee, members, extraordinary session close, appointment provisions, *HB 827, CH. 10.
 - Membership increased, SB 250.
 - On education, legislature, appointment, time, *HB 827, CH. 10.
- Levies, excess, school districts, income tax credit allowance, SB 780.
 - Special, study, temporary commission created, *HB 893, CH. 235 EX.
- Loans, powers and duties of commission on higher education, *HB 132, CH. 263 EX. PV.
- Methods instructors, periodic classroom experience requirement, SB 322.
- Metropolitan educational centers, established, SB 442.
- Public employment applicants, high school equivalency qualification, provision, SB 766.
 - Lands, ecological study, allocation provisions, SB 360.

*Indicates bills passed by both Senate and House.

EDUCATION—Continued:

- Scholarships, state program, higher education, established, SB 245, *HB 635, CH. 222 EX. PV.
- Post-secondary education, established, SB 221.
- School boards, member compensation, joint interim education committee, study, SCR 27.
- Cost, operations, capital, economic evaluation, quality analysis, study, SCR 6, SCR 9.
- Directors association, dues assessment, increased, *SB 320, CH. 125.
- District boards, certain first class districts, membership increased, *SB 142, CH. 131 PV.
- Budgets, preparation, inclusion, administration, SB 628, *HB 499, CH. 119 EX.
- School districts, financial report, monthly, requirement, *HB 499, CH. 119 EX.
- School students, 9th grade, minimum mandatory attendance, *SB 414, CH. 109 EX.
- Year-round utilization program, legislative council study, *SCR 1.
- Year, shortening, emergencies, provisions, *HB 554, CH. 3 EX.
- 1968-69, 175 days, SB 412.
- Senior college concept, study, HCR 6, *SB 556, CH. 283 EX. PV.
- Sex education, students, parental written permission required, SB 61.
- Special levy study temporary commission created, *HB 893, CH. 235 EX.
- State loans, educational purposes, permitted, SJR 22.
- Student records, parental access provision, SB 62.
- Students, personality testing, parental written permission required, SB 60.
- Private, public school attendance, part-time basis, *HB 257, CH. 217 EX.
- State history requirement revised, *SB 34, CH. 57 EX.
- Studies, omnibus education bill, *SB 556, CH. 283 EX. PV.
- Teachers, private schools, public school transfer, seniority computation, SB 193.
- Teachers' professional negotiation act, amendments, *SB 179, CH. 52 EX.
- Title only, SB 481, SB 482, SB 704, SB 705, SB 715.
- Traffic safety education, vehicle operation, licensing fines, allocation increase, *HB 314, CH. 218 EX. PV.
- Veterans benefits, *Sub SB 188, CH. 269 EX.
- Vocational, department, programs, duties, transferred, SB 638.
- Instructors, pension plans, optional, SB 441.
- Program, council, federal compliance, general revisions, SB 638, *SB 556, CH. 283 EX. PV.
- State program, legislative budget committee study, *SB 556, CH. 283 EX. PV.
- Youth organizations, vocational, educational, continued federal support petitioned, *HJM 18.

EDUCATION ACT OF 1969:

- Code enacted, *HB 58, CH. 223 EX.

EDUCATION, JOINT COMMITTEE:

- Libraries, role, use, financial support, study, report, *SR 1969-EX 45 pp. 1538-1539
- School employees, classified, state-wide minimum salary schedule, investigate, *SR 1969-EX 30 pp. 1188-1189
- Superintendent of public instruction office, administrative structure, study, *SR 1969-EX 42 p. 1406

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- Death, family condolences, *SJM 13.
- Former President, memorial services (see House Journal)

ELECTIONS:

- Absentee ballots, application forms, voter's pamphlet publication, *HB 15, CH. 72 EX.
- Appeals court judges, *HB 183, CH. 221 EX. PV.

*Indicates bills passed by both Senate and House.

ELECTIONS—Continued:

- Ballots, absentee voters, presidential elector voters, application for ballot, *HB 15, CH. 72 EX.
- Candidates, nickname use permitted, SB 337.
- Nonpartisan candidates, identification provisions, SB 495.
- School director election ballot, *SB 142, CH. 131 PV.
- Campaign contributions, expenditures, reporting provisions, SB 367.
- Candidates, code of ethics, filings required, *SB 629, CH. 188 EX.
- Cities, towns, annexations, indebtedness assumption, provisions, SB 614.
- Conventions, state, precinct caucuses, provisions, Sub HB 482, SB 404, SB 562.
- Education board, membership, election procedure revisions, HB 488, *SB 556, CH. 283 EX. PV.
- Electoral college abolishment, petitioned, SJM 1.
- General, annual, provisions, SB 782.
- Odd-numbered years, legislative proposals, HB 1.
- Hospital districts, certain territory, withdrawal provisions, SB 759.
- Income tax, single rate, constitutional limitation, suspension referendum, SB 745.
- State, submit to voters, SJR 18.
- Initiatives, canvass, statistical sampling permitted, *HB 620, CH. 107 EX.
- Intermediate school district officers, *HB 419, CH. 176 EX.
- Minor parties, absentee ballots, nominees, provisions, HB 677, SB 562.
- Conventions, SB 562.
- Nonpartisan, provisions, HB 677, SB 562.
- Officers, fee increased, HB 351, SB 354, SB 562.
- Voting device use, instruction provisions, HB 351.
- Political committees, candidates, contributions, expenditures, reporting provisions, SB 500.
- Port districts, class A, AA, office candidates, filing date provisions, *SB 556, CH. 283 EX. PV.
- Presidential elections, application for ballot, contained in voters' pamphlet, *HB 15, CH. 72 EX.
- Electors, popular choice, vote requirement, HB 455, SB 562.
- Preference primary, national convention delegates, provisions, SB 59, SB 82.
- Primaries, school districts of the first class, *SB 142, CH. 131 PV.
- Primary, open, straight party voting, SB 426.
- Public utility districts, formation, election of officers, terms, *Sub HB 140, CH. 106.
- Recalls, petitions, filing time limitation, SB 358.
- Registrars, state, office created, SB 768.
- School directors, first class school districts, *SB 556, CH. 283 EX. PV.
- Districts, first class, *SB 142, CH. 131 PV.
- School districts, first class, director candidates, primary election provisions, *SB 556, CH. 283 EX. PV.
- Schools, intermediate school district officers, *HB 419, CH. 176 EX.
- Special, cancellation, postponement provisions, SB 330.
- Unexpired terms, provisions, HB 430.
- Stadium site, counties, approval, SB 164.
- State board of education, members, *SB 556, CH. 283 EX. PV.
- Tax reform measure, legislative preparation, referendum election provisions, SB 774.
- Package, *Sub HB 582, CH. 262 EX. PV.
- Title only bill, SB 714.
- Voter registration files, purging, time period shortened, SB 562.
- Residence changes, transfers, cancellation, provisions, HB 677, Sub HB 250.
- Voter registration, general amendments, HB 677, SB 562.
- Residency time requirements reduced, SJR 26.
- Voters, English language reading, writing requirement repealed, SJR 29.
- Voters' pamphlet, application for absentee ballots and presidential elector ballots contained in, *HB 15, CH. 72 EX.

*Indicates bills passed by both Senate and House.

ELECTIONS—Continued:

- Voting age, reduced to 18, SJR 12, SJR 27.
- Devices, tally systems, use, all elections, all counties, SB 440, SB 562.
- Employees, paid time off provisions, SB 621.

ELECTORAL COLLEGE:

- Abolishment petitioned, SJM 1.

ELECTRICIANS-ELECTRICAL: (see Electricity—Power)

ELECTRICITY – POWER:

- City, town utilities, sale outside corporate limits, restrictions, SB 303.
- Cooperatives, duplicate facilities, line, services, agreements authorized, *HB 671, CH. 102.
- Electrical contractors, licensing requirements, *SB 12, CH. 30.
- Duplicate facility, line, service agreements authorized, *HB 671, CH. 102.
- Electricians, bonds, in lieu deposits, HB 73.
- Electrical installations, regulation, general amendments, *SB 180, CH. 71 EX.
- Mobile homes, electrical installations, service fees, *SB 180, CH. 71 EX.
- Nuclear, thermal power plants, utilities, cities, cooperative participation authorized, SB 710.
- Properties, PUD's acquisition powers, SB 178.
- PUD, electric, dissolution, reorganization provisions, SB 304.
- Power prepayments, bond issuance, SB 576.
- PUD, formation, facilities construction, provisions, *Sub HB 140, CH. 106.
- Service companies, general amendments, *Sub HB 349, CH. 210 EX.
- Title only bill, SB 710.
- Underground installation costs, assessment levy provisions, SB 655.

ELEVATORS:

- Labor and industries department, regulation, jurisdiction, *HB 531, CH. 108 EX.

ELLENSBURG:

- Highway, primary No. 3, easterly to Teanaway Junction, scenic system designation, SB 53, *Sub SB 724, CH. 281 EX.

EMBLEMS:

- Slow moving farm vehicles, authorized, SB 470, *Sub SB 724, CH. 281 EX. PV.

EMINENT DOMAIN:

- Cemetery property, condemnation, interred human remains, removal provisions, SB 590.
- Highway commission, acquisition, certified appraisal required, SB 370.
- Property condemnation, displaced persons, relocation assistance, *SB 310, CH. 236 EX., *Sub SB 724, CH. 281 EX. PV.
- Highways, advance right of way acquisition, authorized, *SB 311, CH. 197 EX.
- Rights-of-way acquisitions, advance cost provisions, *SB 311, CH. 197 EX., *Sub SB 724, CH. 281 EX. PV.
- Metropolitan park districts, power provisions, *HB 111, CH. 54.
- Parks, public, best use classification, condemnation requirements, SB 218.
- Property subject to, property tax exemption, *SB 16, CH. 34.
- Railroads, right-of-way acquisition, powers repealed, SB 632.
- Roads, bridges, railroads, rights-of-way, condemnation provisions, SB 583.
- Urban renewal projects, displacee relocation allowances, SB 79.

EMPHYSEMA:

- Industrial workers, study, SCR 21.

*Indicates bills passed by both Senate and House.

EMPLOYEES:

- Agricultural, packers, oyster industries, minimum wage, coverage, SB 465.
- Work, certain, extrahazardous classification, SB 544.
- Colleges, universities, faculty participation, campus unrest, riots, limitations, SB 491.
- Community colleges, employee organizations, representation, provisions, SB 538.
- Leave of absence, provisions, SB 294, *SB 556, CH. 283 EX. PV.
- Corporations, indemnification, *SB 229, CH. 58 EX.
- Counties, comprehensive liability insurance required, *SB 376, CH. 59 EX.
- Dismissal because of garnishment, qualification for unemployment benefits, *Sub SB 168, CH. 264 EX.
- Federal, collective bargaining representation, petitioned, SJM 6.
- Garnishment, new law, *Sub SB 168, CH. 264 EX.
- Health care services, collective bargaining promotion, SB 306.
- Hospitals, collective bargaining promotion, SB 306.
- Irrigation districts, collective bargaining provisions, HB 552.
- Land commissioner, certain, law enforcement, police powers, SB 355, *Sub SB 355, CH. 160 EX.
- Municipal, advance travel expense authorized, *HB 264, CH. 74.
- Natural resources, certain, law enforcement, police powers, SB 355, *Sub SB 355, CH. 160 EX.
- Nursing homes, collective bargaining promotion, SB 306.
- Optional municipal code cities, civil service pension and retirement systems, state law conformity, *SB 37, CH. 29 EX.
- Pharmacy board, drug law enforcement, police powers, *SB 261, CH. 82 EX.
- Professional, public, collective bargaining, provisions, SB 436, SB 506.
- Public, applicants, high school equivalency qualification, provision, SB 766.
- Bargaining unit representative, leave with pay provisions, *SB 128, CH. 174 EX.
- Collective bargaining, arbitration submission, provisions, SB 332.
- Representation, agreements, provisions, SB 239.
- Public employees, hospitalization, medical aid insurance, bid requirements, SB 671.
- Insurance, health care programs, provisions, *SB 377, CH. 237 EX.
- Public, labor relations act, enacted, SB 512.
- Life insurance, health care programs, provisions, *SB 377, CH. 237 EX.
- Pensioners, cost of living increases, cost study, HCR 21.
- Professional, collective bargaining, provisions, SB 506.
- Labor union representation, general amendments, SB 436.
- Public retirement system, cities, first class, transfer options, HB 633.
- Lieutenant governor, board member, SB 415.
- Retirees, benefits escalator provision, SB 763.
- Public, salaries, payment methods, provisions, *HB 393, CH. 59.
- Unfair labor practices, provisions, *HB 486, CH. 215 EX.
- School district employees, contracts, non-renewal, discharge, appeals, *HB 490, CH. 34 EX.
- Districts, group insurance, employing unit premium payment provisions, SB 181.
- Sewerage districts, annexation by city, effect on employees, *SB 177, CH. 51 EX.
- State income tax, withholding, *Sub HB 582, CH. 262 EX. PV.
- State institutions, certain, grounds residency requirements eliminated, *HB 179, CH. 56.
- State, per diem regulations, budget director authority, SB 335.
- Retirement system, annual pension increase provisions, SB 249.
- General amendments, *SB 182, CH. 128.
- Veterans' credit calculation, multiple-military service periods, SB 223.
- State, salary adjustments, title only, SB 2.
- Suggestion awards, general amendments, SB 445, *HB 345, CH. 152 EX.
- Unemployment compensation benefits, increases, contributions, computations, SB 486.
- Voting, paid time off provisions, SB 621.
- Water districts, annexation by city, effect upon employees, *SB 177, CH. 51 EX.
- Women, fruit, vegetable, fish industries, work hours regulation, SB 464.

*Indicates bills passed by both Senate and House.

EMPLOYERS:

- Industrial insurance, cost experience biennial computation basis, SB 543.
- Unemployment compensation benefits, increases, contributions, computations, SB 486.
- Withholding, state income tax, *Sub HB 582, CH. 262 EX. PV.

EMPLOYMENT:

- Agencies, private, licenses, regulation, SB 174, *Sub SB 174, CH. 228 EX. PV.
- Blind, discrimination because of, prohibited, white cane law, *SB 277, CH. 141 PV.
- Hard core unemployed, work incentive program, established, SB 23.
- Unemployment trust fund, federal, obligation limit, calculation time period extended, *HB 224, CH. 201 EX.
- Veterans, reemployment rights, time limitation, *HB 65, CH. 16.
- Women, fruit, vegetable, fish industries, work hours regulation, SB 464.

EMPLOYMENT AGENCY ACT:

- Private, licenses, regulations, SB 174, *Sub SB 174, CH. 228 EX. PV.

EMPLOYMENT SECURITY:

- ADC recipients of public assistance, federal work incentive programs, participation, *SB 344, CH. 15.
- Agricultural labor, minors, unemployment compensation coverage, SB 600.
 - Unemployment compensation coverage, SB 545.
- Department abolished, duties transferred, Sub HB 330.
- Public assistance recipients, employability plan, participation, SB 345, *HB 375, CH. 14.
- Special work projects, public assistance recipients, employability plan, *HB 375, CH. 14.
 - Indians, *HB 375, CH. 14.
- Unemployment compensation, appeals, petitions, mail filing, postmark date use, *HB 222, CH. 200 EX.
 - Benefits, base year computation, eligibility employer rates, SB 678.
- Work incentive programs, hard core unemployed, SB 23.
 - Public assistance recipients, *HB 375, CH. 14.

ENGINEERS:

- Engineering studies, same firm, further project services precluded, SB 225.
- Ethics code, SB 450.

ENTERTAINERS:

- Professional, licensed liquor establishments, age 18 years, permitted, *SB 336, CH. 250 EX.

ENVIRONMENTAL QUALITY: (see also Pollution)

- Air pollution, quality control, regulation, provisions, *Sub HB 563, CH. 168 EX.
- Department created, Sub HB 328.
 - Solid waste management, comprehensive program, provisions, *HB 596, CH. 134 EX.
 - Division created, comprehensive program, *HB 596, CH. 134 EX.
- Department, surface mining, regulation, Sub HB 495, SB 516.

ESCHEAT:

- Estates, natural resources department leases authorized, *SB 325, CH. 249 EX.
- Refunds, state, interest payment time limitation, HB 872.
 - Rate increase, *HB 192, CH. 73.

ESTATES:

- Courts, nonintervention, settlement, *HB 143, CH. 19.
- Escheat, natural resources department leases authorized, *SB 325, CH. 249 EX.
- Guardian ad litem, superior court appointment, estate hearings, SB 96.

*Indicates bills passed by both Senate and House.

ESTATES—Continued:

- Probates, guardianship termination, competency restoration, petitions, *HB 121, CH. 18.
- Settlement, nonintervention by courts, *HB 143, CH. 19.

ETHICS:

- Congressmen, code, financial, business interests, filing statement requirement, SB 640.
- Engineers, code, SB 450.
- Executive conflict of interest, *SB 744, CH. 234 EX. PV.
- Legislators, code, *HCR 11.
- Pharmacists, professional conduct rules, board authority, jurisdiction, SB 115, Sub SB 115.
- Public officials, elective, candidates, non-legislative, code, financial interest declaration, *SB 629, CH. 188 EX.
- Real estate industry, study, HCR 28.

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- Budget message pp. 49-55
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EVERETT:

- Highway, secondary No. 11 Broadway interchange to Snohomish, extension, study, *Sub SB 724, CH. 281 EX. PV.
- Pacific highway, to Marysville, state system retention, study, *Sub SB 724, CH. 281 EX. PV.

EVERGREEN STATE COLLEGE:

- Appropriation, construction, phase 1, *SB 488, CH. 187 EX.
- Parkway connections, Aberdeen freeway, right-of-way acquisition, *Sub SB 724, CH. 281 EX. PV.

EVIDENCE:

- Cannabis, possession, 40 grams, prima facie sales intent, *Sub HB 116, CH. 256 EX.

EXECUTIVE MANSION:

- Executive mansion commission, constituted, new mansion erection, SB 626.

EXPENSES AND PER DIEM:

- Fire district commissioners, compensation increased, *Sub HB 592, CH. 67 EX.
- Legislators, subsistence allowance, *SB 275, CH. 3.
- Legislature, members, *HB 897, CH. 177 EX.
- Subsistence and per diem, extraordinary session, *SB 750, CH. 1 EX.
- School directors, superintendents, expense advances, provisions, *HB 444, CH. 26 EX.
- Statute law committee, *HB 573, CH. 21.
- World fair commission, 1970 Japanese Exposition, *HB 243, CH. 43.

EXPLOSIVES:

- Fire bombs, manufacture, possession, use, felony, *SB 18, CH. 79 EX.
- Regulation, explosives act, *Sub HB 31, CH. 137 EX.

EXTRADITION:

- Divorce debt, proof requirement, SB 119.

*Indicates bills passed by both Senate and House.

EXTRAORDINARY SESSIONS:

- Bills, consideration limitation, extraordinary session, HCR 22.
- Reintroduction, 41st legislature, 1st extraordinary session, *SCR 19.

EYES AND EYEGLASSES:

- Safety, school work shops, laboratories, provisions, *Sub HB 158, CH. 179 EX.
- Vision care, health care service contracts, inclusion, SB 533, *HB 245, CH. 143.

FACILITIES AND OPERATIONS COMMITTEE:

- Addition of members, *SR 1969-EX 78 pp. 1783-1785
- Advice and consent, senate officers, *SR 1969-EX 78 pp. 1783-1785
- Creation, duties, *SR 1969-EX 44 pp. 1472-1473

FAIRS:

- Agricultural, capital improvements, state assistance provisions, *SB 263, CH. 85.
- World commission created, 1970 Japanese exposition, state participation, SB 240, *HB 243, CH. 43.

FARMS AND FARMING:

- Agricultural labor, minors, unemployment compensation coverage, SB 600.
 - Unemployment compensation coverage, SB 545.
- Dairies, milk, grade A raw, pasteurization required, HB 214.
 - Sale to final consumer, provision, HB 214.
- Farm vehicles, slow moving, road use, regulation, SB 470, *Sub SB 724, CH. 281 EX. PV.
- Irrigation districts, crop damage claims, filing notices, provisions, *SB 429, CH. 89.
 - Federal, state, local facilities, integration program, study, *Sub HCR 15, SCR 23.
- Trucks, gross weight fees, established, *HB 155, CH. 169 EX.
- Youth organizations, vocational, educational, continued federal support petitioned, *HJM 18.

FEDERAL GOVERNMENT:

- ADC recipients, federal work incentive programs, participation, HB 374, *SB 344, CH. 15.
- Alpine recreation areas, sites, state, federal land exchange, petitioned, *HJM 8.
- Charitable institutions, tax exempt, form 990A, filing provision, SB 258, *SB 172, CH. 245 EX.
- College, university students, loans, fund created, federal program participation, *HB 635, CH. 222 EX. PV.
- Columbia river fishery development program, funding petitioned, HJM 15.
- Congressmen, financial, business interests, filing statement requirement, SB 640.
- Credit unions, state, federal conformity provisions, SB 667, *Sub HB 301, CH. 65.
- Economic opportunity act as amended, state, municipalities participation, HB 478.
- Eisenhower, Dwight D., death, family, condolences, *SJM 13.
- Electoral college abolishment, petitioned, SJM 1.
- Employees, collective bargaining representation, petitioned, SJM 6.
- Federal constitutional amendment, legislative apportionment, 1963 memorial rescinded, SJM 17.
 - Higher education programs, funds, commission jurisdiction, *HB 132, CH. 263 EX. PV.
 - Impact, forest reserve fund, school district distribution provisions revised, SB 133.
- Fisheries, continental shelf, U. S. jurisdiction, petitioned, *SJM 15.
- Grant programs, joint committee on governmental cooperation, study, *SCR 12.
- Handicapped persons, transportation, buildings, access design provisions, petitions, HJM 9.

*Indicates bills passed by both Senate and House.

FEDERAL GOVERNMENT—Continued:

- Healing arts, national board examinations, state acceptance, SB 665.
- Higher education, student aid, appropriations increase petitioned, SJM 12.
- Highway construction, public utilities relocation costs, federal reimbursement, SB 651.
- Income tax, equitable revision, petitioned, HJM 6.
 - 3% state return, petitioned, SJM 3.
- Indians, state jurisdiction, federal retrocession provisions, SB 399.
- Lands, real property tax exemption, aged persons, inclusion, SB 765, *Sub HB 344, CH. 224 EX.
- Law enforcement, accused, authorities, relationship clarification, petitioned, SJM 10.
- Legislative districts, redistricting, federal census basis, SJR 21.
- Marijuana, research legislation petitioned, SJM 2, *HJM 2.
- Marine fisheries office creation, petitioned, HJM 4.
- Mountain View Sanatorium, veterans' administration hospital, petitioned, *HJM 3.
- Multistate tax compact, S. 1198, passage petitioned, *HJM 16.
- National banks, certain state taxes, levy, petitioned, HJM 13, SJM 11.
- North Cascades national park, recreation facilities, financing petitioned, *HJM 17.
- OASDI benefit increases, public assistance recipients' grant deductions prohibited, SB 39.
 - Public assistance recipients retention petitioned, SJM 5.
- Personnel department, federal funds, receipt, use authorized, *HB 345, CH. 152 EX.
 - Service expansion, funds use, permitted, SB 289.
- Pig war, 1971 centennial, commemoration coordination, petitioned, HJM 20.
- Pilot coke plant construction petitioned, *SJM 8.
- Point Roberts, border problems, joint Canadian conference, petitioned, *SJM 7.
- Public assistance programs, federal requirement formula petitioned, HJM 14.
 - Recipients, food stamp program, participation, *HB 376, CH. 172 EX.
 - Fund expenditures, services, care, vendor license requirement, Sub HB 715, SB 613.
- Public health program moneys, acceptance provisions, *HB 332, CH. 25 EX.
- Reserve banks, public funds depository, designation, HB 507.
- Riot reinsurance reimbursement fund, HUD payments, *HB 548, CH. 140 EX.
- School districts, funds, equalization, apportionment distribution, provisions, SB 677.
 - Equalization, distribution, federal funds excluded, SB 43, *SB 33, CH. 138.
- Seattle-Tacoma airport, Orient service, competitive franchises approval, petitioned, *HJM 21.
- State, federal joint activities, housing accommodations, provisions, *SB 469, CH. 121.
- Student loans, higher education, program, *HB 635, CH. 222 EX. PV.
- Unemployment trust fund, obligation limits, calculation time period extended, *HB 224, CH. 201 EX.
- U. S. census, compulsory form elimination petitioned, HJM 19.
 - Supreme court, justices, mandatory retirement age 70, petitioned, SJM 9.
- Veterans' pensions, restoration provisions petitioned, HJM 1.
- Vocational education program, council, federal compliance, general revisions, SB 638, *SB 556, CH. 283 EX. PV.
- Water, state-based rights, federal use, protection petitioned, *SJM 14.
- Welfare programs, federal, entire funding petitioned, SJM 16.
- Work incentive program, ADC recipients, *SB 344, CH. 15.
- Youth vocational, educational organizations, continued federal support petitioned, *HJM 18.

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- Attorneys, damage actions, under \$1,000, provisions, SB 302.
 - Judgments, increased, SB 524.
 - Juvenile delinquents, indigent, counsel, state payment provisions, HB 798.
 - Mechanics' liens, certain, filing, bond requirement, SB 591.
 - Prevailing party cost allowance, *SB 216, CH. 38.

*Indicates bills passed by both Senate and House.

FEES—Continued:

- Money due actions, venue change, provisions, *SB 123, CH. 144 EX.
- Boilers, pressure vessels, inspection fees, schedule revision, SB 645, SB 752.
- Community colleges, tuition, waiver, when, *2nd Sub HB 480, CH. 261 EX. PV.
- Corporation licenses, non-payment restoration, dissolution, provision, *HB 632, CH. 92 EX.
- County printing, proposals, permissible fees, increased, *SB 273, CH. 43 EX.
- Debt adjusters, debtor's payments, use, fee regulation, HB 120.
- Defendants appearance fee, justice courts, eliminated, SB 103.
- Election officers, increased, HB 351, SB 354, SB 562.
- Justice court income, collection, distribution, *Sub SB 569, CH. 199 EX.
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- Blind, deaf students, over 21, further institutional training, provisions, *SB 49, CH. 39.
- School, land, portion sale authorized, *SB 502, CH. 62 EX.
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- Community mental health programs, state funds, county pro rata reduction provisions, *HB 570, CH. 61.
- Department abolished, duties transferred, Sub HB 329.
- Lands, leased, recreational use provisions, *SB 202, CH. 46 EX.
- Probation and parole division, duties, *SB 11, CH. 29.
- Drug abuse treatment center, programs establishment authorized, *SB 443, CH. 123 EX.
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- Property, real, conveyances, written memo, recording provisions, SB 531.
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- Group insurance, filing of forms with commissioner, *Sub HB 427, CH. 241 EX.
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- Investments, insurance companies, mortgages, limitations on, *Sub HB 427, CH. 241 EX.
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- Regent, board of regents, Washington State University,
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- Mass transportation system, motor vehicle excise tax, use, allocation, SB 490, *HB 641, CH. 255 EX.
- Municipal corporations, elected county executive, council member, SB 489, *HB 639, CH. 135 EX.
- Public transportation system, motor vehicle parking, special excise tax levy, allocation, SB 550.

METROPOLITAN GRADUATE CENTERS:

- Study, temporary advisory council on public higher education, *SR 1969-EX 74 p. 1805

METROPOLITAN PARK DISTRICTS:

- East Lake Washington metropolitan education park, established, SB 442.
- Eminent domain powers, *HB 111, CH. 54.
- Establishment, authorized, SB 442.

MIDWIFERY:

- Practice abolished, HB 56.

MIGRANTS:

- Farm workers, housing, sanitation standards, established, *SB 474, CH. 231 EX. PV.

MILEAGE:

- Municipal officials, employees, advance travel expense authorized, *HB 264, CH. 74.
- School directors, superintendents, expense advances, provisions, *HB 444, CH. 26 EX.
- State, per diem, travel allowances, standardized, HB 637, SB 515.

*Indicates bills passed by both Senate and House.

MILITARY:

- Army, Kirkland, sale authorized, *Sub HB 156, CH. 22 EX.
- Camp Murray property conveyance, certain, aerospace science and modeling center, *HB 229, CH. 85 EX.
- Department, general amendments, provisions, SB 197.
- Governor, regulatory power, *HB 230, CH. 86 EX.
- Officers, commissioned, appointment, dismissal, retirement, provisions revised, SB 197.
- Property, civic, purpose use, loan, governor's powers, *HB 230, CH. 86 EX.
- State militia, advisory council, membership increased, duties, SB 197.
- Veterans benefits, employment, tuition, *Sub SB 188, CH. 269 EX.
 - Pensions, restoration provisions petitioned, HJM 1.
 - Re-employment rights, time limitation, *HB 65, CH. 16.
 - Relief fund, county tax levy, *HB 198, CH. 57.
 - State employees' retirement system, credit calculation, multiple military service periods, SB 223.
 - Viet Nam, bonus payments, SB 200.
 - Wives, widows, certain, college tuition fees, exempted, SB 419.
 - Viet Nam veterans, widows, wives, certain, college tuition fees, exempted, SB 521.

MILNER, MARTIN:

- Honorary citizen award presented p. 461

MILTON:

- Highway, primary No. 2, to northeast Tacoma, extended, SB 316, *Sub SB 724, CH. 281 EX. PV.

MINERALS:

- Offshore mining, exploration, regulation, SB 755.
- Olivine, official state mineral designation, SB 660.
- Pilot coke plant construction petitioned, *SJM 8.
- Surface mining, regulation, Sub HB 495, SB 516.

MINES AND MINING:

- Offshore mining, exploration, regulation, SB 755.
- Pilot coke plant construction petitioned, *SJM 8.
- Strip mining, regulation, Sub HB 495, SB 516.
- Surface mining, regulation, Sub HB 495, SB 516.

MINOR, MRS. HUGH (JACKIE):

- Member, board of trustees, CWSC, governor's appointment, referral, confirmation pp. 60, 1317, 1462

MINORS: (see also Children):

- Agricultural labor, unemployment compensation coverage, SB 600.
- Alcoholic beverages, grocery store employees, sales permitted, *HB 159, CH. 38 EX.
- Blood donors, 18 years, parental permission unnecessary, HB 138, *SB 291, CH. 51.
- Cannabis dangerous drugs, sales, transactions, separate penalties, SB 248, Sub SB 248.
- Delinquents, indigent, counsel, court costs, state payment provisions, HB 798.
 - Public assistance support, provisions repealed, *HB 380, CH. 138 EX.
- Entertainers, professional, licensed liquor establishments, age 18 years, permitted, *SB 336, CH. 250 EX.
- Erotic material, distribution or sale, penalty, *Sub HB 116, CH. 256 EX.
- Glue sniffing, glue possession, sales, crime, *HB 311, CH. 149 EX.
- Governor's youth advisory council created, HB 467.
- Grocery store employees, 18 to 21 years, beer, wine sales permitted, *HB 159, CH. 38 EX., *SB 341, CH. 178 EX. PV.

*Indicates bills passed by both Senate and House.

MINORS—Continued:

- Health care service contracts, handicapped children, coverage provisions extended, *Sub HB 130, CH. 128 EX.
- Indecent material, distribution prohibited, HB 10, SB 31.
- Industrial insurance act, “age” redefined, *HB 172, CH. 77 EX.
- Marijuana, drugs, sale to minors, felony, HB 716, SB 248, *Sub HB 116, CH. 256 EX.
- Misrepresentation of age, erotic material, *Sub HB 116, CH. 256 EX.
 - To see erotic material, penalty, *Sub HB 116, CH. 256 EX.
- Motor vehicle ownership, under 18, prohibited, *HB 163, CH. 125 EX.
- Motor vehicles, driving after suspension, revocation, *SB 9, CH. 27.
- Obscene materials, sales, exhibition, prohibited, SB 365, *Sub HB 116, CH. 256 EX.
 - To minors prohibited, court hearing provisions, Sub SB 365, *Sub HB 116, CH. 256 EX.
- Probation, juvenile courts, special programs, authorized, *HB 408, CH. 165 EX.
- Schools, compulsory school attendance law, *SB 414, CH. 109 EX.
- State of emergency proclamation, crimes relating to, prosecution as adult, *SB 392, CH. 186 EX.
- Stepchildren, support obligation, termination, *HB 381, CH. 207 EX.
- Traffic offenses, court jurisdiction, SB 125.
 - Violations, recording, reporting provisions, HB 758.
- Veneral diseases, prevention, care provisions, *HB 309, CH. 164 EX.
- Voting age, reduced to 18, SJR 12, SJR 27.
- Youth development, conservation program, age requirements changed, *SB 350, CH. 96 EX.

MONDAYS:

- Holidays, certain, uniform days, *SB 131, CH. 11.

MONROE:

- Highway, primary No. 15, east to Peshastin, scenic system designation, SB 53, *Sub SB 724, CH. 281 EX. PV.
 - Leavenworth, certain areas, scenic highway designation, SB 417.

MORGAN, HOWARD:

- Member, board of regents, Washington State University,
 - governor’s appointment, referral, confirmation pp. 502, 812, 1469-1470

MORTGAGES:

- Chattel, statutory liens, foreclosure, *SB 91, CH. 82.
- Foreclosure, right of mortgagee to rents and profits, *SB 401, CH. 122 EX.
- Insurance companies, investments by, limitation, *Sub HB 427, CH. 241 EX.
- Mutual saving banks, interest, mortgages, loans, investments, provisions, SB 162, *HB 131, CH. 55.
- Property, real, holder, transfer charges prohibited, SB 597.
 - Rent, owner assignments, mortgagor rights, *SB 401, CH. 122 EX.

MOSQUITOES:

- Control districts, Chelan county, authorized, *SB 135, CH. 96.

MOTELS:

- Rentals, sales tax, stadium fund allocation, direct payment provisions, SB 584.

MOTHER OF THE YEAR:

- Mrs. Edna Karlinski, state of Washington, presented p. 652

*Indicates bills passed by both Senate and House.

MOTION PICTURES:

- Erotic material, adults only label, penalty, *Sub HB 116, CH. 256 EX.
- Operators, exemption from erotic material prohibition, when, *Sub HB 116, CH. 256 EX.
- Projectionists, obscene movies, not liable, HB 10, SB 578, *Sub HB 116, CH. 256 EX., *SB 29, CH. 92.

MOTORCYCLES AND MOTORBIKES:

- Forest fire protection, spark arrester-muffler requirement, SB 361.
- For-rent vehicles, licensing, *SB 9, CH. 27.
- Rear vision mirror requirement, *SB 305, CH. 42.
- Vehicles, two, three wheeled, certain, wheelbase minimum exempt, *Sub SB 724, CH. 281 EX. PV.

MOTOR VEHICLES:

- Abandoned, disposal, reporting, regulation, SB 75.
 - Hulks, disposal provisions, SB 612, *HB 769, CH. 42 EX., *Sub SB 724, CH. 281 EX. PV.
 - Municipal auctions, permitted, SB 507.
- Accidents, damage report, minimum amount provision increased, SB 90.
 - Record abstracts, specific content details, provisions, *HB 572, CH. 40 EX.
 - Registered mail process service, return receipt provision, SB 99.
 - Traffic violation, arrest citation, reasonable ground basis, HB 117.
 - Vehicle use without permission, owner proof required, SB 83, *Sub SB 724, CH. 281 EX. PV.
- Advertising, sales, false advertisement, *HB 146, CH. 112.
- Alcoholic beverages, chemical blood or breath test, implied consent law, *SB 784, CH. 1.
- Ambulances, operators, first aid requirements, SB 293.
- Anti-air pollution devices, installation required, *Sub SB 724, CH. 281 EX. PV.
- Automobile transportation companies, public convenience certificate, requirements, *HB 388, CH. 132 PV.
- Auto stages, highway speed limit, established, *SB 295, CH. 12 EX.
- Blind persons, white cane law, liability, *SB 277, CH. 141 PV.
- Blood or breath tests, implied consent law, *SB 784, CH. 1.
- Buses, charter, certificates, general amendments, *HB 388, CH. 132 PV.
 - City, county interlocal service, agreements authorized, *HB 539, CH. 139 EX.
 - Inter-district leases authorized, *Sub HB 421, CH. 153 EX.
 - School, drivers, qualifications, regulation, *Sub HB 421, CH. 153 EX.
- Campers, safety glass requirements, SB 226, *Sub SB 724, CH. 281 EX. PV.
- Certificate of registration, general regulations, *HB 61, CH. 170 EX.
 - Transfer on sale, effect of failure, *HB 769, CH. 42 EX.
- Chains, requirement, dangerous road conditions, authority, *SB 499, CH. 7 EX.
- Common carriers, agricultural, forest products hauling, regulation excluded, SB 347.
 - Identification cab card, decals, tax collection provisions revised, SB 743.
 - Tariff rates, publication, filing provisions, SB 324.
- Crimes, possession or sale to minor under the age of 18, *HB 163, CH. 125 EX.
- Dangerous road conditions, chains or studded tires required, authority of highway commission or delegate, *SB 499, CH. 7 EX.
- Dealers, inclusion of leasing operations, *Sub SB 518, CH. 63 EX.
 - Sale to minor under 18, prohibited, *HB 163, CH. 125 EX.
 - Salesmen, license plates, use, regulation, SB 579, *Sub SB 518, CH. 63 EX.
 - Unlawful acts by, *HB 146, CH. 112.
 - Used cars, sale, odometers, tampering, prohibited, *HB 146, CH. 112.
- Department, business and professional administration division, created, *Sub SB 724, CH. 281 EX. PV.
 - Duties transferred, SB 520.

*Indicates bills passed by both Senate and House.

MOTOR VEHICLES—Continued:

- Records, files, information release, provisions, SB 85, *Sub SB 724, CH. 281 EX. PV.
- Driver education, vehicle operation, licensing fines, allocation increase, *HB 314, CH. 218 EX. PV.
- Driver training schools, commercial, regulation, SB 504.
- Drivers, commercial, temporary permits authorized, fees, *HB 613, CH. 68 EX.
 - Liability of owners for acts of drivers, *HB 650, CH. 69 EX.
 - Licenses, fees increased, *SB 287, CH. 99.
 - Photographs, *HB 597, CH. 155 EX.
 - Suspension, financial responsibility law, *SB 120, CH. 44 EX.
 - Trucks, tractors, size weight load limitations, liability of owner, *HB 650, CH. 69 EX.
- Drug conveyance, unlawful, ownership forfeited, SB 390.
- Emergency, audible signal use, *HB 34, CH. 23.
- Equipment, determination of special conditions by highway commission, authority, *SB 499, CH. 7 EX.
 - Requirements, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
 - Motorcycles, rear view mirror requirements, *SB 305, CH. 42.
 - Tires, metal studded, use permitted, *SB 499, CH. 7 EX.
- Excise tax, county collection fee increased, *SB 211, CH. 10 EX.
 - Mass transportation system use, allocation, SB 490, *HB 641, CH. 255 EX.
 - Totally destroyed, refund provisions, SB 748.
 - Vehicle schedule, revenue department publication, SB 743.
 - Unlisted appraisal provisions, SB 251, SB 743.
- Farm, slow moving, road use, regulation, SB 470, *Sub SB 724, CH. 281 EX. PV.
 - Trucks, gross weight fees, established, *HB 155, CH. 169 EX.
- Financial responsibility law, suspension of licenses, notice of suit pending, *SB 120, CH. 44 EX.
- Fines, forfeitures, collection, distribution of funds, *SB 287, CH. 99.
 - Operation, licensing, traffic safety education allocation increase, *HB 314, CH. 218 EX. PV.
- Freight carriers, permits, requirement, rates, *SB 15, CH. 33.
- Fuel, diesel, all special, excise tax, dealer collection, provisions, Sub HB 796.
 - Tax, auxiliary equipment use, exemption, HB 863, *Sub SB 724, CH. 281 EX. PV.
 - Vehicle tax, general revision, *SB 105, CH. 139, *Sub SB 724, CH. 281 EX. PV.
- Fuels, other than gasoline, taxing statute study, *Sub SB 724, CH. 281 EX. PV.
- Funds, ferries, three new, construction, provisions, SB 778.
 - Toll bridges, operation, maintenance, use authorized, SB 508.
 - Urban transportation systems, use authorized, SJR 14.
- Glass, tinting, coloring, regulation, *Sub SB 724, CH. 281 EX. PV.
- Gross size weight and load regulations, licensing requirements, general amendments, *HB 61, CH. 170 EX.
 - Weight and load limits, regulations, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
- Group insurance policies, labor union members, coverage, SB 540, *Sub HB 427, CH. 241 EX.
- Helicopters, freeway vehicle removal, emergency medical service, use authorized, SB 84.
- Highway fees act, title only, SB 776.
- Highways, slow moving, rules of the road provision, HB 290.
- Hulks, solid waste disposal control, *HB 596, CH. 134 EX.
- Implied consent law, blood or breath chemical tests, *SB 784, CH. 1.
- Impounding, trespassing on private property, provisions, *SB 150, CH. 208 EX.
- Inspection stops, state patrol, all hours, SB 269.
- Insurance, cancellation of policies, limitations on, *Sub HB 427, CH. 241 EX.
 - Insurers, optional liability coverage, provisions, SB 666.
- Intoxicating liquor, blood or breath test, implied consent law, *SB 784, CH. 1.

*Indicates bills passed by both Senate and House.

MOTOR VEHICLES—Continued:

- Juveniles, sale or ownership of motor vehicle, prohibited, *HB 163, CH. 125 EX.
- Leasing, inclusion in regulation of motor vehicle dealers act, *Sub SB 518, CH. 63 EX.
- Licence fees increased, *SB 287, CH. 99.
 - Plates, amateur radio numbers, fees decreased, *SB 35, CH. 206 EX.
 - Special, eliminated, *SB 35, CH. 206 EX.
- Licenses, drivers, fees increased, *SB 287, CH. 99.
 - Driving without, penalty, *SB 9, CH. 27.
 - Early renewals, *HB 82, CH. 75 EX.
 - General amendments, *HB 61, CH. 170 EX.
 - Highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
 - Photograph of driver, *HB 597, CH. 155 EX.
 - Renewal, purchase, use date extended, SB 366.
 - Special skills licenses, temporary permits, fees, *HB 613, CH. 68 EX.
 - Suspension, financial responsibility law, *SB 120, CH. 44 EX.
 - Vehicle licenses, display, exclusions, *SB 9, CH. 27.
- Licensing, vehicle license, fee, *SB 287, CH. 99.
- Liens, abandoned motor vehicles, tow operator, *HB 769, CH. 42 EX.
- Mass transportation system, motor vehicle excise tax, use, allocation, SB 490, *HB 641, CH. 255 EX.
- Minors, under 18, ownership prohibited, *HB 163, CH. 125 EX.
- Mobile homes and travel trailers, regulation, advisory board, *SB 186, CH. 229 EX. PV.
- Motor clubs, licensing, regulation, SB 635.
- Motorcycles, equipment, rental, licenses, *SB 9, CH. 27.
 - Motorbikes, two, three wheeled, certain, wheelbase minimum exempt, *Sub SB 724, CH. 281 EX. PV.
 - Rear vision mirror requirement, *SB 305, CH. 42.
- Motor vehicles, fee increased, *SB 287, CH. 99.
- Nursing home administrators, licensing provisions, HB 571, SB 529.
- Odometers, regulation, *HB 146, CH. 112.
- Operators, licenses, denials, appeal hearing provisions, SB 619.
 - Implied consent revocation, occupational licenses, SB 97.
 - Occupational, issuance provisions, SB 104.
 - Restoration, financial responsibility requirement, SB 83, *Sub SB 724, CH. 281 EX. PV.
- Minors, traffic offenses, court jurisdiction, SB 125.
 - Violations, recording, reporting provisions, HB 758.
- Reckless, under influence drugs, negligent homicide first degree, SB 389.
- Violations information, release restrictions, provisions, SB 666.
- Owners, operators, financial responsibility, failure, crime, SB 21.
 - Insurance, security deposit, required, SB 19.
 - Mandatory, SB 20.
- Ownership, registration, transfer, department notification, provision revised, *Sub SB 724, CH. 281 EX. PV.
- Parking, off-street, bond financing, construction, on-street meter revenue, use authorized, SB 522.
 - Cities, bond financing, construction, on-street meter revenue, use authorized, *HB 709, CH. 204 EX.
 - City operated facilities, establishment authorized, SB 585, *HB 709, CH. 204 EX.
- Parks and parkway account abolished, *SB 287, CH. 99.
- Pedestrians, blind, white cane law, *SB 277, CH. 141 PV.
- Power take-off units, fuel tax refund provisions, SB 536, HB 863, *Sub SB 724, CH. 281 EX.
- Professional licensing division, duties transferred, SB 520.
- Records, abstract of, furnishing by department, limitation, *HB 572, CH. 40 EX.
- Registration, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
 - Reciprocal, proportional, provision changes, HB 55, *Sub SB 724, CH. 281 EX. PV.

*Indicates bills passed by both Senate and House.

MOTOR VEHICLES--Continued:

- Transfer, failure to change registration, effect, *HB 769, CH. 42 EX.
- Regulations, general amendments, *HB 61, CH. 170 EX.
- Rules of road, emergency vehicles, audible signal use, *HB 34, CH. 23.
 - Exceeding speed limit temporarily, when permitted, *HB 52, CH. 135 PV.
- General amendments, *Sub SB 724, CH. 281 EX. PV.
- Highway construction, application of rules to, *HB 385, CH. 76.
- Maximum speed limit, *SB 295, CH. 12 EX.
 - Slow moving vehicles, provisions, *SB 290, CH. 32 EX.
- Sale, transfer of registration, effect of failure, *HB 769, CH. 42 EX.
- Sales tax, non-residents, certain, exempt, Sub HB 355.
- School districts, insurance claims, timely filing requirement, SB 666.
- Security interest, perfection, *HB 61, CH. 170 EX.
- Slow moving, farm, road use, regulation, SB 470, *Sub SB 724, CH. 281 EX. PV.
 - Rules of road, provisions, *SB 290, CH. 32 EX.
- Speed, one lane passing, *HB 52, CH. 135 PV.
- Spot checks, state patrol, all hours, SB 269.
- State, liability insurance, minimum provision, HB 292.
- Taxation, motor vehicle use tax, general revision, *SB 105, CH. 139 PV.
- Taxis, use fuel tax, 75% refund provisions, *Sub SB 724, CH. 281 EX. PV.
- Tow truck operators, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
- Traffic control signals, regulations, general amendments, *Sub SB 724, CH. 281 EX. PV.
 - Court, cities and towns, *HB 92, CH. 147 EX.
 - Safety education, vehicle operation, licensing fines, allocation increase, *HB 314, CH. 218 EX. PV.
- Trespassing, private property, impounding provision, *SB 150, CH. 208 EX.
- Trucks, tractors, auto stages, non-gasoline propelled, gross weight fees, rate schedule, SB 724, *Sub SB 724, CH. 281 EX.
 - Over 6 axles, special overweight permits, requirement revised, SB 669, *Sub SB 724, CH. 281 EX. PV.
 - Size weight, load violation, operators, owners, liability, *HB 650, CH. 69 EX.
- Turns, rules of the road, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
- Used motor vehicles, sale, previous owner disclosure, *HB 146, CH. 112.
- Vehicle excise tax, payment, *SB 105, CH. 139 PV.
 - Licenses, requirement, display, exceptions, *SB 9, CH. 27.
- Winter sports conveyances, title only bill, SB 733.
- Wreckers, automobile hulks, failure to register transfer of title, effect, *HB 769, CH. 42 EX.
 - Highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.

MULTI-SERVICE PROGRAM:

- Community affairs and development department, jurisdiction, SB 762.

MUNICIPAL CODE COMMITTEE:

- Building codes, regulations, study, *SR 1969-EX
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MURDER:

- Capital punishment abolished, SB 394.
- Homicide, negligent, two degrees created, SB 389.

MUSICIANS:

- Liquor establishments, licensed, age 18 years, employment, *SB 336, CH. 250 EX.

MUTUAL CORPORATION ACT:

- Service, miscellaneous, organization authorized, *Sub HB 581, CH. 120 EX.

*Indicates bills passed by both Senate and House.

MUTUAL SAVINGS BANKS:

- Asian development bank obligations, investments authorized, HB 785.
- Interest, mortgages, loans, investments, provisions, SB 162, *HB 131, CH. 55.
- Regulation, general amendments, SB 272, *Sub HB 333, CH. 136.

NACHES PASS:

- Tunnel, plan completion, construction, SB 227.

NARCOTIC DRUG ACT:

- Uniform, definition, *Sub HB 116, CH. 256 EX.

NARCOTICS: (see also Drugs)

- Alcoholism, drug abuse treatment center, establishment authorized, *SB 443, CH. 123 EX.
- Addiction treatment center, Northern state hospital established, SB 4.
- Arrest, pharmacy board employees, authority, *SB 261, CH. 82 EX.
- Cannabis drugs, use, separate penalties, SB 248, Sub SB 248.
- Use, possession, arrest, reasonable belief basis, HB 716, *SB 387, CH. 198 EX.
- Class A, pharmacy board prescription forms, use required, SB 262, Sub SB 262.
- Codeine, narcotic drugs act, exemption removed, SB 260.
- Drug testing laboratory, University of Washington, *SB 754, CH. 266 EX.
- Drugs, dangerous, unlawful possession, use, penalties, SB 248, Sub SB 248.
- Prescriptions, use, monthly report, requirement, SB 391.
- Marijuana, dangerous drug classification, use, regulation, penalties, HB 716.
- Drugs, sale to minors, felony, HB 716, SB 248.
- Research legislation petitioned, SJM 2, *HJM 2.
- Penalties, *Sub HB 116, CH. 256 EX.
- Pharmacy board employees, drug law enforcement, police powers, *SB 261, CH. 82 EX.
- Reckless drivers, under influence, negligent homicide first degree, SB 389.
- Transportation, unlawful, conveyance forfeiture, SB 390.
- Treatment, care center, programs, establishment authorized, *SB 443, CH. 123 EX.
- Uniform narcotic drug act, definitions, *Sub HB 116, CH. 256 EX.

NATIONAL GUARD:

- Armory, Kirkland, sale authorized, *Sub HB 156, CH. 22 EX.
- Camp Murray property conveyance, certain, aerospace science and modeling center, *HB 229, CH. 85 EX.
- Governor, regulatory power, *HB 230, CH. 86 EX.
- Military department, general amendments, provisions, SB 197.
- Property, civic purpose use, loan, governor's powers, *HB 230, CH. 86 EX.

NATIONAL LEGISLATIVE CONFERENCE:

- Council of state governments, secretary of senate authorization, *SR 1969-EX 78 pp. 1783-1785

NATURAL RESOURCES:

- Alpine recreation areas, sites, state, federal land exchange, petitioned, *HJM 8.
- Board, lieutenant governor, member, SB 424.
- Department, escheat estates, leases authorized, *SB 325, CH. 249 EX.
- Game lands, rights-of-way, leases, sales, revisions, *HB 36, CH. 73 EX.
- Public land withdrawals, parks and recreation commission concurrence, *SB 199, CH. 247 EX.
- Reforestation lands, county park use, reconveyance, *SB 203, CH. 47 EX.
- Employees, certain, law enforcement, police powers, SB 355, *Sub SB 355, CH. 160 EX.
- Harbor areas, leases, terms, rates, revisions, *SB 372, CH. 97 EX.
- Lines commission, reconstituted, duties, SB 89.

*Indicates bills passed by both Senate and House.

NATURAL RESOURCES—Continued:

- Land management, revenue analysis study, SCR 5.
- Outdoor recreation land, cooperation between agencies, withdrawal of trust lands, powers, *SB 199, CH. 247 EX.
- Public lands, timber, stone, sale or lease, provisions, *SB 357, CH. 14 EX.
- Shorelands, state, second class, sale, abutting upland owners, SB 201, *Sub SB 201, CH. 54 EX.
- Shorelines, salt water, certain, preservation provisions, SB 740.
- State lands, pre-sale, economic analysis requirement, *HB 267, CH. 131 EX.
- Violation of rules and regulations, crimes, penalty, *Sub SB 355, CH. 160 EX.
- Trust lands, state park use, rental computation, *SB 643, CH. 189 EX.
- Withdrawals, procedures, *HB 193, CH. 129 EX.

NATUROPATHS:

- Practice, examination, licensing regulation, SB 670.

NEGOTIABLE INSTRUMENTS:

- Checks, dishonored, liability for interest, collection, costs and attorney fees, *HB 196, CH. 62.
- Notice of dishonor, form, effect of failure to comply, *HB 196, CH. 62.

NET INCOME TAX ACT:

- Income, state, single rate; certain reductions, exemptions, SB 780, *Sub HB 582, CH. 262 EX. PV.

NEWSPAPERS:

- Editorial criticism, adverse, reply provisions, SB 580.

NICKNAMES:

- Candidates, ballots, nickname use permitted, SB 337.

NONRESIDENTS:

- Fishing licenses, steelhead, restrictions, SB 309.

NORD, LEONARD:

- Director, department of personnel, governor's appointment, referral, confirmation pp. 63, 1465

NORTH CASCADES NATIONAL PARK:

- Recreation facilities, financing petitioned, *HJM 17.

NORTHERN STATE HOSPITAL:

- Alcoholism and drug addiction treatment center established, SB 4.

NOTICES:

- Guardianship proceedings, *Sub HB 95, CH. 70.
- Petition to receive notice, *HB 121, CH. 18.
- Motor vehicles, financial responsibility law, notice that suit is pending, *SB 120, CH. 44 EX.
- Nonprofit corporations, annual meeting, *HB 520, CH. 115 EX.
- Probate proceedings, petition to receive notice, *HB 121, CH. 18.

NUCLEAR ENERGY:

- Advisory council, members, appointment, powers and duties, *HB 383, CH. 44.
 - Joint committee created, duties, *HB 585, CH. 260 EX.
 - Cystic fibrosis detection program, SB 757.
 - Power plants, PUD's, cities, cooperative participation authorized, SB 710.
 - Western interstate nuclear compact, membership, *SB 327, CH. 9.
- *Indicates bills passed by both Senate and House.

NURSING HOMES:

- Administrators, licenses, HB 571, SB 529.
- Employees, collective bargaining promotion, SB 306.
- Health care facilities, inspection, regulation, licensing, Sub HB 468.
- Public assistance recipients, convalescent care, title only, SB 695.
- Costs, relief payments, provisions, SB 565.
- State, local, rules, regulations, costs, study, HCR 22.

O'BRIEN, ROBERT S.:

- State treasurer, oath of office administered p. 37

OBSCENE MATERIALS:

- Exhibition, sales to minors, prohibited, SB 365.
- Indecent materials, distribution prohibited, SB 30.
- To minors, prohibited, HB 10, SB 31.
- Motion pictures, projectionists not liable, HB 10, SB 578, *Sub HB 116, CH. 256 EX., *SB 29, CH. 92.
- Promotion prohibited, HB 10.
- Sales, minors, prohibited, court hearing provisions, Sub SB 365, *Sub HB 116, CH. 256 EX.

OCEAN CITY:

- Highway, secondary No. 109, to Hoquiam, improvement, study, *Sub SB 724, CH. 281 EX. PV.

ODEGAARD, DR. CHARLES:

- Member, western interstate commission for higher education, governor's appointment, referral, confirmation pp. 62, 813, 1183

ODLE, M. FRANK:

- Bellevue school district, former superintendent, death, condolences, *HCR 14.

ODOMETERS:

- Motor vehicles, regulations, *HB 146, CH. 112.

OFFICIALS:

- Cities, third class, treasurers, clerks, appointment, *HB 361, CH. 116.
- Towns, salary revision, during office term, *SB 371, CH. 270 EX.
- Counties, certain, salary increased, SB 47.
- Comprehensive liability insurance required, *SB 376, CH. 59 EX.
- Election, fee increased, HB 351, SB 354, SB 562.
- General administration department, assistant directors, appointments authorized, duties, SB 548.
- Governor-elect, expenses, appropriation, *HB 246, CH. 88 EX.
- Insurance commissioner, campaign contributions, prohibited, SB 509.
- Municipal, advance travel expense authorized, *HB 264, CH. 74.
- Public, elective, candidates, non-legislative, ethics code, financial interest declaration, *SB 629, CH. 188 EX.
- Facsimile signatures, seals, use permitted, *SB 268, CH. 86.
- Salaries, payment methods, provisions, *HB 393, CH. 59.
- State, appointive, state employees' retirement system, prior service credits, SB 102.
- Elective, candidates, certain campaign contribution prohibited, SB 510.
- Legislative joint session, vote canvass, *HCR 3.
- Per diem regulations, budget director authority, SB 335.

*Indicates bills passed by both Senate and House.

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- Real property, tax foreclosure, certificates of delinquency, provisions repealed, *SB 146, CH. 45 EX.
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*Indicates bills passed by both Senate and House.

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- Vendors, rates, fees, study, *HB 640, CH. 203 EX.
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- Ordinances, 2nd, 3rd, 4th class cities, synopsis permitted, SB 154.
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- Cemetery endowment care funds, regulation, *SB 652, CH. 99 EX.
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- Community college bond retirement, tuition fees, percentage increased, *SB 781, CH. 276 EX.
- Counties, county road fund, *HB 645, CH. 182 EX.
- County hospital, public assistance fund advances, provisions, HB 378.
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*Indicates bills passed by both Senate and House.

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- Riot reinsurance reimbursement fund, established, *HB 548, CH. 140 EX.
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- Bruno, Louis, oath of office administered p. 37

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- Cole, Bert, oath of office administered p. 37

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*Indicates bills passed by both Senate and House.

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*Indicates bills passed by both Senate and House.

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- Horizontal regimes, title only bill, SB 709.
- Industry, profession, ethics, study, HCR 28.
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- Constitutional amendment, 1963 memorial rescinded, SJM 17.
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*Indicates bills passed by both Senate and House.

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- Arrest, charge disposition, notation requirement, *Sub HB 116, CH. 256 EX.
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- Criminal, charge disposition, notation requirement, *Sub HB 116, CH. 256 EX.
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- Former state senator, memorial bridge, designation, *SR 1969-EX 40 pp. 1404-1405

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- Colleges, universities, annuities, retirement plans, uniform provisions, SB 209.
- Community colleges, faculty retirement plan authorized, HB 514, SB 427, *SB 556, CH. 283 EX. PV.
- Fire chiefs, pension rate established, SB 349.
- Firemen, cities, towns, widows' pensions, benefits increased, SB 274.
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- Public employees' system, lieutenant governor, board member, SB 415.
 - Retirees, benefits escalator provisions, SB 763.
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- University employees, certain retired, benefits increased, SB 775.
- Variable annuities, teachers retirement system, school district payment authorized, *SB 280, CH. 97.
- Vocational instructors, pension plans, optional, SB 441.
- Volunteer firemen's pension act, general amendments, *SB 183, CH. 118.

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- Riot reinsurance reimbursement fund, established, *HB 548, CH. 140 EX.

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- George Washington honor medal award recipient, congratulated, *SR 1969-EX 51 p. 1104

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- Abolished, duties transferred, SB 520.
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- Agricultural commodity commission, established, SB 375, *HB 371, CH. 66.
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- Comparative governmental services costs, study, SCR 14.
- Constitutional revision commission, created, HB 242.
 - Revisions, gateway amendments, provisions, HJR 24, SJR 6.
- Continuity, enemy attack, relocation provisions, *HB 471, CH. 106 EX.
- Cougars, Cascade Mountain, official state animal designation, SB 658.
- Council on higher education, authority for Western Washington State College to issue doctors of philosophy and education degrees, *SB 95, CH. 196 EX.
 - Senior college study, *SB 556, CH. 283 EX. PV.
- Credit unions division, general administration department, created, SB 604, SB 668.
 - Federal conformity provisions, SB 667, *Sub HB 301, CH. 65.
- Crime victims compensation board created, SB 110.
- Criminal records, arrests, charge disposition, notation requirement, *Sub HB 116, CH. 256 EX.
- Curling, official state sport designation, SB 659.
- Department heads, enumeration, *SB 14, CH. 32.
 - General administration, director, powers and duties, *SB 14, CH. 32.
- Departments, enumerated, *SB 14, CH. 32.
- Director of health, transfer of tuberculosis patients, *SB 413, CH. 161 EX.
- Discrimination board abolished, SB 329, HB 439, SB 762.
- Economic opportunity act, as amended, participation, HB 478.
- Educational television system, provisions, SB 279, Sub SB 279.
- Efficiency, title only, HB 664, SB 224.
- Employees, blind, discrimination in employment because of, prohibited, white cane law, *SB 277, CH. 141 PV.
 - Payroll revolving fund, payment of salaries, *HB 393, CH. 59.
 - Salary adjustments, title only, SB 2.
 - Suggestion awards, general amendments, SB 445, *HB 345, CH. 152 EX.
- Engineering studies, same firm, further project services precluded, SB 225.
- Environmental quality department created, Sub HB 328.
- Executive conflict of interest, *SB 744, CH. 234 EX. PV.
 - Mansion commission, constituted, new mansion erection, SB 626.
- Officers, enumeration, *SB 14, CH. 32.
- Federal, state joint activities, housing accommodations, provisions, *SB 469, CH. 121.
- Fines and forfeitures, justice court, income, collection and distribution, *Sub SB 569, CH. 199 EX.
- Fire marshal, *Sub HB 427, CH. 241 EX.
- Fiscal agency, appointment, SB 205, *Sub SB 205, CH. 80 EX.
- Funds, investment, regulation, *HB 356, CH. 193 EX. PV.
 - Outside state treasury, prohibited, *SB 256, CH. 248 EX.
 - Petty cash funds, agencies, authority, *SB 462, CH. 60 EX.
- Game commission, wildlife protection, animal classification authorized, *HB 40, CH. 18 EX.
- Governmental cooperation, joint committee, federal grant programs, study, *SCR 12.
- Governor-elect, expenses, appropriation, *HB 246, CH. 88 EX.
- Health board, membership enlarged, revised, SB 418.
- Higher education coordinating council, created, SB 144:
 - Council, created, *SB 243, CH. 277 EX. PV.

*Indicates bills passed by both Senate and House.

STATE GOVERNMENT—Continued:

- Joint legislative committee created, *SB 244, CH. 265 EX.
- Highway commission, toll bridge authority duties, transferred, SB 192.
- Holidays, Mondays, enumerated, *SB 131, CH. 11.
- Hospital and health care study commission, established, SB 165.
- House of representatives, legislative information systems, appropriations, *HB 219, CH. 5.
- Human rights division created, SB 329, HB 439, SB 762.
- Incineration agent designation, *SB 446, CH. 120.
- Indians, jurisdiction, federal retrocession provisions, SB 399.
- Institutional industries revolving fund, vocational training, female prisoners, appropriations, *HB 219, CH. 5.
- Insurance commissioner, general amendments, *Sub HB 427, CH. 241 EX.
 - Office abolished, duties transferred, SB 520.
- Interagency services, materials, cost payment provisions, *SB 463, CH. 61 EX.
- Interlocal cooperation act, school districts included, SB 27, *SB 88, CH. 40.
- Investment, public funds, regulation, *HB 356, CH. 193 EX. PV.
- Joint committee on education, member, appointment, time, *HB 827, CH. 10.
- Judicial qualifications, discipline commission, established, SJR 5.
- Justice court, income, distribution percentages, determination, review provisions, SB 569, *Sub SB 569, CH. 199 EX.
- Labor and industries, electrical installations, inspector, surety requirements, *SB 180, CH. 71 EX.
- Landscape architects registration board created, *SB 217, CH. 158 EX.
- Legal holidays, Mondays, enumerated, *SB 131, CH. 11.
- Legislative budget committee, budget reporting system, appropriations, *HB 219, CH. 5.
 - Committees, commissions, certain interim, extraordinary session close, appointment provisions, *HB 827, CH. 10.
 - Council, members, appointment, time, *HB 827, CH. 10.
 - Information systems, appropriation, *HB 219, CH. 5.
- Legislators, per diem rate increased, *SB 275, CH. 3.
- Manpower and industries department, created, Sub HB 330.
- Military department, general amendments, provisions, SB 197.
- Motor transport division created, SB 558.
 - Vehicles department, duties transferred, SB 520.
- Municipal corporations division, prorated audit expenses, provisions, SB 746.
 - Research council, created, *HB 510, CH. 108.
- Noxious weed control board, creation, powers and duties, *Sub HB 91, CH. 113 EX.
- Nuclear energy, advisory council on, membership, appointment, powers and duties, *HB 383, CH. 44.
- Officials, appointive, state employment retirement systems, prior service credits, SB 102.
 - Employees, per diem, mileage, standardized, HB 637, SB 515.
 - Facsimile signatures, seals, use permitted, *SB 268, CH. 86.
- Olivine, official state mineral designation, SB 660.
- Ombudsman office created, duties, responsibilities, SB 50.
- Omnibus appropriation bill, 1969-71 biennium, SB 151, *Sub SB 151, CH. 282 EX. PV.
- Operating budget, appropriation, *Sub SB 151, CH. 282 EX. PV.
- Personnel, consolidation of highway department personnel board and state personnel system, *HB 407, CH. 45.
- Petty cash funds, authorized, *SB 462, CH. 60 EX.
- Planning and community affairs agency, redesignation, HB 439, SB 329, SB 762.
- Pollution control projects, grants, basis changed, *HB 310, CH. 284 EX.
- Professional license division, motor vehicle department, duties transferred, SB 520.
 - Securities section, duties transferred to attorney general, SB 559.
- Program planning and fiscal management, office of governor, created, *SB 326, CH. 239 EX. PV.

*Indicates bills passed by both Senate and House.

STATE GOVERNMENT—Continued:

- Public deposit protection commission, created, SB 599, Sub SB 599.
- Pension commission, members, appointment, time, *HB 827, CH. 10.
- Services, funding responsibility, legislative budget committee study, HCR 19.
- Work contracts, municipal corporation, Washington residents, employment requirement, SB 26.
- Reapportionment commission, legislature's failure to act, jurisdiction, SJR 31.
- Regulatory agencies interim committee created, duties, *SCR 33.
- Savings and loan association division abolished, duties transferred, SB 520.
- Secretary of state corporations operations, transferred, SB 520.
- Social, health service department, created, Sub HB 329.
- Work examiners board, created, Sub HB 417.
- State board for community college education, amendments, *2nd Sub HB 480, CH. 261 EX. PV.
 - Building authority, definitions, *2nd Sub HB 480, CH. 261 EX. PV.
 - Employees' retirement system, general amendments, *SB 182, CH. 128.
 - Finance committee abolished, duties transferred, SB 520.
 - Financing committee, state investments, expenses, payment from reserve account, *SB 282, CH. 50.
 - Lands, full utilization, inter-agency lease provisions, *SB 199, CH. 247 EX.
 - State of emergency proclamation, public disorders, governor's powers, *SB 392, CH. 186 EX.
 - Officials, employees, per diem rates, budget director authority, SB 335.
 - Patrol, retirement and pension benefits, revised, *SB 206, CH. 12.
 - Tort claims revolving fund established, *SB 52, CH. 140.
 - Traffic safety commission, members, appointments, *HB 410, CH. 105 EX.
 - Steelhead trout, state fish designation, *SB 136, CH. 36.
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 - Toll bridge authority duties transferred, highway commission, SB 192.
 - Transportation department created, Sub HB 859, *Sub SB 724, CH. 281 EX. PV.
 - Tree fruit research commission created, *SB 235, CH. 129.
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 - Department, regulatory powers, HB 325, *HB 310, CH. 284 EX.
 - World fair commission created, 1970 Japanese exposition, state participation, SB 240, *HB 243, CH. 43.
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- Abandoned motor vehicles, duties relating to, *HB 769, CH. 42 EX.
- Motor vehicle inspection stops, all hours, SB 269.
- Pensions, annual increase provisions, SB 249.
- Promotion provisions, *HB 51, CH. 20 EX.
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- Witness fees, civil cases, payment provisions, HB 337.

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- Contracts, private, state printer handling charges, *SB 51, CH. 79.

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- Agency petty cash funds, duties relating to, *SB 462, CH. 60 EX.

*Indicates bills passed by both Senate and House.

STATE TREASURER—Continued:

- Justice court income, distribution, collection, duties related to, *Sub SB 569, CH. 199 EX.
- Public land commissioner, moneys, fees, daily deposit, requirement, SB 639.
- State funds investment, indebtedness service, expense payment, *SB 282, CH. 50.
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- Appropriations, bill drafting, salaries, operations, *SB 276, CH. 4.
- Extraordinary session, *HB 897, CH. 177 EX., *SB 750, CH. 1 EX.
- Data processing system, legislative and judiciary branches, *Sub HB 828, CH. 212 EX.
- Legislative information service, administration, SB 764, *Sub HB 828, CH. 212 EX.
- Members, per diem, rates established, SB 467.
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- Amendments, statutory construction, regular, extraordinary session passage, application, *HB 899, CH. 240 EX.
- SCR 22, suspension, statutory construction rule change provision, *HCR 34.

STEELHEAD TROUT: (see also Fish)

- Fishing licenses, nonresidents, restrictions, SB 309.
- Game fish classification, Oregon petitioned, SJM 4.
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STENDER, ANNETTE MARIE:

- Condolences to family, *SR 1969-EX 39 pp. 1403-1404

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- Commending to President Nixon and Labor Secretary George Shultz, consideration as undersecretary of labor, *SR 1969-EX 73 pp. 1805-1806
- Condolences to family of Annette Marie Stender, *SR 1969-EX 39 pp. 1403-1404

STOCKS: (see also Securities)

- Bank holding companies, bank holdings, limitation revised, SB 554.
- Tax assessment, abolished, SB 319.

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- Air space, municipal, rent lease, provisions, *HB 645, CH. 182 EX.
- Parking, off-street, bond financing, construction, on-street meter revenue, use authorized, SB 522.
- Cities, bond financing, construction, on-street meter revenue, use authorized, *HB 709, CH. 204 EX.
- City operated facilities, establishment authorized, SB 585, *HB 709, CH. 204 EX.
- Signs, signals, mutilation, destruction, penalties, SB 184.

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- Blind, deaf, over 21, further institutional training, provisions, *SB 49, CH. 39.
- College, boards, membership, student representation, SB 378.
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- Colleges, universities, disruptive, expulsion, dismissal procedures, SB 210, SB 259.
- Loans, fund created, federal program participation, *HB 635, CH. 222 EX. PV.
- Tuition, fees, credit card use permitted, *Sub SB 188, CH. 269 EX.

*Indicates bills passed by both Senate and House.

STUDENTS—Continued:

- Community colleges, disruptive, suspensions, SB 210, SB 259.
- High school diploma courses, fee exemption, SB 348.
- High school graduates, higher education, pattern, study, *SB 556, CH. 283 EX. PV.
- Higher education, aid, appropriations increase petitioned, SJM 12.
- Kindergarten, 4 year olds, attendance credits, state funds apportionment, SB 572.
- Loan, permanent program, created, SB 409.
- Personality testing, parental written permission required, SB 60.
- Public instruction superintendent, regulation enforcement, *SCR 15.
- Private schools, public school attendance, part-time basis, *HB 257, CH. 217 EX.
- Scholarships, state program, higher education, established, SB 245, *HB 635, CH. 222 EX. PV.
- Post-secondary education, established, SB 221.
- School attendance, compulsory age, lowered to age 6, SB 573.
- District liability insurance coverage, HB 784.
- Districts, less than minimum, school days, dissolution, annexation, provisions, Sub SB 481.
- Ninth grade, minimum mandatory attendance, *SB 414, CH. 109 EX.
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- Community affairs and development department, advisory groups, provisions, HB 439, SB 329, SB 762.
- Legislative expenses, interim, appropriations, *HB 897, CH. 177 EX.; *SB 276, CH. 4; *SSB 151, CH. 282 EX; *SB 750, CH. 1 EX.
- Drainage district commissioners, per diem increased, SB 339.
- Health board members, per diem, expense provisions, HB 265.
- Legislators, per diem rate increased, *SB 275, CH. 3.
- Port district commissioners, per diem, provisions revised, SB 475.
- School directors, superintendents, expense advances, provisions, *HB 444, CH. 26 EX.
- Sewer district commissioners, per diem increased, SB 159, *HB 194, CH. 148 EX.
- State officials, employees, per diem rates, budget director authority, SB 335.
- Per diem, travel allowances, standardized, HB 637, SB 515.
- Water district commissioners, per diem increased, SB 93, *HB 194, CH. 148 EX.

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- Colleges, universities, state program, excluded, *HB 345, CH. 152 EX.
- Employees, state, general amendments, SB 445, *HB 345, CH. 152 EX.

SUPERINTENDENT OF PUBLIC INSTRUCTION:

- Certificated school employees, 180 day base salary period, fiscal impact study, *SB 556, CH. 283 EX. PV.
- Coordinating council for occupational education, membership on, *SB 556, CH. 283 EX. PV.

*Indicates bills passed by both Senate and House.

SUPERINTENDENT OF PUBLIC INSTRUCTION—Continued:

- Department, employees, tax deferred annuities, authorized, *SB 280, CH. 97.
- Division for handicapped children, creation, duties, *SB 457, CH. 2 EX.
- Dyslexic children, divisional program established, HB 560, *SB 457, CH. 2 EX.
- Education act of 1969, *HB 58, CH. 223 EX.
- High school graduates, higher education, pattern, study, *SB 556, CH. 283 EX. PV.
- Intermediate school district plan, duties relating to, *HB 419, CH. 176 EX.
- Perceptual-motor handicapped children, divisional program established, *SB 457, CH. 2 EX.
- Questionnaire, family affairs tests, sex education, student records, regulation enforcement, *SCR 15.
- Rules and regulations, power to promulgate, school year, 1968-1969 school year, *HB 554, CH. 3 EX.
- School funds, state, monthly apportionment provisions, *SB 460, CH. 184 EX.
- Year, shortening, emergencies, provisions, *HB 554, CH. 3 EX.
- Substitute teachers, fiscal impact, study, *SB 556, CH. 283 EX. PV.
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- Appeals, to court of appeals, *HB 183, CH. 221 EX. PV.
- Filing fees, certain, increased, SB 549.
 - Defendant first paper, reimbursement provisions, SB 549.
- Garnishment, new law, *Sub SB 168, CH. 264 EX.
 - Wage exemption allowance, court writ forms, revision, Sub HB 342.
- Grand juries, members, summons, depositions, subpoenas, provisions, SB 610.
 - Yearly summons requirement, SJR 2.
- Guardian ad litem, superior court appointment, estate hearings, SB 96.
- Judges, availability, outside district, notification requirements, SB 588.
 - Benton, Franklin counties, number increased, SB 40, *Sub HB 90, CH. 213 EX.
 - Certain counties, number increased, *Sub HB 90, CH. 213 EX.
 - King county, number increased, SB 278, *Sub HB 90, CH. 213 EX.
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 - Widows, pension benefits, statute salary basis, *HB 550, CH. 202 EX.
- Justice court judges, part time, superior judges salary percentage basis, *HB 341, CH. 192 EX. PV.
 - Courts, appeals, civil action judgments, minimum amount increased, HB 354.
 - Joint district appeals, venue, jurisdiction, SB 100.
- Juvenile delinquents, indigent, counsel, court costs, state payment provisions, HB 798.
- Nonpartisan elections, provisions, HB 677.
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- Reciprocal enforcement, uniform act revised, SB 140.

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- Conferences, special, limited jurisdiction court judges, attendance authorized, SB 493.
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- Fees, certain, increased, SB 494.
- Judges, widows, pension benefits, statute salary basis, *HB 550, CH. 202 EX.
- U. S., Supreme court, justices, mandatory retirement age 70, petitioned, SJM 9.

*Indicates bills passed by both Senate and House.

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Highway, Pacific, to Midway, state system retention, study, *Sub SB 724, CH. 281 EX. PV.

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Windows, uninterrupted view requirement eliminated, *HB 76, CH. 112 EX.

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Alcoholic beverages, wines, *HB 100, CH. 21 EX.

Banks, certain exemptions, state funds, deposits, prohibited, *SB 318, CH. 230 EX. PV.

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Bank stock, assessment, abolished, SB 319.

Beverage containers, certain, highway litter collection, expense reimbursement, SB 767.

B & O, academic educational institutions, federal income tax exempt, exempted, Sub HB 355.

Banks for cooperatives, exempt, *SB 196, CH. 246 EX.

Credits, manufacturing plants, major factory improvements, SB 656, *Sub HB 352, CH. 257 EX.

Income tax, enactment, eliminated, SJR 24.

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Monthly gross calculation basis, exemption minimum increased, Sub HB 355.

Municipal taxing districts, capital construction funds exempt, SB 567, SB 622, *HB 659, CH. 156 EX.

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Community service programs, business credits, HB 682, SB 627.

County equalization boards, membership, appointment, terms, SB 675.

Credits, business firms, impoverished areas, community service programs contribution, HB 682, SB 627.

*Indicates bills passed by both Senate and House.

TAXES—Continued:

- Excise, common carriers, identification cab card, decals, collection provisions, revised, SB 743.
- Diesel, all special fuels, dealer collection, provisions, Sub HB 796.
- Exemptions, general amendments, Sub HB 355.
- Metropolitan transportation systems, motor vehicle parking, special tax levy, allocation, SB 550.
- Mobile homes, county apportionment, *SB 444, CH. 274 EX.
 - Travel trailers, schedules, payments, exemptions, provisions, SB 743.
- Motor vehicles, county collection fee increased, *SB 211, CH. 10 EX.
 - Mass transportation system use, allocation, SB 490, *HB 641, CH. 255 EX.
 - Totally destroyed, refund provisions, SB 748.
 - Value schedules, unlisted, appraisal provisions, SB 251.
- Off street parking facilities, payment provision repealed, *HB 150, CH. 144.
- Real estate sales, county levy authorized, HB 108.
 - Long term leases, SB 204.
 - Residences, security amount excluded, SB 430.
 - Wholly owned transferor's corporation, transfer, exempt, HB 416.
- Excise tax, aircraft fuel excise tax, payment, *SB 105, CH. 139 PV.
 - Motor vehicle use tax, payment, *SB 105, CH. 139 PV.
 - Vehicle schedule, revenue department publication, SB 743.
 - Unlisted appraisal provisions, SB 251, SB 743.
- Exemptions, contributions to municipal corporations, capital facilities, *HB 659, CH. 156 EX.
 - Hospitals, report filing, *SB 172, CH. 245 EX.
 - Mass public transportation facilities, *HB 641, CH. 255 EX.
 - Property subject to eminent domain proceedings, *SB 16, CH. 34.
 - Stock of merchandise, when, *SB 80, CH. 124 EX.
- Flood control improvements, beneficiaries, voluntary assessment provisions, *HB 882, CH. 195 EX.
- Foreclosure, certificates of delinquency, assignment, provision repealed, *SB 146, CH. 45 EX.
- Forest tax committee, created, duties, *SCR 30.
- Freeze, application to regional libraries, *Sub HB 84, CH. 242 EX.
 - Provisions, 25% property assessed valuation, HB 518.
- Fuel, power take-off units, refund provisions, HB 863, SB 536, *Sub SB 724, CH. 281 EX. PV.
- Gifts, separate property transfer, spouse consent, HB 456, *SB 444, CH. 274 EX.
- Goods-in-transit, average inventory calculation, *SB 80, CH. 124 EX.
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- Horizontal regimes, title only bill, SB 709.
- Hospitals, charitable, annual report filing, exemption purposes, *SB 172, CH. 245 EX.
- Income, federal, equitable revision, petitioned, HJM 6.
 - 3% state return, petitioned, *SJM 3.
- State, enactment, 1% property tax, SJR 24, *HJR 24.
 - 25% assessment property tax, school support provisions, SJR 23.
 - Graduated, 1% property tax, SJR 24.
 - Legislative preparation, submit to voters, SB 774.
 - Single rate, certain reductions, exemptions, *Sub HB 582, CH. 262 EX. PV.
 - Constitutional limitation, suspension referendum, SB 745.
 - Suspendible, 1% value property tax, SJR 30.
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 - Two single rates, SB 780.
 - Type, change, initiative petition, SJR 24, *HJR 42.
- Industrial training programs, public assistance recipients, business credits, SB 6.

*Indicates bills passed by both Senate and House.

TAXES—Continued:

- Inheritance, city retirement, pension benefits, exempt, SB 611.
 - State refunds, interest rate increase, *HB 192, CH. 73.
 - Payment time limitation, HB 872.
- Interstate vehicles, *SB 105, CH. 139 PV.
- Inventory, business, income tax credit schedule, SB 780.
- Libraries, rural districts, tax freeze exempt, *Sub HB 84, CH. 242 EX.
- Liquefied petroleum gas, excise, levy rate reduced, SB 596.
- Marine, fuel, refund, deposit determination schedule, *HB 54, CH. 74 EX.
- Mechanical devices, chance, skill category, yearly fixed amount imposed, SB 773.
- Mobile homes, house trailers, ad valorem, *HB 542, CH. 225 EX.
 - Travel trailers, license plate display, *HB 53, CH. 69.
- Motor vehicle fuel, auxiliary equipment use, exemption, HB 863, *Sub SB 724, CH. 281 EX. PV.
 - Distribution, allocation provisions, revised, SB 778.
 - Excise tax, highway omnibus bill, *Sub SB 724, CH. 281 EX. PV.
 - New ferries construction, financing, allocation provisions, SB 778.
 - Other than gasoline, taxing statute study, *Sub SB 724, CH. 281 EX. PV.
 - Payment revision, *SB 105, CH. 139, *Sub SB 724, CH. 281 EX. PV.
- Motor vehicles, excise tax, payment provisions, *SB 105, CH. 139 PV.
- Multistate tax compact, S.1198, passage petitioned, *HJM 16.
- National banks, certain state taxes, levy, petitioned, HJM 13, SJM 11.
- Nonprofit organizations, property tax exemptions, limitation, *HB 60, CH. 137.
- Open space land, current usage assessments, HB 26, SB 672.
- Organizations, nonprofit, property exemption, limitation, *HB 60, CH. 137.
- Premiums, certain, annuity insurance contracts, receipt, exempted, SB 739.
- Property, ad valorem, appeal valuation adjustment, refund, *Sub HB 344, CH. 224 EX.
 - Assessed valuation, counties, annual ratios study, SB 779.
 - Millage levies level provisions, SB 571.
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 - 25%, income tax enactment, school support provisions, SJR 23.
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 - Common school support, 14 mill levy, 2 year provision, SB 676.
 - Counties, assessment ratios, annual study, SB 779.
 - County delinquency certificates, assignability repealed, *SB 146, CH. 45 EX.
 - Delinquent, interest rate, increased, SB 374, *HB 710, CH. 216 EX.
 - Excess levies, 3/5 majority, 60% previous election vote, SJR 15.
 - Homes for aged, exemption revision, HB 48.
 - Millages, ratios, distribution, provisions revised, SB 571.
 - Nonprofit scientific research, exempt, SB 267.
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 - Liens permitted, SB 368, *SB 403, CH. 251 EX.
 - Livestock, average yearly basis assessment, HB 269.
 - Public utilities, general amendments, SB 743.
- Real, certain value, ratio, changes, taxpayer notification, SB 654.
 - Exemptions, aged persons, federal lands location, inclusion, SB 765, *Sub HB 344, CH. 224 EX.
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 - Municipality reimbursement, SB 1.
 - Payments by mistake, refund provisions, SB 1, *Sub HB 344, CH. 224 EX.

*Indicates bills passed by both Senate and House.

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- Retired persons, freeze, increases exempt, SB 46.
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- Urban renewal, value increases, allocation, SJR 9.
- School districts, debt limitation increased, SB 314.
- State levy, two mills, two year extension, *HB 710, CH. 216 EX.
- Tax exemptions, property subject to eminent domain proceedings, *SB 16, CH. 34.
- Relief, tax reform package, *Sub HB 582, CH. 262 EX. PV.
- Township assessment, levies, county to levy for township, *HB 661, CH. 243 EX.
- Value, 1%, income tax enactment, SJR 24.
 - Single rate income tax, SJR 25.
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- 1½%, indebtedness limits, without vote, SB 70.
- Real estate transfers, corporations, stock exchange, tax exempt, SB 459.
- Reform, tax reform package, *Sub HB 582, CH. 262 EX. PV.
- Retail sales, wines, *HB 100, CH. 21 EX.
- Revenue department, cities, towns, tax information exchange permitted, *HB 348, CH. 104 EX.
 - Taxation, Article XII, title only bill, *HJR 42.
- Sales, cities, towns, allocation, distribution formula, SB 64.
 - Contractors, public roads, bridges, labor, services, exempt, Sub HB 355.
- Food, drugs, exempted, income tax enactment, SJR 23, SJR 24.
 - Single rate income tax, SJR 25.
 - Suspendible income tax, SJR 30.
- \$15 refund, drugs exempted, single rate income tax, *Sub HB 582, CH. 262 EX. PV.
 - Two single rate income taxes, SB 780.
- Hotel, motel rentals, stadium fund allocation, direct payment provisions, SB 584.
- Lumber, farming materials, real property construction, exempt, Sub HB 629.
- Non-residents, certain vehicles, boats, trailers farm equipment, exempt, Sub HB 355.
- 3½%, drugs exempted, single rate income tax, *Sub HB 582, CH. 262 EX. PV.
 - Two single rate income taxes, SB 780.
- Schools, special levy study temporary commission created, *HB 893, CH. 235 EX.
 - State levy for, two mills, two year extension, *HB 710, CH. 216 EX.
- Scientific research, nonprofit, property, exempt, *HB 267, CH. 131 EX.
- Special levy study temporary commission created, *HB 893, CH. 235 EX.
- Taxing districts, indebtedness provisions, school districts inclusion, SB 650.
 - Revenue needs, sources, study, HCR 31.
- Tax reform measure, legislative preparation, referendum election provisions, SB 774.
 - Tax package, *Sub HB 582, CH. 262 EX. PV.
- Timber, timberlands, alternative taxation systems, study, *SCR 30.
- Title only bill, SB 483, SB 527, SB 693, SB 694, SB 717, SB 718, SB 719, SB 722, *HB 661, CH. 243 EX.
- Townships, property assessments, levies, county to levy for township, *HB 661, CH. 243 EX.
- Urban renewal areas, low income rentals, tax abatement credits, use, SB 78.
 - Projects, cost liquidation, property tax increase, use, SB 77.
 - Value increase, property tax allocation, SJR 9.
- Use, display merchandise, certain, inclusion, Sub HB 355, SB 466.
 - Fuel, taxis, 75% refund provisions, *Sub SB 724, CH. 281 EX. PV.
- Veterans' relief fund, county tax levy, *HB 198, CH. 57.
- Water pollution, control facilities operation, tax credit provisions, HB 866.
- Wines, imported and domestic, *HB 100, CH. 21 EX.

TAXICABS:

- Use fuel tax, 75% refund provisions, *Sub SB 724, CH. 281 EX. PV.

*Indicates bills passed by both Senate and House.

TEACHERS:

- College, university boards, membership, faculty, student representation, SB 232.
- Colleges, universities, campus unrest, riots, participation, limitation, SB 491.
- Community colleges, public school seniority provisions, deleted, *SB 556, CH. 283 EX. PV.
- Contracts, non-renewal, discharge, appeals, provisions, *HB 490, CH. 34 EX.
 - Valid, other district offers for same school term, prohibited, *SB 379, CH. 15 EX.
- Educational personnel, qualifications, interstate agreements, HB 442, *SB 556, CH. 283 EX. PV.
- Methods instructors, periodic classroom experience requirement, SB 322.
- Pensions, annual increase provisions, SB 249.
- Professional negotiation act amendments, *SB 179, CH. 52 EX.
- Retirement system, benefit allowances, age, social security limitations repealed, SB 636, SB 641.
 - Benefits, provisions, general amendments, *HB 318, CH. 150 EX.
 - College, university employees, membership provisions, SB 209.
 - Employees, tax deferred annuities, payment authorized, *SB 280, CH. 97.
 - Fund investments, security classes expanded, SB 761.
 - Public funds investment, act, SB 156.
- School, certificated, 180 day base salary period, fiscal impact study, *SB 556, CH. 283 EX. PV.
 - Districts, contracts, annual salary schedule, provisions, SB 452, *SB 556, CH. 283 EX. PV.
- Schools, private, public school transfers, seniority computation, SB 193.
- Substitute, pay rate, fiscal impact study, *SB 556, CH. 283 EX. PV.

TEACHERS' PROFESSIONAL NEGOTIATION ACT:

- Amendments, *SB 179, CH. 52 EX.

TEANAWAY JUNCTION:

- Highway, primary No. 3, easterly to Ellensburg, scenic system designation, SB 53, *Sub SB 724, CH. 281 EX. PV.

TELEPHONE AND TELEGRAPH:

- Underground installation costs, assessment levy provisions, SB 655.

TELEVISION AND RADIO:

- Cigarette advertising, television, penalty, SB 661.
- Community antenna television, SB 688.
- Editorial criticism, adverse, reply provisions, SB 580.
- Educational television system, provisions, SB 279, Sub SB 279.

TERRELL, DR. GLENN:

- Member, western interstate commission for higher education, governor's appointment, referral, confirmation pp. 62, 812-813, 1183-1184

THE EVERGREEN STATE COLLEGE:

- Members, board of trustees, governor's appointments, referrals, confirmations pp. 61, 317, 1463-1465

THURSTON COUNTY:

- Superior court judges, number increased, SB 127, *Sub HB 90, CH. 213 EX.

TIDELANDS:

- Harbor areas, leases, terms, rates, revisions, *SB 372, CH. 97 EX.
- High-rise, multi-storied buildings, construction restriction, Sub SB 89.

*Indicates bills passed by both Senate and House.

TIDELANDS—Continued:

- Shorelands, state, *Sub SB 201, CH. 54 EX.
- Shorelines, salt water, certain, preservation provisions, SB 740.
- State, certain, conveyance to Fritz Gilbertsen authorized, SB 674.
 - First class, sales, Skagit county, authorized, *SB 428, CH. 127.
 - Second class, sales, provisions, SB 356.
 - Use, sales, lease, provisions, SB 89.

TIGER:

- Highway, secondary No. 6 C, northeast to Idaho border, SB 158.

TIMBER: (see also Forests and Forestry)

- Log patrol, log recovery, private property, provisions, SB 321.
- State owned accreted lands, provisions, *SB 492, CH. 55 EX.
- Lumber, farming materials, real property construction, sales tax exempt, Sub HB 629.
- Public lands, rules, sale provisions, *SB 357, CH. 14 EX.

TIRES:

- Studs, metal, use, provisions, *SB 499, CH. 7 EX.

TISDALE, CLYDE:

- Former senator, presented to Senate p. 963

TITLE ONLY BILLS:

- Advertising, outdoor, SB 532.
- Boilers, SB 706.
- Campaign funds, SB 711.
- Charitable associations, SB 686.
- Chiropractors, SB 485.
- Cities and towns, HB 842, SB 541.
- Community antenna television, SB 688.
- Constitutional amendment, Article II, SJR 33.
- Contractors, SB 731.
- Corporations, associations, beneficiaries, remaindermen, SB 732.
- Counties, SB 526.
- County government, SB 526, SB 684, SB 685, SB 699.
- Courts, SB 700, SB 701.
- Deceptive practices, act, SB 689.
- Education, SB 481, SB 482, SB 704, SB 705, SB 715.
- Elections, SB 714.
- Electric utilities, SB 710.
- Fire, police pension, SB 702.
- Food fish, shellfish, SB 437, SB 438.
- Funeral homes, trust account, SB 687.
- Handicapped, recreation, SB 713.
- Highway fees act, SB 776.
 - Personnel board, SB 726.
- Highways, roads, uniform rules, SB 561, SB 698.
- Horizontal regimes, SB 709.
- Hospital districts, withdrawal, SB 681.
- Hospitals, county, university services, HB 813.
- Housing, SB 721, SB 735.
- Human rights, SB 691.
- Industrial growth, SB 725.
- Insurance, SB 431, SB 432, SB 433, SB 434, SB 435.
- Irrigation, districts, SB 720.

*Indicates bills passed by both Senate and House.

TITLE ONLY BILLS—Continued:

- Local government, SB 683, SB 690, SB 692, SB 729.
- Mental illness, SB 707.
- Port districts, SB 723, SB 730.
- Property, real, subdivisions, SB 682.
- Public assistance recipients, nursing home convalescent care, SB 695.
 - Institutions, SB 703.
 - Utilities, SB 708.
 - Works retained percentage, SB 728.
- Revenue, taxation, Article XII, *HJR 42.
- School districts, nonhigh, accreditation, SB 712.
- State agencies, regulatory, interim committee created, SB 696.
 - Employees, salary adjustments, SB 2.
 - Government, SB 528, *HB 827, CH. 10.
 - Local government efficiency, HB 664, SB 224.
 - Purchases, vendor services, SB 716.
- Transportation agency, created, SB 697.
 - Department, created, SB 727.
- Unemployment compensation, SB 486, SB 487.
- Universities, state, services, HB 813.
- Winter sports conveyances, SB 733.

TOBACCO:

- Cigarettes, advertising, television commercials, penalty, SB 661.
- Sales, stamp affixing provisions, *HB 362, CH. 214 EX.

TOLL BRIDGE AUTHORITY:

- Abolished, duties transferred, highway commission, Sub HB 859, *Sub SB 724, CH. 281 EX. PV.
- Appropriations, commission operations; capital improvements, 1969-71 biennium, SB 157, *Sub SB 157, CH. 278 EX. PV.
 - Omnibus, 1969-71 biennium, *Sub SB 724, CH. 281 EX. PV.
- Bridge, Lake Washington, parallel Evergreen Point, construction, appropriation, Sub HB 839.
- Bridges, operation, maintenance, motor vehicle fund use authorized, SB 508.
- Duties transferred, highway commission, SB 192.
- Ferries, state, concessions, 10 year terms authorized, SB 300.
 - Three new, construction, financing, provisions, SB 778.
- Ferry wharves, terminals, ramps, concurrent law enforcement authorized, *SB 301, CH. 13 EX.
- Highway commission, toll bridge authority duties, transferred, SB 192.
- Puget Sound highway, bridge system, financing, bond issuance, Sub HB 797, SB 649, *Sub SB 724, CH. 281 EX. PV.

TORTS:

- Claims account, supplemental budget appropriation, SB 148, *HB 433, CH. 181 EX.
- State tort claims revolving fund established, *SB 52, CH. 140.

TOURIST INFORMATION ACT:

- Included, highway omnibus bill, SB 642, *Sub SB 724, CH. 281 EX. PV.

TOURISTS:

- Information, signs, types, location, provisions, SB 642, *Sub SB 724, CH. 281 EX. PV.

TOURTELLOTTE, MRS. NEAL (JANET):

- Member, board of trustees, The Evergreen State College, governor's appointment, referral, confirmation pp. 61, 1317, 1464-1465

*Indicates bills passed by both Senate and House.

TRAFFIC CONTROL:

- Auto stages, highway speed limit, established, *SB 295, CH. 12 EX.
- Cities, towns, state traffic control signals, devices, installation, operation, highway commission responsibility, *Sub SB 724, CH. 281 EX. PV.
- Driver education, vehicle operation, licensing fines, allocation increase, *HB 314, CH. 218 EX. PV.
- Edmonds community college, vicinity, traffic study, *Sub SB 724, CH. 281 EX. PV.
- Farm vehicles, slow moving, road use, regulation, SB 470, *Sub SB 724, CH. 281 EX. PV.
- Highway, Interstate 5, Olympia vicinity, centerline fence installation, SB 72.
 - Primary No. 1, Seattle, Roanoke street, pedestrian overpass construction, *Sub SB 724, CH. 281 EX. PV.
 - No. 2, Lake Keechelus curves, warning signs, SB 315.
 - No. 3, Columbia park, Kennewick, pedestrian bridge construction, *Sub SB 724, CH. 281 EX. PV.
 - Rights-of-ways, workmen's safety protection, *HB 385, CH. 76.
- Highways, left turns, two-way lanes authorized, HB 339, SB 406, *Sub SB 724, CH. 281 EX. PV.
- King county, south, north-south highway traffic study, *Sub SB 724, CH. 281 EX. PV.
- Land plats, highway safety interference, commission disapproval, Sub HB 372.
- Minors, traffic offenses, court jurisdiction, SB 125.
- Motorcycles, rear vision mirror requirement, *SB 305, CH. 42.
- Motor vehicle accidents, traffic arrest citation, reasonable ground basis, HB 117.
- Motor vehicles, emergency, audible signal use, *HB 34, CH. 23.
 - Slow moving, rules of the road provision, HB 290.
 - Speed, one lane passing, *HB 52, CH. 135 PV.
- Railroad crossings, signal installation, financing, *Sub HB 24, CH. 134, *Sub SB 724, CH. 281 EX. PV.
 - Signs, signals, mutilation, destruction, penalties, SB 184.
- Rules of road, general amendments, *Sub SB 724, CH. 281 EX. PV.
- Traffic control signals, regulations, general amendments, *Sub SB 724, CH. 281 EX. PV.
 - Directors, orange fluorescent garments, flags, required, HB 505.
 - Safety commission, health director member, *HB 410, CH. 105 EX.
 - Education, vehicle operation, licensing fines, allocation increase, *HB 314, CH. 218 EX. PV.
- Uniform traffic laws, highways joint committee, research study, *Sub SB 724, CH. 281 EX. PV.

TRAFFIC SAFETY COMMISSION:

- Abolished, duties transferred, Sub HB 859, *Sub SB 724, CH. 281 EX. PV.

TRANSPORTATION: (see also Urban Transportation)

- Agency, created, title only bill, SB 697.
- Buses, charter, certificates, general requirements, *HB 388, CH. 132 PV.
 - Interlocal agreements between city and county authorized, *HB 539, CH. 139 EX.
- Charter bus companies, certificates, *HB 388, CH. 132 PV.
- Department, created, Sub HB 859, *Sub SB 724, CH. 281 EX. PV.
 - Created, title only bill, SB 727.
- Explosives, state explosives act, *Sub HB 31, CH. 137 EX.
- Forward Thrust, mass metro system, SB 490, *HB 641, CH. 255 EX.
- Handicapped persons, transportation, buildings, access design provisions, petitions, HJM 9.
- Mass system, motor vehicle excise tax, use, allocation, SB 490, *HB 641, CH. 255 EX.
- Metropolitan mass transit facility establishment, hearings, SB 551.
 - Systems, motor vehicle parking, special excise tax levy, allocation, SB 550.

*Indicates bills passed by both Senate and House.

TRANSPORTATION—Continued:

- Motor freight carriers, permits, rates, *SB 15, CH. 33.
- Vehicles, interstate transportation, single cab card, *SB 105, CH. 139 PV.
- Municipal systems, outside corporate limits permitted, *Sub SB 724, CH. 281 EX. PV.
- Poultry, poultry inspection act, *Sub HB 42, CH. 146 EX.
- Railroad equipment, safety, health standards, regulation, *HB 544, CH. 116 EX.
- Urban, motor vehicle fund use authorized, SJR 14.
- Weights and measures, provisions, *HB 17, CH. 67.

TREASON:

- Capital punishment abolished, SB 394.

TREASURER, STATE:

- O'Brien, Robert S., oath of office administered p. 37

TREE FRUIT RESEARCH ACT:

- Provisions, *SB 235, CH. 129.

TREES:

- Tree fruit research commission created, *SB 235, CH. 129.

TRESPASS:

- Criminal, defined, penalties, *SB 255, CH. 7.
- Motor vehicles, private property, impounding provisions, *SB 150, CH. 208 EX.

TRUCKS AND TRACTORS: (see also Motor Vehicles)

- Agricultural, forest products hauling, regulation excluded, SB 347.
- Common carriers, tariff rates, publication, filing provisions, SB 324.
- Farm vehicles, slow moving, road use, regulation, SB 470, *Sub SB 724, CH. 281 EX. PV.
- Farms, gross weight fees, established, *HB 155, CH. 169 EX.
- Gross weight fees, common carriers, rate schedule revised, *Sub HB 349, CH. 210 EX.
- Non-gasoline propelled, rate schedule, SB 724, *Sub SB 724, CH. 281 EX.
- Identification cab card, decals, tax collection provision revised, SB 743.
- Registration, reciprocal, proportional, provision changes, HB 55, *Sub SB 724, CH. 281 EX. PV.
- Regulations, general amendments, *HB 61, CH. 170 EX.
- Vehicles, over 6 axles, special overweight permits, requirement revised, SB 669, *Sub SB 724, CH. 281 EX. PV.
- Weight, size, load violations, operator owner liability, *HB 650, CH. 69 EX.

TRUSTS:

- Companies, branches, certain cities, counties, establishment, SB 553.
- Private records, deposits, assets, unauthorized disclosure prohibited, SB 519.
- Public funds, depository, collateral security, requirements, SB 599, Sub SB 599.
- Regulations, general amendments, SB 272, *Sub HB 333, CH. 136.
- Funeral homes, prepayment, title only bill, SB 687.
- Massachusetts trust, usury defense, when not permitted, *SB 116, CH. 142 EX.

TUBERCULOSIS:

- Hospitals, minimum two facilities, state maintenance, *SB 413, CH. 161 EX.

TUITION AND FEES:

- Community colleges, allocation, construction bonds, financing, percentage increased, *SB 738, CH. 238 EX.
- Bond retirement allocation, percentage increased, *SB 781, CH. 276 EX.

*Indicates bills passed by both Senate and House.

TUITION AND FEES—Continued:

- Credit cards, payment purposes, permitted, *Sub SB 188, CH. 269 EX.
- Veterans' wives, widows, certain, college tuition fees, exempted, SB 419.
- Viet Nam veterans, widows, wives, certain, college tuition fees, exempted, SB 521.

TUNNELS:

- Naches Pass, plan completion, construction, *SB 277, CH. 141 PV.

TURKEYS:

- Grade labels required, *Sub HB 724, CH. 194 EX. PV.

UNEMPLOYED:

- Hard core, work incentive program established, SB 23.
- Industrial training programs, business tax credits, SB 6.
- Mothers, school district children's day care, state support, SB 24.
- Unemployment trust fund, federal, obligation limit, calculation time period extended, *HB 224, CH. 201 EX.
- Work incentive programs, hard core unemployed, SB 23.

UNEMPLOYMENT COMPENSATION:

- Agricultural labor, benefits, coverage, SB 545.
 - Minors, coverage, SB 600.
- Appeals, petitions, mail filing, postmark date use, *HB 222, CH. 200 EX.
- Benefits, base year computation, eligibility, employer rates, SB 678.
 - Increases, contributions, computations, general provisions, SB 486.
- Garnishment, effect of wage garnishment, *Sub SB 168, CH. 264 EX.
- Title only bill, SB 486, SB 487.

UNFAIR TRADE PRACTICES:

- Business, exemplary damages, provisions, HB 622.

UNIFORM ACTS:

- Anatomical gift act, *SB 57, CH. 80.
- Choice of forum, enacted, SB 139.
- Consumer credit code, SB 369.
- Facsimile signature of public officials act, *SB 268, CH. 86.
- Juvenile court act, SB 145.
- Reciprocal enforcement of support act, revised, SB 140.
- Rendition of accused persons act, SB 137.
- Traffic laws, motor vehicle, highways joint committee, research study, *Sub SB 724, CH. 281 EX. PV.
- Uniform narcotic drug act, definitions, *Sub HB 116, CH. 256 EX.

UNIFORM COMMERCIAL CODE:

- Negotiable instruments, checks, dishonored by nonacceptance or nonpayment, liability, *HB 196, CH. 62.
 - Notice of dishonor, form, effect of failure to comply, *HB 196, CH. 62.

UNIONS: (see also Labor)

- Credit, state, federal conformity provisions, SB 667, *Sub HB 301, CH. 65.
- Labor, collective bargaining, hospital, nursing home employees, SB 306.
 - Irrigation district employees, HB 552.
 - Public employees, arbitration submission, provisions, SB 332.
- Members, group motor vehicle insurance policies, coverage, SB 540, *Sub HB 427, CH. 241 EX.
- Public employees, unfair labor practices, provisions, *HB 486, CH. 215 EX.

*Indicates bills passed by both Senate and House.

UNIONS—Continued:

Racial discrimination, prohibited, *HB 742, CH. 183 EX.
Relations act, SB 512.

Professional employees, public, collective bargaining, provisions, SB 506.

Public employees, professional, labor union representation, general amendments, SB 436.

UNITED STATES MAIL:

Airmail service, Elko-Pasco, commemorative stamp petitioned, *HJM 7.

Motor vehicle accidents, registered mail process service, return receipt provision, SB 99.

UNIVERSITY HIGH SCHOOL:

Band, presidential inauguration, SB 106.

UNIVERSITY OF WASHINGTON:

Appropriation, *SB 488, CH. 187 EX.

Drug testing laboratory, established, *SB 754, CH. 266 EX.

Employees, higher education institutions, personnel system, *Sub HB 239, CH. 36 EX.

Forensic laboratory established, SB 170.

Lands, leased, recreational use provisions, *SB 202, CH. 46 EX.

Members, board of regents, governor's appointments,

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Personnel, higher education personnel system, *Sub HB 239, CH. 36 EX.

Sports clinic program, authorized, SB 547.

Trust lands, sale or lease of, *SB 357, CH. 14 EX.

URBAN ARTERIAL BOARD:

Appropriations, commission operations; capital improvements, 1969-71 biennium, SB 157, *Sub SB 157, CH. 278 EX. PV.

Executive secretary, appointment authorized, SB 296, *Sub HB 363, CH. 171 EX.

Funds, distribution, apportionment, SB 296, *Sub HB 363, CH. 171 EX.

URBAN RENEWAL:

Areas, low income rentals, tax abatement credits, use, SB 78.

Housing standards, extended to all counties, SB 76.

Projects, ad valorem tax abated, SJR 8.

Displacee relocation allowances, SB 79.

Property value increases, tax allocation, SJR 9.

Renewal projects, cost liquidation, property tax increase, use, SB 77.

Unfit dwellings, control, regulation, extended to all counties, *HB 45, CH. 127 EX.

URBAN TRANSPORTATION: (see also Transportation)

Forward Thrust, mass metro system, SB 490, *HB 641, CH. 255 EX.

Mass system, motor vehicle excise tax, use, allocation, SB 490, *HB 641, CH. 255 EX.

Motor vehicle funds, use authorized, SJR 14.

UTILITIES AND TRANSPORTATION COMMISSION:

Charter bus companies, certificates, issuance, *HB 388, CH. 132 PV.

Common carriers, tariff rates, publication, filing provisions, SB 324.

Members, governor's appointments, referrals, confirmations pp. 65-67

Motor freight carriers, permits, rates, *SB 15, CH. 33.

Railroad cabooses, safety, health standards, regulation, *HB 544, CH. 116 EX.

Trucks, tractors, over 6 axles, special overweight permits, requirement revised, SB 669, *Sub SB 724, CH. 281 EX. PV.

VACANCIES:

Mayors, pro tempore, appointment, *HB 16, CH. 101.

*Indicates bills passed by both Senate and House.

VANCOUVER LAKE:

Flood control funds requested, *SR 1969-EX 64 pp. 1633-1634

VARIABLE CONTRACT ACT:

Insurance, authorized, *HB 208, CH. 104.

VEGETABLES:

Potatoes, Irish seed, sales, inspection requirements repealed, *SB 312, CH. 87.

VENDORS:

Public assistance, purchases, vendor rates, fees, study, *HB 640, CH. 203 EX.
Vendor rates, governor's advisory committee, created, *HB 640, CH. 203 EX.

VENUE:

Money due actions, venue change, attorney fee provisions, *SB 123, CH. 144 EX.

VETERANS:

County relief fund, tax levy, *HB 198, CH. 57.
Employment benefits, tuition benefits, *Sub SB 188, CH. 269 EX.
Mountain View Sanatorium, veterans' administration hospital, petitioned, *HJM 3.
Pensions, restoration provisions petitioned, HJM 1.
Reemployment rights, time limitation, *HB 65, CH. 16.
State employees' retirement system, credit calculation, multiple military service periods, SB 223.
Viet Nam, bonus payments, SB 200.
Widows, wives, certain, college tuition fees, exempted, SB 521.
Widows, wives, certain, college tuition fees, exempted, SB 419.

VETERAN'S REHABILITATION COUNCIL:

Duties, functions, transferred, Sub HB 329.

VETERINARIANS:

Narcotics, drugs, prescriptions, use, monthly report, requirement, SB 391.
Professional service corporations, authorized, *SB 109, CH. 122.
Veterinary school, health sciences complex, Spokane, feasibility report, SB 456.
W.S.U., health sciences education center, transfer, feasibility study, Sub SB 456.

VETOES:

Governor, power regulation, SJR 4.

VICE PRESIDENT PRO TEMPORE:

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VIET NAM:

Veterans, bonus payment, SB 200.
Widows, wives, certain, college tuition fees, exempted, SB 521.

VITAL STATISTICS:

Birth, registrar, filing requirements, *SB 42, CH. 279 EX. PV.
Bureau, obsolete constitutional provision repealed, SJR 16.
Divorce, registrar, filing required, *SB 42, CH. 279 EX. PV.
Marriage licenses, registrar filing required, *SB 42, CH. 279 EX. PV.

*Indicates bills passed by both Senate and House.

VOCATIONAL EDUCATION:

- Advisory council on, creation, membership, duties, *SB 556, CH. 283 EX. PV.
- Apprenticeship programs, discrimination prohibited, *HB 742, CH. 183 EX.
- Community colleges, fire service training, coordinating council administration, *SB 458, CH. 98 EX.
- Service programs, business tax credits, HB 682, SB 627.
- Coordinating council for occupational education, membership, *SB 556, CH. 283 EX. PV.
- Division, programs, duties, transferred, SB 638.
- Handicapped, occupational education, cash assistance funds, HB 14.
- Program administration, reorganization, SB 638, *SB 556, CH. 283 EX. PV.
- State, legislative budget committee study, *SB 556, CH. 283 EX. PV.
- Programs, council, federal compliance, general revisions, SB 638, *SB 556, CH. 283 EX. PV.
- School districts, community colleges, jurisdiction, *2nd Sub HB 480, CH. 261 EX. PV.
- Sheltered workshops, state pay authorized, SB 67, *HB 13, CH. 105.
- Study, education omnibus bill, *SB 556, CH. 283 EX. PV.
- Vocational instructors, pension plans, optional, SB 441.
- Vocational-technical institutes, faculty senates, creation, *SB 556, CH. 283 EX. PV.
- Workmen's compensation, vocational training period, payments continued, SB 101.
- Youth organizations, vocational, educational, continued federal support petitioned, *HJM 18.

VOCATIONAL REHABILITATION:

- Division, abolished, duties transferred, Sub HB 330.
- Duties, functions transferred, Sub HB 329, Sub HB 330.
- Services, expanded, HB 748.
- Occupational education coordinating council, duties, functions transferred, Sub HB 329, Sub HB 330.

VOLUNTEER FIREMEN'S PENSION ACT:

- General amendments, *SB 183, CH. 118.

VOTERS AND VOTING: (see also Elections, also Ballots)

- Absentee ballots, application forms, voter's pamphlet publication, *HB 15, CH. 72 EX.
- Election, fee increased, HB 351, SB 354, SB 562.
- Elections, open primary, straight party voting, SB 426.
- Employees, paid time off, provisions, SB 621.
- English language reading, writing requirement repealed, SJR 29.
- Pamphlets, candidates, referendums, initiative statements, provisions, SB 511.
- Presidential electors, popular choice, vote requirement, HB 455, SB 562.
- Preference primary, national convention delegates, provisions, SB 59, SB 82.
- Registrars, state, office created, SB 768.
- Registration files, purging, time period shortened, SB 562.
- Residence changes, transfers, cancellations, provisions, HB 677, Sub HB 250.
- General amendments, HB 677, SB 562.
- Residency, registration, time requirements reduced, SJR 26.
- State voter registrars, office created, SB 768.
- Voting age, reduced to 18, SJR 12, SJR 27.
- Voting devices, tally systems, use, all elections, all counties, SB 440, SB 562.
- Use, election officers instruction provisions, HB 351.

WAHAKIYAKUM COUNTY:

- Columbia river, below Longview, park location, site study, *SCR 11.
- Tidelands, state, conveyance to Fritz Gilbertsen authorized, SB 674.

*Indicates bills passed by both Senate and House.

WALLACE FALLS:

State park, land acquisition, *SB 233, CH. 41.

WALSH, HAROLD:

Member, highway commission, governor's appointment,
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WAREHOUSES:

Explosives, storage, state explosives act, *Sub HB 31, CH. 137 EX.
Grain, warehousemen, dealers, regulation exemptions, definitions revised, *HB 291, CH.
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WARRANTS:

Arrest, disclosure provisions, SB 420.
Search, justice courts issuance authorized, HB 842.
Counties, accounts register, interest payment notations, *SB 241, CH. 48 EX.
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PUD, electric, power prepayments, bond issuance, SB 576.
School districts, joint purchasing agency, issuance, *HB 101, CH. 53.
Search, major felonies, issuance provisions, SB 383.
Seizure, felony cases, issuance, *SB 163, CH. 83.
State, duplicate issuance, public assistance recipients, exempted, HB 529.

WASHINGTON CORRECTION CENTER:

Appropriation, honor housing, *SB 488, CH. 187 EX.

WASHINGTON EMPLOYEES' RETIREMENT SYSTEM:

State officials, appointive, prior service credits, SB 102.

WASHINGTON LAW ENFORCEMENT:

Officers' retirement system established, rules, regulations, SB 74, *Sub SB 74, CH. 209
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*Indicates bills passed by both Senate and House.

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- Solid, salvage, reclamation, program, SB 758.
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- Division, environmental quality department, created, *HB 596, CH. 134 EX.

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 - Offshore mining, regulation, licensing, SB 755.
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*Indicates bills passed by both Senate and House.

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Public lands, certain, Washington State University sales, leases authorized, *HB 774, CH. 28 EX.

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WILLIAMS, J. JOY:

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WILSON, DONALD ROSS:

Elected, temporary secretary of the Senate May 2, 1969,

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WILSON, MRS. FREDERICK (MARY):

Member, board of trustees, EWSC, governor's appointment,

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*Indicates bills passed by both Senate and House.

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- Mothers, unemployed, child day care centers, program, SB 24.
 - Working, child day care centers, pilot program, class AA counties, SB 742, Sub SB 742.
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- Leadership, admiration, respect recognized, *SR 1969-31 pp. 572-575
- President pro tempore, nominated p. 4

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*Indicates bills passed by both Senate and House.

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